

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by Florida Power & Light Company for Base Rate Increase		DOCKET NO. 20250011-EI DATED: AUGUST 4, 2025
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**FLORIDIANS AGAINST INCREASED RATES, INC.’S MOTION FOR
AND NOTICE OF INTENT TO SEEK OFFICIAL RECOGNITION**

Pursuant to Section 120.569(2)(i), Florida Statutes, Sections 90.201-.203, Florida Statutes, Rule 28-106.213(6), Florida Administrative Code (“F.A.C.”), and Paragraph VI.H of the Order Establishing Procedure for this docket, Order No. PSC-2025-0075-PCO-EI, Floridians Against Increased Rates, Inc. (“FAIR”) hereby respectfully moves the Florida Public Service Commission to take official recognition of the following documents and gives notice to all parties of its intent to request official recognition.

EXHIBIT A: Bluefield Waterworks & Improvement Co. v. Public Service Commission of West Virginia, 262 U.S. 679 (1923).

EXHIBIT B: Federal Power Commission v. Hope Natural Gas Co., 320 U.S. 591 (1944).

EXHIBIT C: In Re: Georgia Power Company’s 2022 Rate Case, Docket No. 44280, Order Adopting Settlement Agreement as Modified, Ga. P.S.C. Doc. No. 192550 (Ga. P.S.C., Dec. 30, 2022).

EXHIBIT D: In Re: Georgia Power Company’s 2022 Rate Case, Docket No. 44280, Order Granting Joint Petition of Georgia Power Company and the Public Interest Advocacy Staff and Approval of the Stipulation to Extend the Alternative Rate Plan, Ga. P.S.C. Doc. No. 223495 (Ga. P.S.C., July 31, 2025).

The foregoing documents are orders of the United States Supreme Court and orders of the Commission’s sister regulatory authority in Georgia, the Georgia Public

Service Commission. Pursuant to Section 90.202(5), Florida Statutes, the Commission may take official notice or recognition of official actions of the legislative, executive, and judicial departments of the United States or of any state, territory, or jurisdiction of the United States; pursuant to Section 90.203, Florida Statutes, the Commission shall take official notice or recognition of any matter in Section 90.202 when a party requests it and gives each party to the proceeding timely written notice of the request. FAIR is hereby making such request and giving such timely notice, i.e., within the time specified in the Order Establishing Procedure, and accordingly, FAIR is relying upon the provisions of Sections 90.202-.203, Florida Statutes, for the Commission to take official recognition and notice of the documents listed above.

Hope and Bluefield are well-known and recognized opinions of the United States Supreme Court and are therefore within the scope of Section 90.202(5), Fla. Stat. Similarly, and to the same legal effect and conclusion, the two orders of the Georgia Public Service Commission are official actions of the state government of the State of Georgia, and thus within the scope of Section 90.202(5), Fla. Stat. Since all four documents are within the scope of Section 90.202(5), and since FAIR is giving notice of its intent to request official recognition of these federal and state government actions in the time prescribed by the Order Establishing Procedure, FAIR believes that the Commission must take official recognition of these documents.

The undersigned attempted to confer via email with all parties on the service list. The Office of Public Counsel, Walmart, Florida Rising, LULAC, and ECOSWF support

the motion. The following parties stated that they do not object to FAIR's motion: FEA, FRF, and the Fuel Retailers. The following take no position: FPL, FEIA, SACE, Electrify America, FIPUG, and the Commission Staff. No party has objected to any of the documents for which FAIR seeks official recognition.

This Motion and Notice is being filed by electronic mail to the Commission's discovery email address, discovery-gcl@psc.state.fl.us, and contemporaneously served on all parties to this proceeding, as indicated on the attached certificate of service.

Respectfully submitted this 4th day of August, 2025.

/s/Robert Scheffel Wright

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by electronic mail on this 4th day of August, 2025, to the following:

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