

IN THE SUPREME COURT STATE OF FLORIDA

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|---------------------------|---|---------------------------|
| SOUTHERN ALLIANCE FOR |) | |
| CLEAN ENERGY, |) | |
| |) | |
| Appellant, |) | |
| |) | |
| v. |) | SC Case No.: SC11-2465 |
| |) | |
| |) | PSC Docket No.: 110009-EI |
| |) | |
| ART GRAHAM, ETC., ET AL., |) | |
| |) | |
| Appellees. |) | |
| _____ |) | |

AMENDED MOTION TO SEEK LEAVE TO FILE A BRIEF ON THE MERITS AS AMICI CURIAE

Representative Michelle Rehwinkel Vasilinda, Senator Michael Fasano, Senator Charles Dean, Sr., and Representative Mark Pafford seek leave of the Court to file a brief, on the merits, as *amici curiae* in the Florida Supreme Court, pursuant to Rule 9.370. This case is of interest to Representative Rehwinkel Vasilinda, Senator Fasano, Senator Dean, and Representative Pafford as legislators, because the case bears closely on important legislative matters, including, but not limited to, operations of the Florida Public Service Commission and the impact of advanced nuclear cost recovery on Floridians. Representative Rehwinkel Vasilinda, Senator Fasano, Senator Dean, and Representative Pafford will address the unconstitutionality of the advanced nuclear cost recovery process allowed by §366.93, Florida Statutes (2006). This group of legislators offers extensive knowledge of the legislative process, expertise in the operations of the Florida Public Service Commission, and a full understanding of the impact of advanced nuclear cost recovery on ratepayers, making it an asset to the court.

Representative Rehwinkel Vasilinda, Senator Fasano, Senator Dean, and Representative Pafford will appear on behalf of appellant, Southern Alliance for Clean Energy. The Southern Alliance for Clean Energy and the Florida Public Service Commission consent to the filing of this brief. Florida Power and Light

Company and Progress Energy Florida, Inc. do not consent to the filing of this brief.

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing **AMENDED MOTION FOR LEAVE TO FILE A BRIEF AS AMICI CURIAE** has been furnished by electronic mail (e-mail) and U.S. mail on this 19th day of March, 2012.

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