

**IN THE SUPREME COURT OF FLORIDA**

CITIZENS OF THE  
STATE OF FLORIDA

Case No.: SC18-213

Appellant,

Lower Tribunal

Case No.: 20180007-EI

vs.

JULIE IMANUEL BROWN, ETC.,  
ET AL.

Appellees.

**APPELLEE FLORIDA POWER & LIGHT  
COMPANY'S MOTION FOR EXTENSION OF  
TIME FOR APPELLEES TO SERVE ANSWER BRIEFS**

Pursuant to Rule 9.300 of the Florida Rules of Appellate Procedure, Appellee Florida Power & Light Company ("FPL") submits this Motion for Extension of Time for Appellees To Serve Answer Briefs. FPL requests that Appellees be granted an extension of time to serve answer briefs, through and including July 23, 2018. In support, FPL states as follows:

1. On February 5, 2018, appellant, Citizens of the State of Florida through the Office of Public Counsel ("OPC") filed its Notice of Appeal in this case. On April 6, 2018, OPC requested an enlargement of time, through and including May 1, 2018, to file its initial brief. Appellees did not oppose OPC's request for enlargement. On April 9, 2018, this Court entered an order granting

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OPC's unopposed motion for enlargement of time. In total, OPC had 86 days to prepare its initial brief.

2. OPC filed and served its initial brief on May 1, 2018, and an amended<sup>1</sup> initial brief on May 3, 2018. Pursuant to Florida Rule of Appellate Procedure 9.100(k), Appellees answer brief is due May 23, 2018.

3. FPL requests a 60-day extension, through and including July 23, 2018, to file its answer brief. The extension would allow FPL a total of 80 days to prepare its answer brief, six fewer days than OPC had to prepare its initial brief. This requested extension is reasonably required due to counsel for FPL's commitments on other dockets and appeals, including its briefing obligations in Case No. SC18-226 pending before this Court, as well as pre-planned vacation schedules.

4. FPL further requests that the requested July 23, 2018 deadline apply to all appellees in order to promote the efficient processing of this appeal.

5. The undersigned counsel is authorized to represent that Appellee, Florida Public Service Commission ("Commission"), supports this motion.

6. The undersigned counsel has contacted counsel for Appellant OPC and is authorized to represent that OPC is not opposed to an extension of 50 days, through and including July 13, 2018, for FPL and the Commission to file their

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<sup>1</sup> OPC amended its brief only to correct the references to page numbers in its Appendix.

Answer Briefs.<sup>2</sup> However, OPC advised that it does not agree to the 60-day extension requested herein due to concerns regarding resource constraints after July 23, 2018, the period in which it would be required to prepare its reply brief. To address OPC's stated concerns, both FPL and the Commission agree to support any enlargement of time OPC might require to prepare its reply brief as a consequence of the 60-day extension requested herein.

7. This motion is made in good faith and not for the purpose of delay.

WHEREFORE, for these reasons, Appellee, Florida Power & Light Company, requests an extension of time of up to and including July 23, 2018, for Appellee answer briefs to be served in this case.

Respectfully submitted,

s/ Maria J. Moncada

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**Florida Power & Light Company**

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<sup>2</sup> FPL advised OPC that counsel for FPL will be out of the state July 3, 2018 through July 13, 2018.

**CERTIFICATE OF COMPLIANCE**

I certify that the foregoing complies with the font requirement of Florida Rule of Appellate Procedure 9.210(a)(2) and is submitted in Times New Roman 14-point font.

By: s/Maria J. Moncada  
Maria J. Moncada

**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that a true and correct copy of the foregoing has been furnished via electronic mail this 7th day of May 2018 to all counsel on the attached service list.

By: s/Maria J. Moncada  
Maria J. Moncada

**SERVICE LIST**

Case No. SC18-213

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