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JOSE R. OLIVA
*Speaker of the House of
Representatives*

September 13, 2019

CONFIDENTIAL TESTIMONY ATTACHED

Adam J. Teitzman, Commission Clerk
Office of Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399

Re: Docket No. 20190001-EI- CONFIDENTIAL FILING
Fuel and purchased power cost recovery clause with generating performance incentive factor.

Dear Mr. Teitzman:

Enclosed for filing in this docket on behalf of the Office of Public Counsel ("OPC") is a CD copy of the confidential version of the direct testimony and exhibits of Richard A. Polich, P.E.

The testimony and exhibits of Mr. Polich contain information that Duke Energy Florida, LLC (DEF) has asserted to be confidential or highly confidential. Today, the OPC is providing the testimony and exhibits of Mr. Polich to DEF for its review. DEF will redact the material it claims to be confidential, and return a redacted version of the testimony to the OPC for filing with the Commission. Accordingly, DEF will file a Notice of Intent to Claim Confidential Classification today in advance of the OPC filing in order to protect its claims pending its review and further filings. It is also our understanding that after review of the testimony, DEF will provide any Request for Confidential Classification ("RCC"), including the highlighted confidential material and the accompanying detailed justification, in a separate filing that will necessitate that the testimony filed today be replaced at that time with the highlighted version of the complete, unredacted testimony. At that time DEF will also provide redacted pages for use in filing a public version of any material it claims to be confidential pursuant to an RCC, the OPC reserves its right to challenge DEF's claims of confidentiality at the appropriate time.

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The OPC will, upon confirmation in writing from DEF that such party, if any, is authorized to receive the information, serve the confidential version of testimony on any party authorized to receive it. Staff and all other parties will be served with a Public Version as soon as it becomes available.

Please indicate the time and date of receipt on the enclosed duplicate of this letter and return it to our office. Thank you for your assistance.

Sincerely,

/s/ Charles J. Rehwinkel
Charles J. Rehwinkel
Deputy Public Counsel
Florida Bar No. 527599

Enclosures

cc: (letter only) Parties of Record

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Direct Testimony and Exhibits of Richard A. Polich has been furnished to the following parties by overnight delivery, hand delivery, or electronic mail on this 13th day of September, 2019.

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/s/Charles J. Rehwinkel
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*Not served at this time. One (1) copy of the confidential testimony has been filed with the PSC Commission Clerk's Office under seal, pending confidentiality determination. All other parties will be served with a Public Version as soon as it becomes available.