



Dianne M. Triplett
DEPUTY GENERAL COUNSEL

June 4, 2024

VIA ELECTRONIC MAIL

Mr. Adam J. Teitzman, Commission Clerk
Office of Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Re: Docket 20240025-EI, Petition for Rate Increase by Duke Energy Florida, LLC

Dear Mr. Teitzman,

Please find enclosed for electronic filing on behalf of Duke Energy Florida, LLC ("DEF"), DEF's Request for Confidential Classification for certain information provided in its Responses to OPC's Tenth Set of Interrogatories (Nos. 245-276) and Tenth Request for Production of Documents (Nos. 94-105). The filing includes the following:

- DEF's Request for Confidential Classification
- Slip-sheet for confidential Exhibit A
- Redacted Exhibit B (two copies)
- Exhibit C (justification matrix), and
- Exhibit D (affidavits of Hans Jacob and Jeffrey Kopp)

DEF's confidential Exhibit A that accompanies the above-referenced was submitted with DEF's Notice of Intent to Request Confidential Classification on May 15, 2024, under separate cover.

Thank you for your assistance in this matter. Please feel free to call me at (727) 820-4692 should you have any questions concerning this filing.

Respectfully,

/s/ Dianne M. Triplett

Dianne M. Triplett

DMT/mw
Attachments

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by Duke Energy Florida, LLC
for rate increase

DOCKET NO. 20240025-EI

Dated: June 4, 2024

**DUKE ENERGY FLORIDA, LLC'S
REQUEST FOR CONFIDENTIAL CLASSIFICATION**

Duke Energy Florida, LLC (“DEF” or “Company”), pursuant to Section 366.093, Florida Statutes (F.S.), and Rule 25-22.006, Florida Administrative Code (F.A.C.), submits this Request for Confidential Classification for certain information contained in its Response to the Office of the Public Counsel’s (“OPC”) Tenth Request for Production of Documents (Nos. 94-105) and Tenth Set of Interrogatories (Nos. 245-276). DEF’s Notice of Intent to Request Confidential Classification was filed May 15, 2024. This Request is timely. See Rule 25-22.006(3)(a)1, E.A.C. In support of this Request, DEF states:

1. Documents responsive to OPC’s Tenth Request for Production of Documents, specifically, Questions 94, 97, and 98, and OPC’s Tenth Set of Interrogatories, specifically, Questions 257, 263, 265, and 268, contain “confidential proprietary business information” under Section 366.093(3), F.S.

2. The following exhibits are included with this request:

(a) Sealed Composite Exhibit A is a package containing unredacted copies of all documents for which DEF seeks confidential treatment. Composite Exhibit A was submitted separately in a sealed envelope labeled “CONFIDENTIAL” on May 15, 2024. In the unredacted versions, the information asserted to be confidential is highlighted in yellow.

(b) Composite Exhibit B is a package containing two copies of redacted versions of the documents for which DEF requests confidential classification. The specific information for which confidential treatment is requested has been blocked out by opaque marker or other means.

(c) Exhibit C is a table which identifies by page and line the information for which DEF seeks confidential classification and the specific statutory bases for seeking confidential treatment.

(d) Exhibit D includes affidavits of Jeffrey T. Kopp and Hans Jacob, attesting to the confidential nature of the information identified in Exhibit C.

3. As indicated in Exhibit C, the information for which DEF requires confidential classification is “proprietary confidential business information” within the meaning of § 366.093(3), F.S. Specifically:

(a) The information at issue in DEF’s responses to OPC’s Tenth Request for Production of Documents, Questions 94, 97, and 98, and OPC’s Tenth Set of Interrogatories, Questions 257 and 265, include data used to produce a dismantlement study. The study (and the model used to create it) is propriety and public disclosure would permit competitors to copy it. In addition, the documents reflect DEF’s dismantlement costs (to include for labor and other services) and scrap values. Thus, disclosure would impair competition in the marketplace.

(b) The information at issue in DEF’s responses to OPC’s Tenth Set of Interrogatories, Question 263, includes pricing information relating to leases for real estate. That information relates to DEF’s competitive business interests, and, absent confidential classification, disclosure of that information would impair DEF’s ability to compete in the marketplace. The documents also contain detailed information about the location of solar generation projects. Disclosure of that information could pose significant security risk to DEF, its customers, and the

transmission grid.

(c) The information at issue in DEF's response to OPC's Tenth Set of Interrogatories, Question 268, includes costs associated with DEF's energy storage projects, including pricing relating to contracts for goods and services. Disclosure of this non-public information could alter contractors' behavior to the detriment of DEF, its customers, and its affiliates. Thus, absent confidential classification, DEF and its affiliates' efforts to contract for goods and services on favorable terms may be impaired.

4. The information identified in Exhibits A and C is intended to be and is treated as confidential by DEF. *See* Exhibit D. Further, that information has not been disclosed to the public. *See* Exhibit D.

5. It follows that the information identified in Exhibits A and C is proprietary confidential information, which would cause harm to DEF and ratepayers if disclosed and which is exempt from disclosure under the Public Records Act pursuant to § 366.093(3), F.S.

6. Accordingly, DEF requests that the information identified in Exhibit A be classified as "proprietary confidential business information" within the meaning of section 366.093(3), F.S., that the information remain confidential for a period of at least 18 months as provided in section 366.093(4) F.S., and that the information be returned as soon as it is no longer necessary for the Commission to conduct its business.

WHEREFORE, for the foregoing reasons, DEF respectfully requests that this Request for Confidential Classification be granted.

RESPECTFULLY SUBMITTED this 4th day of June, 2024.

/s/Dianne M. Triplett

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Attorneys for Duke Energy Florida, LLC

CERTIFICATE OF SERVICE
Docket No. 20240025-EI

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via electronic mail to the following this 4th day of June, 2024.

/s/ Dianne M. Triplett
Attorney

Jennifer Crawford / Major Thompson /
Shaw Stiller
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Allan J. Charles, Esq.
Lori Killinger, Esq.
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killinger@llw-law.com

Exhibit A

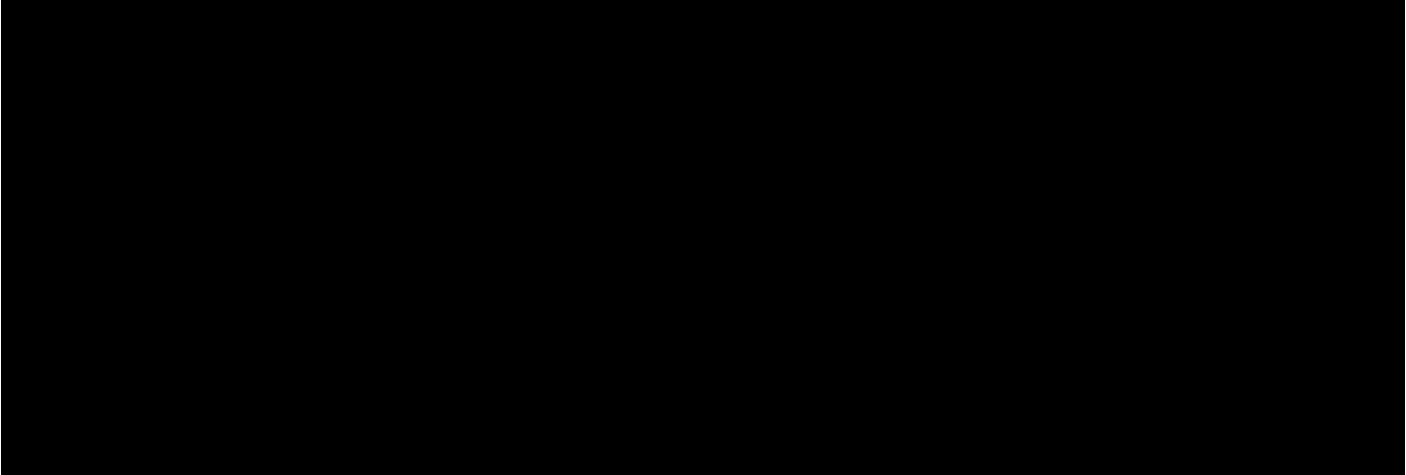
“CONFIDENTIAL”

(filed under separate cover on May 15, 2024)

Exhibit B

REDACTED

(copy-one)

Sum of Total Cost Amt			
Purchase Order	2021	2022	2023
			
	\$ 182,390.91	\$ 572,671.03	\$ 99,155.77

REDACTED
DOCUMENTS BEARING BATES NUMBERS
20240025-OPCROG10-00030002through 20240025-
OPCROG10-00030160
ARE REDACTED IN THEIR ENTIRETY

REDACTED
DOCUMENTS BEARING BATES NUMBERS
20240025-OPCROG10-00030161 through 20240025-
OPCROG10-00030169
ARE REDACTED IN THEIR ENTIRETY

REDACTED

Suwannee EPC

	Consolidated EPC Cost	Balance of Project Cost	LNTP Cost	Notes
Electrical Scope (Engineering Only)	\$ 612,839	\$ 475,184	\$ 137,655	for coordination and review of studies, Grid scope, Substation scope, and overall project coordination with BASF.
Civil Scope (Engineering Only)	\$ 111,920	\$ 65,688	\$ 46,232	Increase of Engineering hours to account for added substation and tie in scope.
PE Certification of Readiness				
Container Installed (materials and installation)	\$ 100,299	\$ 100,299	\$ -	REMOVE PLUGGING PLATE, INSTALL PANEL ATTACH NAME PLATE AND STICKER, PAINTING ON CONTAINER, DISCONNECTION OF MAIN CIRCUIT IN CONTROL AREA (INCLUDES HOURS FOR AN ENERGIZED WORK PERMIT), INSTALLATION OF SO2 SENSOR, REMOVING AIR BAG AND CUSHIONING MATERIAL, AC 480V TERMINATIONS, GROUND CABLE ROUTING, PROFIBUS CABLE ROUTING, AC 120V CABLE ROUTING, AC 480V CABLE ROUTING, BUS DUCT INSTALL, BUS DUCT COVER INSTALL, BUS BAR ASSEMBLY, CONNECTION OF MAIN CIRCUIT IN CONTROL AREA (INCLUDES HOURS FOR AN ENERGIZED WORK PERMIT), INSTALLATION OF CABLE BOX SEALING PLATE, CONNECTING CABLE FROM OUTSIDE CABLE BOX TO INSIDE CONTAINER, FIELD CABLE FIXING, LOWER SIDE CABLE BOX INSTALL, BUS DUCT COVER LID, GROUND TERMINATIONS, AC 120V TERMINATIONS, BESS CONTAINER TWIST LOCK TIE DOWN, BESS CONTAINER TWIST LOCK TIE DOWN SHIM MATERIAL
Installation - Container(s)	\$ 109,245	\$ 109,245	\$ -	Grounding, Installation of the Container
HVAC Equipment	\$ -	\$ -	\$ -	Provided with BASF Battery System
HVAC Installation	\$ 82,728	\$ 82,728	\$ -	
Fire Protection System - Equipment	\$ 125,185	\$ 125,185	\$ -	Pricing includes costs for Hiller to perform general consulting, fire protection and detection system design, and engineering studies that include the Hazard Mitigation Analysis, Blast Study, and SO2 Plume Study. OCI sent fire protection specifications to Hiller on 10/11 based on agreed upon expectations to Exhibit A-1-2C, with receipt of quotation on 10/23. BASF provided a preliminary DOR regarding installation of detectors within NAS containers on 10/13. Due to these dates and pending confirmation of physical fire protection design interior and exterior to the NAS containers, the pricing does not include costs for Hiller to provide fire protection hardware or commissioning/labor. This pricing will be provided upon confirmation of fire protection design within the NAS containers, which will allow for confirmation of fire protection design exterior to NAS containers, and DOR regrading installation of heat detectors within the NAS containers. Both of which will allow for confirmation of commissioning/labor costs. Excluded cost will be handled as a PAR once confirmed.
Fire Protection System - Installation	\$ 1,112	\$ 1,112	\$ -	removed the installation of 3 LFACP's. Will be included in future Fire Protection PAR.
Power Conversion System				In Inverters
Medium Voltage Transformers	\$ 466,997	\$ 466,997	\$ -	Additional 2 aux transformers per the request of Duke.
Inverters	\$ 1,328,777	\$ 1,146,530	\$ 182,247	Based on recent price received from EPC Power
Battery Installation				In Container Installed and Installation - Containers
PCS Installation - Exterior to Battery Energy Storage System				
Medium Voltage Transformer Installation				
AC Cable Materials	\$ 794,615	\$ 794,615	\$ -	\$455,519 is included for ROM pricing of the OH Line. The remaining value is a result of the addition of conduit and the GOABs for the alternate aux feeds. Item remains open to adjustment via PAR at a later date
AC Cable Installation	\$ 166,079	\$ 166,079	\$ -	ROM pricing above will be split between this item and item above when quote is received. OCI is assuming the conduit under the road will be provided and installed by Duke. Item remains open to adjustment via PAR at a later date
DC Cable Materials	\$ 56,623	\$ 56,623	\$ -	Raceway, Cable, Terminations

REDACTED

DC Cable Installation	\$	72,810	\$	72,810	\$	-
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REDACTED



REDACTED
DOCUMENTS BEARING BATES NUMBER 20240025-
OPCPOD10-00019757 THROUGH 20240025-
OPCPOD10-00019901
ARE REDACTED IN THEIR ENTIRETY

REDACTED
DOCUMENTS BEARING BATES NUMBERS
20240025-OPCPOD10-00020031 through
20240025-OPCPOD10-00020036
ARE REDACTED IN THEIR ENTIRETY

REDACTED
DOCUMENTS BEARING BATES NUMBER 20240025-
OPCPOD10-00020037 THROUGH 20240025-
OPCPOD10-00022819
ARE REDACTED IN THEIR ENTIRETY

REDACTED
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OPCPOD10-00020037 THROUGH 20240025-
OPCPOD10-00022819
ARE REDACTED IN THEIR ENTIRETY

Exhibit B

REDACTED

(copy-two)

REDACTED
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20240025-OPCROG10-00030002through 20240025-
OPCROG10-00030160
ARE REDACTED IN THEIR ENTIRETY

REDACTED
DOCUMENTS BEARING BATES NUMBERS
20240025-OPCROG10-00030161 through 20240025-
OPCROG10-00030169
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REDACTED

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Installation - Container(s)	\$ 109,245	\$ 109,245	\$ -	Grounding, Installation of the Container
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HVAC Installation	\$ 82,728	\$ 82,728	\$ -	
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DC Cable Materials	\$ 56,623	\$ 56,623	\$ -	Raceway, Cable, Terminations

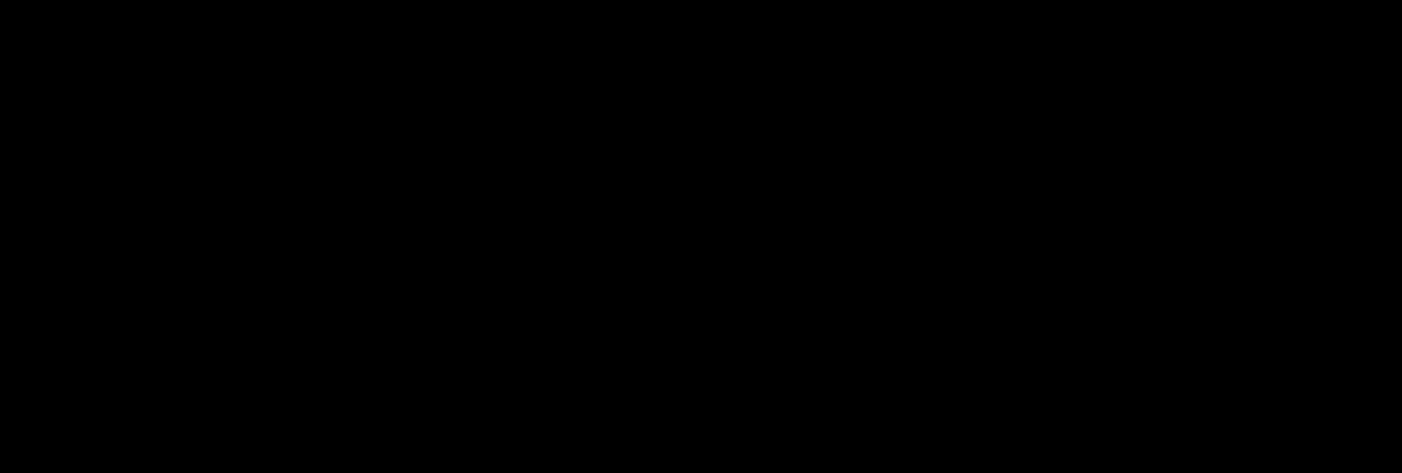
REDACTED

DC Cable Installation	\$	72,810	\$	72,810	\$	-
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REDACTED



Sum of Total Cost Amt	2021	2022	2023
Purchase Order			
			
Grand Total	\$ 182,390.91	\$ 572,671.03	\$ 99,155.77

REDACTED
DOCUMENTS BEARING BATES NUMBER 20240025-
OPCPOD10-00019757 THROUGH 20240025-
OPCPOD10-00019901
ARE REDACTED IN THEIR ENTIRETY

REDACTED
DOCUMENTS BEARING BATES NUMBERS
20240025-OPCPOD10-00020031 through
20240025-OPCPOD10-00020036
ARE REDACTED IN THEIR ENTIRETY

REDACTED
DOCUMENTS BEARING BATES NUMBER 20240025-
OPCPOD10-00020037 THROUGH 20240025-
OPCPOD10-00022819
ARE REDACTED IN THEIR ENTIRETY

REDACTED
DOCUMENTS BEARING BATES NUMBER 20240025-
OPCPOD10-00020037 THROUGH 20240025-
OPCPOD10-00022819
ARE REDACTED IN THEIR ENTIRETY

Exhibit C

DUKE ENERGY FLORIDA Confidentiality Justification Matrix

RESPONSE/DOCUMENT	PAGE/LINE	JUSTIFICATION
DEF's Response to OPC's Tenth Request for Production of Documents (Nos. 94-105), specifically, Question 94.	Question 94: Documents bearing bates numbers 20240025-OPCPOD10-00019832 through 20240025-OPCPOD10-00019901 and 20240025-OPCPOD10-00019757 through 20240025-OPCPOD10-00019831 are confidential in their entirety.	§366.093(3)(e), F.S. The documents in question contain confidential information relating to competitive business interests, the disclosure of which would impair the competitive business of the provider/owner of the information.
DEF's Response to OPC's Tenth Request for Production of Documents (Nos. 94-105), specifically, Question 97.	Question 97: Documents bearing bates numbers 20240025-OPCPOD10-00020031 through 20240025-OPCPOD10-00020036 are confidential in their entirety.	§366.093(3)(e), F.S. The documents in question contain confidential information relating to competitive business interests, the disclosure of which would impair the competitive business of the provider/owner of the information.
DEF's Response to OPC's Tenth Request for Production of Documents (Nos. 94-105), specifically, Question 98.	Question 98: Documents bearing bates numbers 20240025-OPCPOD10-00020037 through 20240025-OPCPOD10-00022819 are confidential in their entirety.	§366.093(3)(e), F.S. The documents in question contain confidential information relating to competitive business interests, the disclosure of which would impair the competitive business of the provider/owner of the information.
DEF's Response to OPC's Tenth Set of Interrogatories (Nos. 245-276), specifically, Question 257.	Question 257: The document bearing bates number 20240025-OPCROG10-00029986 is confidential in its entirety.	§366.093(3)(e), F.S. The document in question contains confidential information relating to competitive business

		interests, the disclosure of which would impair the competitive business of the provider/owner of the information.
DEF's Response to OPC's Tenth Set of Interrogatories (Nos. 245-276), specifically, Question 263.	Question 263: Documents bearing bates numbers 20240025-OPCPOD10-00030002 through 20240025-OPCPOD10-00030160 are confidential in their entirety.	§366.093(3)(e), F.S. The documents in question contain confidential information relating to competitive business interests, the disclosure of which would impair the competitive business of the provider/owner of the information. §366.093(3)(c), F.S. The documents in question contain confidential security measures, systems, or procedures.
DEF's Response to OPC's Tenth Set of Interrogatories (Nos. 245-276), specifically, Question 265.	Question 265: Documents bearing bates numbers 20240025-OPCPOD10-00030161 through 20240025-OPCPOD10-00030169 are confidential in their entirety.	§366.093(3)(e), F.S. The documents in question contain confidential information relating to competitive business interests, the disclosure of which would impair the competitive business of the provider/owner of the information.
DEF's Response to OPC's Tenth Set of Interrogatories (Nos. 245-276), specifically, Question 268.	Question 268: Documents bearing bates numbers 20240025-OPCPOD10-00030170 through 20240025-OPCPOD10-00030172 are confidential in their entirety.	§366.093(3)(d), F.S. The documents in question contain confidential information, the disclosure of which would impair DEF's efforts to contract for goods or services on favorable terms.

Exhibit D

AFFIDAVITS OF HANS JACOB AND JEFFREY T. KOPP

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by Duke Energy Florida, LLC
for rate increase

DOCKET NO. 20240025-EI

Dated: June 4, 2024

**AFFIDAVIT OF HANS JACOB IN SUPPORT OF
DUKE ENERGY FLORIDA, LLC'S
REQUEST FOR CONFIDENTIAL CLASSIFICATION**

STATE OF FLORIDA

COUNTY OF PINELLAS

BEFORE ME, the undersigned authority duly authorized to administer oaths, personally appeared Hans Jacob, who being first duly sworn, on oath deposes and says that:

1. My name is Hans Jacob. I am over the age of 18 years old, and I have been authorized by Duke Energy Florida (hereinafter "DEF" or the "Company") to give this affidavit in the above-styled proceeding on DEF's behalf and in support of DEF's Request for Confidential Classification (the "Request"). The facts attested to in my affidavit are based upon my personal knowledge.

2. I am employed by Duke Energy Corporation as Director of Renewable Business Development.

3. As a Director of Renewable Business Development, I am responsible for the development of battery energy storage systems ("BESS") projects in Florida on behalf of DEF. I lead a team of project developers responsible for the initiation and deployment of regulated battery

energy storage and microgrid systems.

4. DEF is seeking confidential classification for information contained in response to the Office of the Public Counsel's ("OPC") Tenth Set of Interrogatories, Question 268. A detailed description of the confidential information at issue is contained in Exhibit A to DEF's Request and is outlined in DEF's Confidentiality Justification Matrix that is attached to DEF's Request as Exhibit C. DEF is requesting confidential classification of this confidential information for the reasons set forth below.

5. Documents produced in response to OPC's Tenth Set of Interrogatories, Question 268, contain confidential information. Specifically, these documents contain costs associated with DEF's energy storage projects, including pricing relating to contracts for goods and services. Disclosure of this non-public information could alter contractors' behavior to the detriment of DEF, its customers, and its affiliates. Thus, absent confidential classification, DEF and its affiliates' efforts to contract for goods and services on favorable terms may be impaired.

6. Upon receipt of confidential information, strict procedures are established and followed to maintain the confidentiality of the terms of the documents and information provided, including restricting access to those persons who need the information to assist DEF. At no time since receiving the information in question has DEF publicly disclosed that information. DEF has treated and continues to treat the information at issue as confidential.

7. This concludes my affidavit.

Further affiant sayeth not.

Dated the ____ day of _____, 2024.

(Signature)
Hans Jacob
Director, Renewable Business Development
Duke Energy Corporation

THE FOREGOING INSTRUMENT was sworn to and subscribed before me this ____ day of _____, 2024 by Hans Jacob. He is personally known to me or has produced his _____ driver's license, or his _____ as identification.

(Signature)

(AFFIX NOTARIAL SEAL)

(Printed Name)
NOTARY PUBLIC, STATE OF _____

(Commission Expiration Date)

(Serial Number, If Any)

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by Duke Energy Florida, LLC
for rate increase

DOCKET NO. 20240025-EI

Dated: June 4, 2024

**AFFIDAVIT OF JEFFREY T. KOPP IN SUPPORT OF
DUKE ENERGY FLORIDA, LLC'S
REQUEST FOR CONFIDENTIAL CLASSIFICATION**

STATE OF NORTH CAROLINA

COUNTY OF MECKLENBURG

BEFORE ME, the undersigned authority duly authorized to administer oaths, personally appeared Jeffrey T. Kopp, who being first duly sworn, on oath deposes and says that:

1. My name is Jeffrey T. Kopp. I am over the age of 18 years old, and I have been authorized by Duke Energy Florida (hereinafter "DEF" or the "Company") to give this affidavit in the above-styled proceeding on DEF's behalf and in support of DEF's Request for Confidential Classification (the "Request"). The facts attested to in my affidavit are based upon my personal knowledge.

2. I am employed by 1898 & Co., part of Burns & McDonnell Engineering Company, Inc., as the Senior Managing Director of the Energy & Utilities Consulting Department. I oversee more than 250 engineers and consultants who provide consulting services to clients primarily in the electric power generation and electric power transmission industries, but also to other industrial and commercial clients. The services provided by this group of engineers and consultants include

decommissioning cost studies, independent engineering assessments of existing power generation assets, economic evaluations of capital expenditures, new power generation development and evaluation, electric and water rate analysis, electric transmission planning, generation resource planning, renewable power development, and other related engineering and economic assessments.

3. DEF is seeking confidential classification for information contained in response to the Office of the Public Counsel's ("OPC") Tenth Request for Production of Documents, Questions 94, 97, and 98, and OPC's Tenth Set of Interrogatories, Questions 257, 263, and 265. A detailed description of the confidential information at issue is contained in confidential Exhibit A to DEF's Request and is outlined in DEF's Confidentiality Justification Matrix that is attached to DEF's Request as Exhibit C. DEF is requesting confidential classification of this confidential information for the reasons set forth below.

4. Documents produced in response to OPC's Tenth Request for Production of Documents, Questions 94, 97, and 98, and OPC's Tenth Set of Interrogatories, Questions 257 and 265, contain confidential information. Specifically, the documents reflect data used to produce a dismantlement study. The study (and the model used to create it) is propriety, and public disclosure would permit competitors to copy it. In addition, the documents reflect DEF's dismantlement costs (to include for labor and other services) and scrap values. Thus, disclosure would impair competition in the marketplace.

5. Documents produced in response to OPC's Tenth Set of Interrogatories, Question 263, contain confidential information. Specifically, the documents contain pricing information relating to leases for real estate. That information relates to DEF's competitive business interests, and, absent confidential classification, disclosure of that information would impair DEF's ability to compete in the marketplace. The documents also contain detailed information about the location

of solar generation projects. Disclosure of that information could pose significant security risk to DEF, its customers, and the transmission grid.

6. Upon receipt of confidential information, strict procedures are established and followed to maintain the confidentiality of the terms of the documents and information provided, including restricting access to those persons who need the information to assist DEF. At no time since receiving the information in question has DEF publicly disclosed that information. DEF has treated and continues to treat the information at issue as confidential.

7. This concludes my affidavit.

Further affiant sayeth not.

Dated the ____ day of _____, 2024.

(Signature)
Jeffrey T. Kopp
Senior Managing Director
1898 & Co.

THE FOREGOING INSTRUMENT was sworn to and subscribed before me this ___ day of _____, 2024 by Jeffrey T. Kopp. He is personally known to me or has produced his _____ driver's license, or his _____ as identification.

(AFFIX NOTARIAL SEAL)

(Signature)

(Printed Name)
NOTARY PUBLIC, STATE OF _____

(Commission Expiration Date)

(Serial Number, If Any)