



Dianne M. Triplett
DEPUTY GENERAL COUNSEL

June 19, 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 Response to LULAC and FL Rising's Fifth Request for Production of Documents (Nos. 39-43). 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 Ed Scott)

DEF's confidential Exhibit A that accompanies the above-referenced was submitted with DEF's Notice of Intent to Request Confidential Classification on May 29, 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/mh
Attachments

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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

DOCKET NO. 20240025-EI

Dated: June 19, 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 (“Request”) for certain information contained in DEF’s Response to Florida Rising and League of United Latin American Citizens’ (together, “LULAC”) Fifth Request for Production of Documents (Nos. 39-43).

DEF’s Notice of Intent to Request Confidential Classification was filed May 29, 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 LULAC’s Fifth Request for Production of Documents, Questions 41 and 42, 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 29, 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 Edward L. Scott and Hans Jacob, attesting to the confidential nature of the information identified in Exhibit C.

3. As indicated in Exhibits C and D, 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 response to LULAC’s Fifth Request for Production of Documents, Question 41, includes pricing information relating to contracts for goods and services (along with other terms of such agreements). 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’s efforts to contract for goods and services on favorable terms may be impaired. In addition, these documents contain information relating to DEF’s costs with respect to electric vehicle readiness projects. That information relates to DEF’s competitive business interests, and, thus, its disclosure would impair DEF’s ability to compete in the marketplace.

(b) The information at issue in DEF’s response to LULAC’s Fifth Request for Production of Documents, Question 42, includes pricing information relating to contracts for goods and services (along with other terms of such contracts). 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's efforts to contract for goods and services on favorable terms may be impaired. In addition, the documents in question contain details about the location and nature of future transmission planning projects. Disclosure of that information could pose significant security risks to DEF, its customers, and the transmission grid.

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 be granted.

RESPECTFULLY SUBMITTED this 19th 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 19th day of June, 2024.

/s/ Dianne M. Triplett
Attorney

Jennifer Crawford / Major Thompson /
Shaw Stiller
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Exhibit A

“CONFIDENTIAL”

(filed under separate cover on May 29, 2024)

Exhibit B

REDACTED

(copy-one)

DEF's Response to LULAC & FL Rising POD 5 (39 - 43)
Q42
and
DEF's Response to LULACFLRISING POD 1 (1-8)
Q2

REDACTED
DOCUMENTS BEARING BATES NUMBER 20240025-
LULACFLRISINGPOD1-00000030
ARE REDACTED IN THEIR ENTIRETY

(transmission)

Confidential		25% Participation		You can modify participation by changing the value of E1 on "DEF Admin Costs" tab			
		2025	2026	2027	2028	2029	2030
DC							
L2							
Commercial							
Residential							
	Total All						
Residential (per Transaction)		2025	2026	2027	2028	2029	2030
5 Year Revenue Credit - L2							
New Home Builder							
	Total						
MFD Non-Residential (per Transaction)		2025	2026	2027	2028	2029	2030
5 Year Revenue Credit - L2							
5 Year Revenue Credit -DCFC							
	Total						
Non-Residential (per Transaction)		2025	2026	2027	2028	2029	2030
Public L2 Charger							
Workplace L2 Charger							
Fleet Level L2 Charger							
Public DCFC							
School Bus - DCFC							
Transit Bus - DCFC							
Custom Calculation - DCFC							
	Total	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	Participation						
		2025	2026	2027	2028	2029	2030
Revenue Credit							
Admin Costs							
Total Program Costs							
DCFC							
L2 - Commercial							
L2 - Residential							
Residential L2							
Commercial L2							
DCFC							

Confidential

Administrative Cost Estimates

		25% Participation								
		2025	2026	2027	2028	2029	2030	2031	2032	2033
DC Commercial										
L2										
Commercial										
Residential										
	Total All									
Residential (per Transaction)		2025	2026	2027	2028	2029	2030	2031	2032	2033
Submission										
Check										
Email/Chat or Call Center / Phone (per Transaction)										
Sub Total per Transaction										
Non-Residential (per Transaction)		2025	2026	2027	2028	2029	2030	2031	2032	2033
Submission										
Check										
Email/Chat or Call Center										
Sub Total per Transaction										
Annual Costs										
Management										
Platform Fee										
Check Escheat										
Registration TIN										
1099 Issuance										
1099 Issuance										
Internal Admin										
Marketing										
		<u>Platform Fees:</u>								
		2025	2026	2027	2028	2029				
Annual Costs per Transaction	Ratio	2025	2026	2027	2028	2029	2030	2031	2032	2033
Residential Allocation										
Non-Residential Allocation										
Total Program Costs		2025	2026	2027	2028	2029	2030	2031	2032	2033
Residential										
Non-Residential										
Total Vendor Costs										
Total Admin Costs										
Residential										
Non-Residential										

		100% Participation									
		2025	2026	2027	2028	2029	2030	2031	2032	2033	
DC											
L2											
Commercial											
Residential											
	Total All										
Residential (per Transaction)		2025	2026	2027	2028	2029	2030	2031	2032	2033	
Submission											
Check											
Email/Chat or Call Center											
Sub Total per Transaction											
Non-Residential (per Transaction)		2025	2026	2027	2028	2029	2030	2031	2032	2033	
Submission											
Check											
Email/Chat or Call Center											
Sub Total per Transaction											
Annual Costs											
Management											
Platform Fee											
Check Escheat											
Registration TIN											
1099 Issuance											
1099 Issuance											
Internal Admin											
Marketing											
Annual Costs per Transaction	Ratio	2025	2026	2027	2028	2029	2030	2031	2032	2033	
Residential Allocation											
Non-Residential Allocation											
Total Program Costs		2025	2026	2027	2028	2029	2030	2031	2032	2033	
Residential											
Non-Residential											
	Total Vendor Costs										
	Total Admin Costs										

Platform Fees: [Redacted]

Difference: [Redacted]

REDACTED

Confidential

Charger Types					
	Per Participant Daily kWh (Weekday)	Per Participant Daily kWh (Weekend)	Per Participant Max kW	Weekends?	Shape
CHARGER					

Exhibit B

REDACTED

(copy-two)

DEF's Response to LULAC & FL Rising POD 5 (39 & 43)
Q42
and
DEF's Response to LULACFLRISING POD 1 (1-8)
Q2

REDACTED
DOCUMENTS BEARING BATES NUMBER 20240025-
LULACFLRISINGPOD1-00000030
ARE REDACTED IN THEIR ENTIRETY

(transmission)

Confidential		25% Participation		You can modify participation by changing the value of E1 on "DEF Admin Costs" tab			
		2025	2026	2027	2028	2029	2030
DC							
L2							
Commercial							
Residential							
	Total All						
Residential (per Transaction)		2025	2026	2027	2028	2029	2030
5 Year Revenue Credit - L2							
New Home Builder							
	Total						
MFD Non-Residential (per Transaction)		2025	2026	2027	2028	2029	2030
5 Year Revenue Credit - L2							
5 Year Revenue Credit -DCFC							
	Total						
Non-Residential (per Transaction)		2025	2026	2027	2028	2029	2030
Public L2 Charger							
Workplace L2 Charger							
Fleet Level L2 Charger							
Public DCFC							
School Bus - DCFC							
Transit Bus - DCFC							
Custom Calculation - DCFC							
	Total	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	Participation						
		2025	2026	2027	2028	2029	2030
Revenue Credit							
Admin Costs							
Total Program Costs							
DCFC							
L2 - Commercial							
L2 - Residential							
Residential L2							
Commercial L2							
DCFC							

Confidential

Administrative Cost Estimates

		25% Participation									
		2025	2026	2027	2028	2029	2030	2031	2032	2033	
DC Commercial											
L2											
Commercial											
Residential											
	Total All										
Residential (per Transaction)		2025	2026	2027	2028	2029	2030	2031	2032	2033	
Submission											
Check											
Email/Chat or Call Center / Phone (pe											
Sub Total per Transaction											
Non-Residential (per Transaction)		2025	2026	2027	2028	2029	2030	2031	2032	2033	
Submission											
Check											
Email/Chat or Call Center											
Sub Total per Transaction											
Annual Costs											
Management											
Platform Fee											
Check Escheat											
Registration TIN											
1099 Issuance											
1099 Issuance											
Internal Admin											
Marketing											
		<u>Platform Fees:</u>									
		2025	2026	2027	2028	2029					
Annual Costs per Transaction	Ratio	2025	2026	2027	2028	2029	2030	2031	2032	2033	
Residential Allocation											
Non-Residential Allocation											
Total Program Costs		2025	2026	2027	2028	2029	2030	2031	2032	2033	
Residential											
Non-Residential											
Total Vendor Costs											
Total Admin Costs											
Residential											
Non-Residential											

REDACTED

Confidential

Charger Types					
	Per Participant Daily kWh (Weekday)	Per Participant Daily kWh (Weekend)	Per Participant Max kW	Weekends?	Shape
CHARGER					

Exhibit C

DUKE ENERGY FLORIDA Confidentiality Justification Matrix

RESPONSE/DOCUMENT	PAGE/LINE	JUSTIFICATION
<p>DEF's Response to LULAC's Fifth Request for Production of Documents (Nos. 39-43), specifically, Question 41.</p>	<p>Question 41: Documents bearing bates numbers 20240025-LULACFLRISINGPOD1-00000856 through 20240025-LULACFLRISINGPOD1-00000858 contain confidential information. Specifically, information in the following columns is confidential: "Total All," "2025," "2026," "2027," "2028," "2029," "2030," "2031," "2032," "2033," "Participation," "Platform Fees," and "Ratio."</p> <p>The document bearing bates number 20240025-LULACFLRISINGPOD1-00000861 contains confidential information. Specifically, information in the following columns is confidential: "CHARGER," "Per Participant Daily kWh (Weekday)," "Per Participant Daily kWh (Weekend)," "Per Participant Max kW," "Weekends?," and "Shape."</p>	<p>§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.</p> <p>§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.</p>

<p>DEF's Response to LULAC's Fifth Request for Production of Documents (Nos. 39-43), specifically, Question 42.</p>	<p>Question 42: The document bearing bates number 20240025-LULACFLRISINGPOD1-0000030 is confidential in its entirety.</p>	<p>§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.</p> <p>§366.093(3)(c), F.S. The document in question contains confidential security measures, systems, or procedures.</p>
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Exhibit D

AFFIDAVITS OF EDWARD L. SCOTT AND HANS JACOB

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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

DOCKET NO. 20240025-EI

Dated: June 19, 2024

**AFFIDAVIT OF EDWARD L. SCOTT 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 Edward L. Scott, who being first duly sworn, on oath deposes and says that:

1. My name is Edward L. Scott. 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 DE as General Manager of Transmission Planning.

3. As General Manager of Transmission Planning, I am responsible for the planning of Duke Energy's electric transmission system in six states. Areas of focus include development of company Transmission Plans, regional (SERC, RFC, FRCC) and NERC PII as process strategies and assessments, joint studies with adjacent interconnected utilities and RTOs/ISOs and

analysis and studies as required under the FERC Open Access Transmission Tariff (OATT). I am also responsible for ensuring compliance to all safety, environmental and regulatory policies and business practices. I also serve as Vice Chair on the Florida Reliability Coordinating Council's ("FRCC") Operating Committee.

4. DEF is seeking confidential classification for information contained in response to Florida Rising and League of United Latin American Citizens' (together, "LULAC") Fifth Request for Production of Documents, Question 42. 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.

5. Documents produced in response to LULAC's Fifth Request for Production of Documents, Question 42, contain confidential information. Specifically, these documents contain pricing information relating to contracts for goods and services (along with other terms of such contracts). 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's efforts to contract for goods and services on favorable terms may be impaired. In addition, the documents in question contain details about the location and nature of future transmission planning projects. Disclosure of that information could pose significant security risks 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.

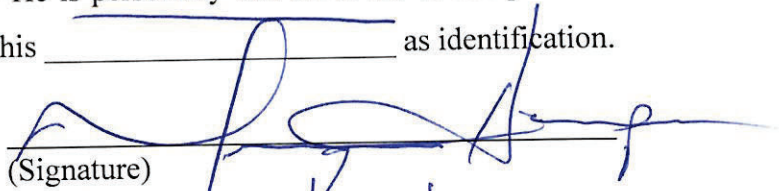
Further affiant sayeth not.

Dated the 19th day of June, 2024.



(Signature)
Edward L. Scott
General Manager, Transmission Planning

THE FOREGOING INSTRUMENT was sworn to and subscribed before me this 19th day of June, 2024 by Edward L. Scott. He is personally known to me or has produced his _____ driver's license, or his _____ as identification.



(Signature)
Monique Hampton
(Printed Name)
NOTARY PUBLIC, STATE OF _____

(AFFIX NOTARIAL SEAL)



(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 19, 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 Duke Energy Florida, LLC ("DEF" or the "Company"). 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 Florida Rising and League of United Latin American Citizens' (together, "LULAC") Fifth Request for Production of Documents, Question 41. 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 LULAC's Fifth Request for Production of Documents, Question 41, contain confidential information. Specifically, these documents contain pricing information relating to contracts for goods and services (along with other terms of such agreements). 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's efforts to contract for goods and services on favorable terms may be impaired. In addition, these documents contain information relating to DEF's costs with respect to electric vehicle readiness projects. That information relates to DEF's competitive business interests, and, thus, its disclosure would impair DEF's ability to compete in the marketplace.

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)