



Stephanie A. Cuello
SENIOR COUNSEL

July 1, 2024

VIA ELECTRONIC FILING

Adam Teitzman, Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Re: *Fuel and purchased power cost recovery clause with generating performance incentive factor; Docket No. 20240001-EI*

Dear Mr. Teitzman:

Please find enclosed for electronic filing on behalf of Duke Energy Florida, LLC (“DEF”), DEF’s Second Request for Extension of Confidential Classification concerning certain information provided in Final Order PSC-2020-0368-FOF-EI, filed in docket no. 20200001-EI and Revised Exhibit D, Affidavit of Reginald Anderson. The original Request included Exhibits A, B, and C.

There are no changes to the original Request’s Exhibit A consisting of the confidential unredacted documents, Exhibit B containing two (2) redacted copies of the confidential document, or Exhibit C containing a justification table in support of DEF’s original Request. The aforementioned exhibits remain on file with the Clerk.

Thank you for your assistance in this matter and if you have any questions, please feel free to contact me at (850) 521-1425.

Sincerely,

s/ Stephanie A. Cuello

Stephanie A. Cuello

SAC/mh
Attachment

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and purchased power cost
recovery clause with generating performance
incentive factor.

Docket No. 20240001-

EI Dated: July 1, 2024

**DUKE ENERGY FLORIDA LLC'S
SECOND REQUEST FOR EXTENSION OF 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 its Second Request for Extension of Confidential Classification (the “Request”) for certain information contained in the Florida Public Service Commission’s (FPSC) Final Order No. PSC-2020-0368-FOF-EI (DN 11601-2020), issued on October 15, 2020. In support of this Request, DEF states:

1. On October 29, 2020, DEF filed a Request for Confidential Classification (document number 11617-2020), for certain information contained in the Final Order issued October 15, 2020, as it contains “proprietary confidential business information” under Section 366.093(3), Florida Statutes.

2. DEF’s October 29, 2020 Request was granted by Order No. PSC- 2020-00431-CFO-EI on November 10, 2020. On May 10, 2022, DEF filed its First Request for Extension of Confidential Classification. On January 5, 2023, DEF’s First Request for Extension of Confidential Classification was granted by Order No. PSC-2023-0013-CFO-EI. The period of confidential treatment granted by that order will expire on July 5, 2024. The information continues to warrant treatment as “proprietary confidential business information within the meaning of Section

366.093(3), F.S. Accordingly, DEF is filing its Second Request for Extension of Confidential Classification.

3. DEF submits that the confidential information contained in the Final Order issued on October 15, 2020, identified in Exhibit “A” and Exhibit “C” to the October 29, 2020, Request¹ continues to be “proprietary confidential business information” within the meaning of section 366.093(3), F.S. and continue to require confidential classification. *See* Affidavit of Reginald Anderson at ¶ 6, attached as Revised Exhibit “D”. This information is intended to be and is treated as confidential by the Company. The information has not been disclosed to the public. Pursuant to section 366.093(1), F.S., such materials are entitled to confidential treatment and are exempt from the disclosure provisions of the Public Records Act. *See* Affidavit of Reginald Anderson ¶¶ 5-6.

4. Nothing has changed since the issuance of Order No. PSC- 2020-0431-CFO-EI on November 10, 2020 to render the information stale or public such that continued confidential treatment would not be appropriate. Upon a finding by the Commission that this information continues to be “proprietary confidential business information,” it should continue to be treated as such for an additional period of at least 18 months and should be returned to DEF as soon as the information is no longer necessary for the Commission to conduct its business. *See* §366.093(4), F.S.

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

¹ DEF hereby incorporates Exhibits A, B, and C to the original Request, Document No. 11617-2020 submitted on October 29, 2020 in docket no. 20200001-EI as if attached hereto

RESPECTFULLY SUBMITTED this 1st day of July, 2024.

/s/ Stephanie A. Cuello

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Attorneys for Duke Energy Florida, LLC

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via electronic mail this 1st day of July, 2024 to all parties of record as indicated below.

/s/ Stephanie A. Cuello
Attorney

<p>Suzanne Brownless Ryan Sandy Office of General Counsel FL Public Service Commission 2540 Shumard Oak Blvd. Tallahassee, FL 32399-0850 sbrownle@psc.state.fl.us rsandy@psc.state.fl.us</p> <p>J. Wahlen / M. Means / V. Ponder Ausley McMullen Tampa Electric Company P.O. Box 391 Tallahassee, FL 32302 jwahlen@ausley.com mmeans@ausley.com vponder@ausley.com</p> <p>Kenneth A. Hoffman Florida Power & Light Company 134 W. Jefferson Street Tallahassee, FL 32301-1713 ken.hoffman@fpl.com</p> <p>Jon C. Moyle, Jr. Moyle Law Firm, P.A. FIPUG 118 North Gadsden Street Tallahassee, FL 32301 jmoyle@moylelaw.com mqualls@moylelaw.com</p>	<p>W.Trierweiler / P. Christensen / C. Rehwinkel / M. Wessling / O. Ponce/ A. Watrous Office of Public Counsel 111 W. Madison St., Room 812 Tallahassee, FL 32399-1400 trierweiler.walt@leg.state.fl.us christensen.patty@leg.state.fl.us rehwinkel.charles@leg.state.fl.us wessling.mary@leg.state.fl.us ponce.octavio@leg.state.fl.us watrous.austin@leg.state.fl.us</p> <p>Paula K. Brown Regulatory Affairs Tampa Electric Company P.O. Box 111 Tampa, FL 33601-0111 regdept@tecoenergy.com</p> <p>Maria Moncada / David Lee Florida Power & Light Company 700 Universe Blvd. (LAW/JB) Juno Beach, FL 33408-0420 maria.moncada@fpl.com david.lee@fpl.com</p>	<p>Mike Cassel Florida Public Utilities Company 208 Wildlight Avenue Yulee, FL 32097 mcassel@fpuc.com</p> <p>Michelle D. Napier Florida Public Utilities Company 1635 Meathe Drive West Palm Beach, FL 33411 mnapier@fpuc.com</p> <p>Beth Keating Gunster, Yoakley & Stewart, P.A. FPUC 215 South Monroe Street, Suite 601 Tallahassee, FL 32301 bkeating@gunster.com</p> <p>James W. Brew / Laura Wynn Baker / Sarah B. Newman Stone Mattheis Xenopoulos & Brew, P.C. PCS Phosphate –White Springs 1025 Thomas Jefferson Street, NW Eighth Floor, West Tower Washington, DC 20007 jbrew@smxblaw.com lwb@smxblaw.com sbn@smxblaw.com</p> <p>Peter J. Mattheis / Michael K. Lavanga / Joseph R. Briscar Stone Mattheis Xenopoulos & Brew, PC NUCOR 1025 Thomas Jefferson Street, NW Eighth Floor, West Tower Washington, DC 20007 pjm@smxblaw.com mkl@smxblaw.com jrb@smxblaw.com</p>
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Exhibit A

“CONFIDENTIAL”

(ON FILE)

Exhibit B

REDACTED

(ON FILE)

Exhibit C

**DUKE ENERGY FLORIDA
Confidentiality Justification Matrix
(ON FILE)**

**Revised
Exhibit D**

**AFFIDAVIT OF
REGINALD ANDERSON**

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and purchased power cost
recovery clause with generating
performance incentive factor.

Docket No. 20240001-EI

Dated: July 2, 2024

**AFFIDAVIT OF REGINALD ANDERSON IN SUPPORT OF
DUKE ENERGY FLORIDA'S
SECOND REQUEST FOR EXTENSION OF CONFIDENTIAL CLASSIFICATION**

STATE OF FLORIDA

COUNTY OF PINELLAS

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

1. My name is Reginald Anderson. 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 responsible for providing overall leadership and strategic and tactical planning over employees in DEF's Power Generation Organization. My major duties and responsibilities include oversee generation projects, major maintenance programs, outage and project management, fleet retirement strategy, and workforce planning (including departmental staffing and long-term strategies such as organizational alignment, design, retention, and inclusion); and oversight of billions of dollars in assets including capital and O&M budgets and I lead the development of regional succession planning.

4. DEF is seeking its second extension of confidential classification for certain information contained in the Florida Public Service Commission's (FPSC) Final Order No. PSC-2020-0368-FOF-EI, issued on October 15, 2020, filed on October 29, 2020 in docket number 20200001-EI. There are no changes to the information contained in DEF's confidential Exhibit A, redacted Exhibit B, and justification matrix C. The referenced Exhibits are on file with the Clerk. DEF is requesting its second extension of confidential classification of this information because it contains sensitive business information, the disclosure of which would impair the Company's competitive business interests.

5. The confidential information at issue is confidential proprietary information. The Final Order contains confidential information of both DEF and third-party companies, the disclosure of which would impair the Company's competitive business interests and efforts to contract for goods or services on favorable terms. DEF has not publicly disclosed the information. Without DEF's measures to maintain the confidentiality of this sensitive business information, DEF's ability to contract with third parties could detrimentally impact DEF's ability to negotiate favorable contracts, thereby harming its competitive interests, ultimately to its customers' detriment.

6. Upon receipt of its own 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 the Company, and restricting the number of, and access to the information and contracts. At no time since receiving the information in question has the Company publicly disclosed that information. The Company has treated and continues to treat the information at issue as confidential.

7. This concludes my affidavit.

Further affiant sayeth not.

Dated the 20 day of June, 2024.



(Signature)
Reginald Anderson
Vice President,
Power Generation

THE FOREGOING INSTRUMENT was sworn to and subscribed before me this 20 day of June, 2024 by Reginald Anderson. He is personally known to me or has produced his _____ driver's license, or his _____ as identification.



(Signature)

Deanna Lee Carver
(Printed Name)

NOTARY PUBLIC, STATE OF FL

July 18, 2026
(Commission Expiration Date)

(Serial Number, If Any)

(AFFIX NOTARIAL SEAL)



