

State of Florida



# Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FLORIDA 32399-0850

**-M-E-M-O-R-A-N-D-U-M-**

**DATE:** June 25, 2024

**TO:** Division of Economics, Office of Primary Responsibility

**FROM:** OFFICE OF COMMISSION CLERK

**RE:** CONFIDENTIALITY OF CERTAIN INFORMATION

DOCKET NO: 20240025-EI DOCUMENT NO: 02861-2024

DESCRIPTION: Duke Energy (Triplet) - (CONFIDENTIAL) CD containing information and documents provided in response to LULAC and FL Rising's 1st set of interrogatories (Nos. 1-22) and 1st request for PODs (Nos. 1-8). [x-ref DN 06152-2024]

SOURCE: Duke Energy Florida, LLC

The above confidential material was filed along with a request for confidential classification. Please complete the following form by checking all applicable information and forward it to the attorney assigned to the docket, along with a brief memorandum supporting your recommendation.

- The document(s) is (are), in fact, what the utility asserts it (them) to be.
- The utility has provided enough details to perform a reasoned analysis of its request.
- The material has been received incident to an inquiry.
- The material is confidential business information because it includes:
- (a) Trade secrets;
  - (b) Internal auditing controls and reports of internal auditors;
  - (c) Security measures, systems, or procedures;
  - (d) Information concerning bids or other contractual data, the disclosure of which would impair the efforts of the public utility or its affiliates to contract for goods or services on favorable terms;
  - (e) Information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of information;
  - (f) Employee personnel information unrelated to compensation, duties, qualifications, or responsibilities;
- The material appears to be confidential in nature and harm to the company or its ratepayers will result from public disclosure.
- The material appears not to be confidential in nature.
- The material is a periodic or recurring filing and each filing contains confidential information.

This response was prepared by /s/ Jared Folkman on 7/8/2024, a copy of which has been sent to the Office of Commission Clerk and the Office of General Counsel.

State of Florida



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Capital Circle Office Center • 2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850

**-M-E-M-O-R-A-N-D-U-M-**

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**DATE:** July 8, 2024

**TO:** Shaw Stiller, Special Counsel, Office of the General Counsel  
Major Thompson, Senior Attorney, Office of the General Counsel

**FROM:** Jared Folkman, Public Utility Analyst I, Division of Accounting & Finance

**RE:** CONFIDENTIALITY OF CERTAIN INFORMATION  
DOCKET NO: 20240025-EI DOCUMENT NO: 02861-2024

DESCRIPTION: Duke Energy (Triplett) - (CONFIDENTIAL) CD containing information and documents provided in response to LULAC and FL Rising's 1st set of interrogatories (Nos. 1-22) and 1st request for PODs (Nos. 1-8). [x-ref DN 06152-2024]

SOURCE: Duke Energy Florida, LLC

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Pursuant to Section 366.093, Florida Statutes (F.S.), and Rule 25-22.006, Florida Administrative Code, Duke Energy Florida, LLC (Duke or Company) requests confidential classification of certain information filed in the above-referenced docket, dated May 8, 2024. The subject information related to this request is in response to The League of United Latin American Citizens (LULAC) and FL Rising's 1<sup>st</sup> Set of Interrogatories.

The Company is claiming confidentiality of its filing under Section 366.093(3)(d), F.S., and Section 366.093(3)(e), F.S. Per the Statute, propriety of confidential business information includes, but is not limited to: Subsection (d) "[i]nformation concerning bids or other contractual data, the disclosure of which would impair the efforts of the public utility or its affiliates to contract for goods or services on favorable terms," and Subsection (e) "[i]nformation relating to competitive interests, the disclosure of which would impair the competitive business of the provider of the information."

More specifically, the information at issue relates to pricing data for contractual services for plant upgrades, asset optimization activities, and details of Duke's competitive and strategic

approaches to asset optimization. The Company claims disclosure of this information would be harmful to its competitive interests, and as such, the information is entitled to confidential treatment.

Staff has reviewed the Company's information and confidentiality request. It is staff's opinion that the information subject to this request meets the criteria for confidentiality contained in Section 366.093(3)(d), F.S., and Section 366.093(3)(e), F.S.