

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Commission review of numeric conservation goals (Duke Energy Florida, LLC)

Docket No. 20240013-EG

Dated: July 16, 2024

**NOTICE OF FILING VERIFIED AFFIDAVIT OF JIM HERNDON
IN SUPPORT OF DUKE ENERGY FLORIDA, LLC'S
REQUEST FOR CONFIDENTIAL CLASSIFICATION**

Duke Energy Florida, LLC (“DEF”), hereby gives notice of filing of the verified Affidavit of Jim Herndon in support of DEF’s Request for Confidential Classification, submitted for filing on June 5, 2024 (document number 04629-2024) regarding its Response to FL Rising & LULAC’s First Set of Interrogatories (Nos. 1-52) and First Request for Production of Documents (Nos. 1-2), this 16th day of July, 2024.

Respectfully submitted,

/s/ Stephanie A. Cuello

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CERTIFICATE OF SERVICE

Docket No. 20240013-EG

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via electronic mail to the following this 16th day of July, 2024.

/s/ Stephanie A. Cuello

Attorney

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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Commission review of numeric conservation goals (Duke Energy Florida, LLC)

DOCKET NO. 20240013-EG

Dated: June 5, 2024

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

STATE OF NORTH CAROLINA

COUNTY OF WAKE

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

1. My name is Jim Herndon. 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 the Vice President in the Advisory Services Practice within the Utilities Services business unit of Resource Innovations, Inc ("RI").

3. As a Vice President in the Advisory Services Practice, I am responsible for providing consulting services for RI clients in the field of Demand-Side Management ("DSM") initiatives. In this capacity, I primarily focus on DSM planning, including analysis of DSM market

impacts, and assisting utilities in the identification of DSM opportunities and the development and design of DSM program initiatives. This includes the development of market baseline and potential studies, cost-benefit analysis and design of comprehensive DSM programs and portfolios.

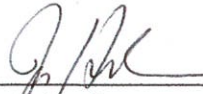
4. DEF is seeking confidential classification for a portion of DEF's Response to FL Rising and Lulac's First Set of Interrogatories (Nos. 1-52), specifically questions 25, served on April 25, 2024, in this docket. The confidential information at issue is contained in confidential Exhibit A provided with DEF's Notice of Intent to Request Confidential Classification provided on May 15, 2024 and is outlined in DEF's Justification Matrix attached to DEF's Request as Exhibit C. DEF is requesting confidential classification of this information because it contains confidential proprietary business information relating to specific algorithms and data regarding the Demand Response Model. The disclosure of that information to the public would adversely impact DEF and third-party vendors' competitive business interests.

5. Upon receipt of confidential information from capacity suppliers, and with 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 contracts and information in question has the Company publicly disclosed that information or contracts. The Company has treated and continues to treat the information and contracts at issue as confidential.

6. This concludes my affidavit.

Further affiant sayeth not.

Dated the 12 day of July, 2024.



(Signature)
Jim Herndon
Vice President, Advisory Services Practice
Resource Innovations, Inc.
2500 Regency Parkway, Suite 220
Cary, North Carolina 27518

THE FOREGOING INSTRUMENT was sworn to and subscribed before me this 12th day of July, 2024, by Jim Herndon. He is personally known to me or has produced his North Carolina driver's license, or his _____ as identification.



(Signature)
Harrison M Callea

(Printed Name)
NOTARY PUBLIC, STATE OF NORTH CAROLINA

08/28/28

(Commission Expiration Date)

(Serial Number, If Any)

