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FPSC - COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and purchased power cost recovery clause with generating performance incentive factor.	DOCKET NO. 20250001-EI ORDER NO. PSC-2025-0410-PHO-EI ISSUED: October 30, 2025

PREHEARING ORDER

Pursuant to Notice and in accordance with Rule 28-106.209, Florida Administrative Code (F.A.C.), a Prehearing Conference was held on October 21, 2025, in Tallahassee, Florida, before Commissioner Gabriella Passidomo Smith, as Prehearing Officer.

APPEARANCES:

MATTHEW R. BERNIER and STEPHANIE A. CUELLO, ESQUIRES, 106 East College Avenue, Suite 800, Tallahassee, Florida 32301
On behalf of Duke Energy Florida, LLC (DEF).

MARIA JOSE MONCADA and DAVID M. LEE, ESQUIRES, 700 Universe Blvd., Juno Beach, Florida 33408-0420
On behalf of Florida Power & Light Company (FPL).

BETH KEATING, ESQUIRE, Gunster Law Firm, 215 South Monroe Street, Suite 601, Tallahassee, Florida 32301
On behalf of Florida Public Utilities Company (FPUC).

J. JEFFRY WAHLEN, MALCOLM N. MEANS and VIRGINIA PONDER, ESQUIRES, Ausley Law Firm, Post Office Box 391, Tallahassee, Florida 32302
On behalf of Tampa Electric Company (TECO).

WALT TRIERWEILER, CHARLES REHWINKEL, PATRICIA A. CHRISTENSEN, MARY A. WESSLING, OCTAVIO SIMOES-PONCE and AUSTIN WATROUS, ESQUIRES, c/o The Florida Legislature, 111 W. Madison Street, Room 812, Tallahassee, Florida 32399
On behalf of Office of Public Counsel (OPC).

JON C. MOYLE, JR. and KAREN A. PUTNAL, ESQUIRES, Moyle Law Firm, 118 North Gadsden Street, Tallahassee, Florida 32301
On behalf of Florida Industrial Power Users Group (FIPUG).

PETER J. MATTHEIS, MICHAEL K. LAVANGA and JOSEPH R. BRISCAR, ESQUIRES, Stone Law Firm, 1025 Thomas Jefferson Street, NW, Suite E 3400, Washington, DC 20007
On behalf of Nucor Steel Florida, Inc. (NUCOR).

JAMES W. BREW, LAURA WYNN BAKER and SARAH B. NEWMAN, ESQUIRES, Stone Law Firm, 1025 Thomas Jefferson Street, NW, Suite E-3400, Washington, DC 20007
On behalf of White Springs Agricultural Chemicals, Inc. d/b/a PCS Phosphate – White Springs (PCS Phosphate).

WILLIAM C. GARNER, ESQUIRE, Law Office of William C. Garner, PLLC, 3425 Bannerman Road, Unit 105, No. 414, Tallahassee, Florida 32312
On behalf of Southern Alliance for Clean Energy (SACE).

RYAN SANDY, ESQUIRE, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850
On behalf of the Florida Public Service Commission (Staff).

MARY ANNE HELTON, ESQUIRE, Deputy General Counsel, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850
Advisor to the Florida Public Service Commission.

ADRIA HARPER, ESQUIRE, General Counsel, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850
Florida Public Service Commission General Counsel.

I. CASE BACKGROUND

As part of the continuing fuel and purchased power adjustment and generating performance incentive clause proceedings, an administrative hearing will be held by the Florida Public Service Commission (Commission) on November 4-7, 2025. The purpose of this docket is to review and approve purchased wholesale electric power charges, electric generation facilities' fuel and fuel related costs, and incentives associated with the efficient operation of generation facilities which are passed through to ratepayers through the fuel adjustment factor. The Commission will address those issues listed in this prehearing order. The Commission has the option to render a bench decision with agreement of the parties on any or all of the issues listed below.

II. CONDUCT OF PROCEEDINGS

Pursuant to Rule 28-106.211, F.A.C., this Prehearing Order is issued to prevent delay and to promote the just, speedy, and inexpensive determination of all aspects of this case.

III. JURISDICTION

This Commission is vested with jurisdiction over the subject matter by the provisions of Chapter 366, Florida Statutes (F.S.). This hearing will be governed by said Chapter, Chapter 120, and Chapters 25-6, 25-22, and 28-106, F.A.C., as well as any other applicable provisions of law.

IV. PROCEDURE FOR HANDLING CONFIDENTIAL INFORMATION

Information for which proprietary confidential business information status is requested pursuant to Section 366.093, F.S., and Rule 25-22.006, F.A.C., shall be treated by the Commission as confidential. The information shall be exempt from Section 119.07(1), F.S., pending a formal ruling on such request by the Commission or pending return of the information to the person providing the information. If no determination of confidentiality has been made and the information has not been made a part of the evidentiary record in this proceeding, it shall be returned to the person providing the information. If a determination of confidentiality has been made and the information was not entered into the record of this proceeding, it shall be returned to the person providing the information within the time period set forth in Section 366.093, F.S. The Commission may determine that continued possession of the information is necessary for the Commission to conduct its business.

It is the policy of this Commission that all Commission hearings be open to the public at all times. The Commission also recognizes its obligation pursuant to Section 366.093, F.S., to protect proprietary confidential business information from disclosure outside the proceeding. Therefore, any party wishing to use any proprietary confidential business information, as that term is defined in Section 366.093, F.S., at the hearing shall adhere to the following:

(1) When confidential information is used in the hearing that has not been filed as prefiled testimony or prefiled exhibits, parties must have copies for the Commissioners, necessary staff, and the court reporter, in red envelopes clearly marked with the nature of the contents and with the confidential information highlighted. Any party wishing to examine the confidential material that is not subject to an order granting confidentiality shall be provided a copy in the same fashion as provided to the Commissioners, subject to execution of any appropriate protective agreement with the owner of the material.

(2) Counsel and witnesses are cautioned to avoid verbalizing confidential information in such a way that would compromise confidentiality. Therefore, confidential information should be presented by written exhibit when reasonably possible.

At the conclusion of that portion of the hearing that involves confidential information, all copies of confidential exhibits shall be returned to the proffering party. If a confidential exhibit has been admitted into evidence, the copy provided to the court reporter shall be retained in the Office of Commission Clerk's confidential files. If such material is admitted into the evidentiary

record at hearing and is not otherwise subject to a request for confidential classification filed with the Commission, the source of the information must file a request for confidential classification of the information within 21 days of the conclusion of the hearing, as set forth in Rule 25-22.006(8)(b), F.A.C., if continued confidentiality of the information is to be maintained.

V. PREFILED TESTIMONY AND EXHIBITS; WITNESSES

Testimony of all witnesses to be sponsored by the parties has been prefiled and will be inserted into the record as though read after the witness has taken the stand and affirmed the correctness of the testimony and associated exhibits. All testimony remains subject to timely and appropriate objections. Upon insertion of a witness's testimony, exhibits appended thereto may be marked for identification. Each witness will have the opportunity to orally summarize his or her testimony at the time he or she takes the stand. Summaries of testimony shall be limited to three minutes.

Witnesses are reminded that, on cross-examination, responses to questions calling for a simple yes or no answer shall be so answered first, after which the witness may explain his or her answer. After all parties and Staff have had the opportunity to cross-examine the witness, the exhibit may be moved into the record. All other exhibits may be similarly identified and entered into the record at the appropriate time during the hearing.

The Commission frequently administers the testimonial oath to more than one witness at a time. Therefore, when a witness takes the stand to testify, the attorney calling the witness is directed to ask the witness to affirm whether he or she has been sworn.

The parties shall avoid duplicative or repetitious cross-examination. Further, friendly cross-examination will not be allowed. Cross-examination shall be limited to witnesses whose testimony is adverse to the party desiring to cross-examine. Any party conducting what appears to be a friendly cross-examination of a witness should be prepared to indicate why that witness's direct testimony is adverse to its interests.

VI. ORDER OF WITNESSES

Witness	Proffered By	Issues #
Direct		
+Gary P. Dean	DEF	1B-1D, 5-8, 14-18, 19A, 22-31
+Adam R. Bingham	DEF	12-13
+James McClay	DEF	1A

Witness	Proffered By	Issues #
+Michael V. Cashman	FPL	2A-2D, 2F, 5-8
+Daniel DeBoer	FPL	8
+Charles R. Rote	FPL	12-13
+Amin Mohomed	FPL	2E, 5-8, 14-18, 22-28
+Jessica Husted*	FPUC	5-8, 14-18, 29-31
+P. Mark Cutshaw	FPUC	8, 14
+Zel D. Jones-Phillips	TECO	5-8, 14-18, 22-31
+Adam L. Parke	TECO	12-14
+Benjamin F. Smith, II	TECO	14, 26
+John C. Heisey	TECO	4A, 4B, 14
+Ivan K. Urlaub	SACE	*Withdrawn*
Rebuttal		
+Gary P. Dean	DEF	*If Needed*

* *Adopting the Testimony & Exhibits of Brittnee Baker*
\+ These witnesses have been excused from attending the final hearing.

VII. BASIC POSITIONS

DEF: Not applicable. DEF's positions on specific issues are listed below.

FPL: FPL's 2026 Fuel and Purchased Power Cost Recovery factors and Capacity Cost Recovery factors are appropriate and reasonable and should be approved. FPL's proposed FCR factors for the period January 2026 through December 2026 reflect the recovery of projected total net fuel costs of $4,096,060,586. This amount includes an estimated 2025 net true-up, the Generating Performance Incentive Factor ("GPIF") penalty, FPL's 2026 projected fuel costs, FPL's portion of the 2024 Jurisdictional Asset Optimization Gains, and the projected 2026 FPL SolarTogether Credit. FPL's proposed CCR factors for the period January 2026 through December 2026 reflect the recovery of projected total net capacity costs of $60,330,241. This amount includes the 2024 final true-up, the 2025 actual/estimated under-recovery, and FPL's 2026 projected fuel costs. In

addition, FPL's 2026 Risk Management Plan and GPIF targets and ranges are reasonable and should be approved.

FPUC: The Commission should approve Florida Public Utilities Company's final net true-up for the period January through December 2024, the estimated true-up for the period January through December 2025, and the purchase power cost recovery factors for the period January through December 2026, until subsequently revised by the Commission.

TECO: The Florida Public Service Commission ("Commission") should approve Tampa Electric Company's ("Tampa Electric") calculation of its fuel adjustment, capacity cost recovery, and GPIF true-up and projection calculations, including the proposed fuel adjustment factor of 3.516 cents per kWh before any application of time of use multipliers for on-peak or off-peak usage; Tampa Electric's proposed capacity factor for the period January through December 2026; a GPIF reward of $6,364,097 for performance during 2024 and the Tampa Electric's proposed GPIF targets and ranges for 2026.

OPC: The utilities bear the burden of proof to justify the recovery of costs they request in this docket and must carry this burden regardless of whether or not the intervenors provide evidence to the contrary. Further, the utilities bear the burden of proof to support their proposal(s) seeking the Commission's adoption of policy statements (whether new or changed) or other affirmative relief sought. Even if the Commission has previously approved a program, recovery of a cost, factor, or adjustment as meeting the Commission's own requirements, the utilities still bear the burden of demonstrating that the costs submitted for final recovery meet any statutory test(s) and are reasonable in amount and prudently incurred. Further, the utilities bear the burden of proof to support that all costs sought to be recovered through this clause are correctly clause recovery costs and not base rate costs. Further, recovery of all costs is constrained by the Commission's obligation to set fair, just, and reasonable rates, based on projects that are prudent in purpose and scope and costs that are prudently incurred pursuant to Section 366.01, Florida Statutes. Additionally, the provisions of Chapter 366, Florida Statutes, must be liberally construed to protect the public welfare.

In addition, with regard to FPL, the OPC does not agree that the Commission should presume the validity of a contested non-unanimous and special interest-focused and facially invalid settlement agreement filed on August 20, 2025 can or should give it any weight in determining costs, cost attribution or revenue allocation in this docket. In the SPPCRC docket, 20250010-EI, for example the OPC has taken the position that the only lawful and proper posture is to determine this case based on the timely filings of evidence and testimony submitted pursuant to the Order Establishing Procedure in this docket, Order No. PSC-2025-0052-PCO-EI, issued February 10, 2025. In this docket, FPL did file testimony on

September 4, 2025 seeking to inject the impacts of the proposed settlement agreement into this docket. The OPC nevertheless maintains its objection to the unapproved, non-final settlement providing the basis for factors and rates in this docket. An exclusionary settlement document that purports to adjudicate rights, costs and revenue responsibility in this or any clause docket and to seek capital recovery of asset-related costs from substantial interests that were not represented in the making of the defective document, cannot be considered in this case, regardless of what the limited special interests agreed-to in private, among themselves. Any assertion by FPL related to return on equity, depreciation expense, deferred taxes and revenue allocation or any other cost that has yet to be determined by the Commission must be ignored. If the Commission makes a determination after the close of the record in this docket that changes the cost and revenue allocation assumptions, the impact of such can be adjusted in the true-up process in 2026 and in the factor in 2027. To the extent that the Commission were to do anything else would be a violation of due process and demonstrate a prejudgment of the outcome of another case without a record basis.

FIPUG: The utilities bear the burden of proof to justify the recovery of costs they request in this docket as reasonable and prudent. The utilities must carry this burden regardless of whether or not FIPUG or other parties introduce evidence to the contrary. The utilities must also carry their burden of proof to support their proposal(s) asking the Commission's adoption of policy statements (whether new or changed) or other affirmative relief sought.

NUCOR: Nucor's basic position is that Duke Energy Florida, LLC ("DEF") bears the burden of proof to justify the costs it seeks to recover through the fuel clause and capacity cost recovery clause and any other relief DEF requests in this proceeding. Fuel expense makes up a large portion of DEF's revenues and therefore a large portion of the charges passed onto customers. The Commission should carefully review DEF's fuel costs to ensure that they were reasonably and prudently incurred.

PCS Phosphate: Only costs prudently incurred and legally authorized may be recovered through the fuel clause. Florida electric utilities, including in particular Duke Energy Florida, LLC ("DEF"), must satisfy the burden of proving the reasonableness of any expenditures for which recovery or other relief is sought in this proceeding.

SACE: The Florida Public Service Commission should adjust its procedures in this docket going forward to identify and realize greater fuel cost savings and avoided future costs for the benefit of ratepayers by a) identifying and quantifying the natural gas fuel price and volatility risks utility ratepayers are increasingly exposed to, b) identifying and quantifying the opportunities for greater cost savings to the benefit of ratepayers if these natural gas fuel price and volatility risks are mitigated, and c) adjusting its review of the utilities' fuel-related

planning and procurement to enable more robust fuel cost savings to be quantified and realized. Fuel costs are a significant and volatile share of ratepayer bills. But a one-year lookback or projection is inadequate for strategically reducing exposure to fuel costs.

The Commission should develop a fuel cost management policy applicable to all power generating jurisdictional electric utilities that extends the "look forward" in the fuel docket to match the Ten-Year Site Plan process to incrementally develop evidence-based, improved fuel management policies. In adjusting its policies and procedures, the Commission should also provide for commonality among jurisdictional utilities in the approach they use to manage fuel cost risk to more closely match that of FPL and in a more developed way so that fuel cost risk is addressed comprehensively and in the same manner for all of Florida's IOU customers. These IOUs should each be seeking resource diversification, utilizing the capacity release market.

Such an adjustment to Commission policies and procedures is justified for the reasons explained in the pre-filed testimony of Ivan K. Irlaub, filed in this docket on behalf of SACE.

STAFF: Staff's positions are preliminary and based on materials filed by the parties and on discovery. The preliminary positions are offered to assist the parties in preparing for the hearing. Staff's final positions will be based upon all the evidence in the record and may differ from the preliminary positions.

VIII. ISSUES AND POSITIONS

I. COMPANY-SPECIFIC FUEL ISSUES

Duke Energy Florida, LLC

ISSUE 1A: Should the Commission approve DEF's 2026 Risk Management Plan?

Proposed stipulation – See Section X.

ISSUE 1B: What is the appropriate subscription bill credit associated with DEF's Clean Energy Connection Program, approved by Order No. PSC-2021-0059-S-EI, to be included for recovery in 2026?

Proposed stipulation – See Section X.

ISSUE 1C: **What is the appropriate Clean Energy Impact (CEI) credit, approved by Order No. PSC-2023-0191-TRF-EI, to be included in the fuel clause in 2026?**

Proposed stipulation – See Section X.

ISSUE 1D: **What is the appropriate amount of the storm cost recovery true-up to be credited to the fuel clause in the period January 2025 through December 2025 per Order No. PSC-2025-0204-FOF-EI?**

Proposed stipulation – See Section X.

Florida Power & Light Company

ISSUE 2A: **What was the total gain under FPL's Incentive Mechanism approved by Order No. PSC-2021-0446A-S-EI that FPL may recover for the period January 2024 through December 2024, and how should that gain to be shared between FPL and its customers?**

Proposed stipulation – See Section X.

ISSUE 2B: **What is the appropriate amount of Incremental Optimization Costs under FPL's Incentive Mechanism approved by Order No. PSC-2021-0446A-S-EI that FPL should be allowed to recover through the fuel clause for Personnel, Software, and Hardware costs for the period January 2024 through December 2024?**

Proposed stipulation – See Section X.

ISSUE 2C: **What is the appropriate amount of Variable Power Plant O&M Attributable to Off-System Sales under FPL's Incentive Mechanism approved by Order No. PSC-2021-0446A-S-EI that FPL should be allowed to recover through the fuel clause for the period January 2024 through December 2024?**

Proposed stipulation – See Section X.

ISSUE 2D: **What is the appropriate amount of Variable Power Plant O&M Avoided due to Economy Purchases under FPL's Incentive Mechanism approved by Order No. PSC-2021-0446A-S-EI that FPL should be allowed to recover through the fuel clause for the period January 2024 through December 2024?**

Proposed stipulation – See Section X.

ISSUE 2E: **What is the appropriate subscription credit associated with FPL's SolarTogether Program approved by Order No. PSC-2020-0084-S-EI, to be included for recovery in 2026?**

Proposed stipulation – See Section X.

ISSUE 2F: **Should the Commission approve FPL's 2026 Risk Management Plan?**

Proposed stipulation – See Section X.

Florida Public Utilities Company

No company-specific fuel issues for Florida Public Utilities Company have been identified at this time. If such issues are identified, they shall be numbered 3A, 3B, 3C, and so forth, as appropriate.

Tampa Electric Company

ISSUE 4A: **What was the total gain under TECO's Optimization Mechanism approved by Order No. PSC-2021-0423-S-EI that TECO may recover for the period January 2024 through December 2024, and how should that gain to be shared between TECO and its customers?**

Proposed stipulation – See Section X.

ISSUE 4B: **Should the Commission approve TECO's 2026 Risk Management Plan?**

Proposed stipulation – See Section X.

GENERIC FUEL ADJUSTMENT ISSUES

ISSUE 5: **What are the appropriate final fuel adjustment true-up amounts for the period January 2024 through December 2024?**

Proposed stipulation – See Section X.

ISSUE 6: **What are the appropriate fuel adjustment actual/estimated true-up amounts for the period January 2025 through December 2025?**

Proposed stipulation – See Section X.

ISSUE 7: **What are the appropriate total fuel adjustment true-up amounts to be collected/refunded from January 2026 through December 2026?**

Proposed stipulation – See Section X.

ISSUE 8: **What are the appropriate projected total fuel and purchased power cost recovery amounts for the period January 2026 through December 2026?**

Proposed stipulation – See Section X.

COMPANY-SPECIFIC GENERATING PERFORMANCE INCENTIVE FACTOR ISSUES

Duke Energy Florida, LLC

No company-specific GPIF issues for Duke Energy Florida, Inc. have been identified at this time. If such issues are identified, they shall be numbered 9A, 9B, 9C, and so forth, as appropriate.

Florida Power & Light Company

No company-specific GPIF issues for Florida Power and Light Company have been identified at this time. If such issues are identified, they shall be numbered 10A, 10B, 10C, and so forth, as appropriate.

Tampa Electric Company

No company-specific GPIF issues for Tampa Electric Company have been identified at this time. If such issues are identified, they shall be numbered 11A, 11B, 11C, and so forth, as appropriate.

GENERIC GPIF ISSUES

ISSUE 12: **What is the appropriate GPIF reward or penalty for performance achieved during the period January 2024 through December 2024 for each investor-owned electric utility subject to the GPIF?**

Proposed stipulation – See Section X.

ISSUE 13: **What should the GPIF targets/ranges be for the period January 2026 through December 2026 for each investor-owned electric utility subject to the GPIF?**

Proposed stipulation – See Section X.

FUEL FACTOR CALCULATION ISSUES

ISSUE 14: **What are the appropriate projected net fuel and purchased power cost recovery and Generating Performance Incentive amounts to be included in the recovery factor for the period January 2026 through December 2026?**

Proposed stipulation – See Section X.

ISSUE 15: **What is the appropriate revenue tax factor to be applied in calculating each investor-owned electric utility's levelized fuel factor for the projection period January 2026 through December 2026?**

Proposed stipulation – See Section X.

ISSUE 16: **What are the appropriate levelized fuel cost recovery factors for the period January 2026 through December 2026?**

Proposed stipulation – See Section X.

ISSUE 17: **What are the appropriate fuel recovery line loss multipliers to be used in calculating the fuel cost recovery factors charged to each rate class/delivery voltage level class?**

Proposed stipulation – See Section X.

ISSUE 18: **What are the appropriate fuel cost recovery factors for each rate class/delivery voltage level class adjusted for line losses?**

Proposed stipulation – See Section X.

II. CAPACITY ISSUES

COMPANY-SPECIFIC CAPACITY COST RECOVERY FACTOR ISSUES

Duke Energy Florida, LLC

ISSUE 19A: What is the appropriate amount of costs for the Independent Spent Fuel Storage Installation (ISFSI) that DEF should be allowed to recover through the capacity cost recovery clause pursuant to DEF's 2017 Settlement for 2026?

Proposed stipulation – See Section X.

Florida Power & Light Company

No company-specific capacity cost recovery factor issues for Florida Power & Light Company have been identified at this time. If such issues are identified, they will be numbered 20A, 20B, 20C, and so forth, as appropriate.

Tampa Electric Company

No company-specific capacity cost recovery factor issues for Tampa Electric Company have been identified at this time. If such issues are identified, they will be numbered 21A, 21B, 21C, and so forth, as appropriate.

GENERIC CAPACITY COST RECOVERY FACTOR ISSUES

ISSUE 22: What are the appropriate final capacity cost recovery true-up amounts for the period January 2024 through December 2024?

Proposed stipulation – See Section X.

ISSUE 23: What are the appropriate capacity cost recovery actual/estimated true-up amounts for the period January 2025 through December 2025?

Proposed stipulation – See Section X.

ISSUE 24: **What are the appropriate total capacity cost recovery true-up amounts to be collected/refunded during the period January 2026 through December 2026?**

Proposed stipulation – See Section X.

ISSUE 25: **What are the appropriate projected total capacity cost recovery amounts for the period January 2026 through December 2026?**

Proposed stipulation – See Section X.

ISSUE 26: **What are the appropriate projected net purchased power capacity cost recovery amounts to be included in the recovery factor for the period January 2026 through December 2026?**

Proposed stipulation – See Section X.

ISSUE 27: **What are the appropriate jurisdictional separation factors for capacity revenues and costs to be included in the recovery factor for the period January 2026 through December 2026?**

Proposed stipulation – See Section X.

ISSUE 28: **What are the appropriate capacity cost recovery factors for the period January 2026 through December 2026?**

Proposed stipulation – See Section X.

III. EFFECTIVE DATE

ISSUE 29: **What should be the effective date of the fuel adjustment factors and capacity cost recovery factors for billing purposes?**

Proposed stipulation – See Section X.

ISSUE 30: **Should the Commission approve revised tariffs reflecting the fuel adjustment factors and capacity cost recovery factors determined to be appropriate in this proceeding?**

Proposed stipulation – See Section X.

ISSUE 31: **Should this docket be closed?**

Proposed stipulation – See Section X.

IX. EXHIBIT LIST

Witness	Proffered By		Description
Direct			
Gary P. Dean	DEF	GPD-1T	Fuel Cost Recovery True-Up (Jan – Dec. 2024)
Gary P. Dean	DEF	GPD-2T	Capacity Cost Recovery True-Up (Jan – Dec. 2024)
Gary P. Dean	DEF	GPD-3T	Schedules A1 through A3, A6 and A12 for Dec 2024
Gary P. Dean	DEF	GPD-4T	2024 Capital Structure and Cost Rates Applied to Capital Projects
Gary P. Dean	DEF	GPD-5T	Annual Clean Energy Impact Program report
Gary P. Dean	DEF	GPD-2	Actual/Estimated True-up Schedules for period January – December 2025
Gary P. Dean	DEF	GPD-3	Projection Factors for January - December 2026
Adam R. Bingham	DEF	ARB-1T	Calculation of GPIF Reward for January - December 2024
Adam R. Bingham	DEF	ARB-1P	GPIF Targets/Ranges Schedules for January – December 2026
James McClay	DEF	JM-1P	2026 Risk Management Plan **(Confidential)**
Michael V. Cashman	FPL	MVC-1	2024 Asset Optimization Program Results **(Confidential)**

Witness	Proffered By		Description
Michael V. Cashman	FPL	MVC-2 *Corrected 9/11/25*	2026 Projected Dispatch Costs and Availability
Amin Mohomed	FPL	AM-1	2024 FCR Final True-Up
Amin Mohomed	FPL	AM-2	2024 CCR Final True-Up **(Confidential)**
Amin Mohomed	FPL	AM-3 *Revised 9/4/25*	2025 FCR Actual Estimated
Amin Mohomed	FPL	AM-4 *Revised 9/4/25*	2025 CCR Actual Estimated
Amin Mohomed Michael V. Cashman	FPL	AM-5	2026 FCR Projections
Amin Mohomed Michael V. Cashman	FPL	AM-6 *Corrected 10/20/25*	2026 FCR Projections **(Confidential)**
Charles R. Rote	FPL	CRR-1	2024 GPIF Results
Charles R. Rote	FPL	CRR-2	Generating Performance Incentive Factor
Brittnee Baker *Testimony & Exhibit adopted by Jessica Husted on 7/25/25*	FPUC	BB-1	Final True Up Schedules (Schedules A, C1 and E1-B for FPUC's Divisions)
Jessica Husted	FPUC	JH-1	Estimated/Actual (Schedules El-A, El-B, and El-B1)
Jessica Husted	FPUC	JH-2	Schedules E1, E1A, E2, E7, E8, E10 and Schedule A

Witness	Proffered By		Description
Zel D. Jones	TECO	ZDJ-1	-Final True-Up Capacity Cost Recovery January 2024-December 2024 -Final True-up Fuel Cost Recovery January 2024-December 2024 -Actual Fuel True-up Compared to Original Estimates January 2024-December 2024 -Schedules A-1, A-2, A-6 through A-9, and A-12 January 2024-December 2024 **(Confidential)**
Zel D. Jones	TECO	ZDJ-2 *Revised 9/4/25*	-Actual/Estimated True-Up Fuel Cost Recovery January 2025-December 2025 -Actual/Estimated True-Up Capacity Cost Recovery January 2025-December 2025 **(Confidential)**
Zel D. Jones	TECO	ZDJ-3	-Projected Capacity Cost Recovery January 2026-December 2026 -Projected Fuel Cost Recovery January 2026-December 2026 -Levelized and Tiered Fuel Rate January 2026-December 2026
Adam L. Parke	TECO	ALP-1 *Revised 5/6/25*	-Final True-Up Generating Performance Incentive Factor January 2024-December 2024 -Actual Unit Performance Data January 2024-December 2024

Witness	Proffered By		Description
Adam L. Parke	TECO	ALP-2	-Generating Performance Incentive Factor January 2026-December 2026 -Summary of Generating Performance Incentive Factor Targets January 2026-December 2026
John C. Heisey	TECO	JCH-1	Optimization Mechanism Results January 2024-December 2024 **(Confidential)**
John C. Heisey	TECO	JCH-2	Risk Management Plan January 2026-December 2026
Ivan K. Urlaub	SACE	IKU-1	**Exhibit Withdrawn**
Ivan K. Urlaub	SACE	IKU-2	**Exhibit Withdrawn**
Ivan K. Urlaub	SACE	IKU-3	**Exhibit Withdrawn**
Ivan K. Urlaub	SACE	IKU-4	**Exhibit Withdrawn**
Ivan K. Urlaub	SACE	IKU-5	**Exhibit Withdrawn**
Ivan K. Urlaub	SACE	IKU-6	**Exhibit Withdrawn**
Ivan K. Urlaub	SACE	IKU-7	**Exhibit Withdrawn**
Ivan K. Urlaub	SACE	IKU-8	**Exhibit Withdrawn**
Ivan K. Urlaub	SACE	IKU-9	**Exhibit Withdrawn**
Ivan K. Urlaub	SACE	IKU-10	**Exhibit Withdrawn**
Ivan K. Urlaub	SACE	IKU-11	**Exhibit Withdrawn**

X. PROPOSED STIPULATIONS

Unless otherwise indicated, the following issues are proposed as Type 2[1] stipulations in this proceeding. OPC's position on each Type 2 stipulation stated below is as follows:

> OPC takes no position on these issues nor does it have the burden of proof related to them. As such, the OPC represents that it will not contest or oppose the Commission taking action approving a proposed stipulation between the Company and another party or staff as a final resolution of these issues. No person is authorized to state that the OPC is a participant in, or party to, a stipulation on these issues, either in this docket, in an order of the Commission or in a representation to a Court.

In addition to the enumerated issues identified below, the parties will facilitate a Type 2 stipulation on the following.

Stipulation: Subject to: (i) approval of FPL's positions reflected in the prehearing order in this Docket in the event the Commission approves the settlement filed on August 20, 2025 in Docket 20250011-EI ("FPL Rate Case Settlement"); and (ii) approval of figures that reflect FPL's response to Staff's Eighth Set of Interrogatories, No. 34 effective January 1, 2026 in the event the Commission does not approve the FPL Rate Case Settlement, provided that FPL will file updated clause recovery factors in this docket for administrative approval by staff as soon as practicable in 2026 after the Commission's vote in Docket No. 20250011-EI. Nothing in this facilitation shall be used to suggest that the OPC supports approval of the FPL Rate Case Settlement, creates a waiver of its objections to the FPL Rate Case Settlement, or impairs the appellate rights of any party with respect to orders issued in Docket 20250011-EI and any impact such orders have on this Docket. FPL agrees that the willingness of the OPC to facilitate a Type 2 Stipulation on these matters shall obviate the need for the OPC or any other substantially affected party to appeal the final order in this Docket in order for the OPC to preserve its right to require the direct impact, if any, of any final decision by a court of competent jurisdiction related to the FPL Rate Case Settlement to be flowed through to this Docket.

I. COMPANY-SPECIFIC FUEL ISSUES

Duke Energy Florida, LLC

[1] A Type 2 stipulation occurs on an issue when the utility and staff, or the utility and at least one party adversarial to the utility, agree on the resolution of the issue and the remaining parties (including staff if they do not join in the agreement) do not object to the Commission relying on the agreed language to resolve that issue in a final order.

ISSUE 1A: **Should the Commission approve DEF's 2026 Risk Management Plan?**

Stipulation: Yes.

ISSUE 1B: **What is the appropriate subscription bill credit associated with DEF's Clean Energy Connection Program, approved by Order No. PSC-2021-0059-S-EI, to be included for recovery in 2026?**

Stipulation: $66,834,509.

ISSUE 1C: **What is the appropriate Clean Energy Impact (CEI) credit, approved by Order No. PSC-2023-0191-TRF-EI, to be included in the fuel clause in 2026?**

Stipulation: $19,283.

ISSUE 1D: **What is the appropriate amount of the storm cost recovery true-up to be credited to the fuel clause in the period January 2025 through December 2025 per Order No. PSC-2025-0204-FOF-EI?**

Stipulation: Over-recovery of $6,921,081.

Florida Power & Light Company

ISSUE 2A: **What was the total gain under FPL's Incentive Mechanism approved by Order No. PSC-2021-0446A-S-EI that FPL may recover for the period January 2024 through December 2024, and how should that gain to be shared between FPL and its customers?**

Stipulation: Total gain was $125,038,686. Customer distribution - $78,019,343, FPL distribution - $47,019,343.

ISSUE 2B: **What is the appropriate amount of Incremental Optimization Costs under FPL's Incentive Mechanism approved by Order No. PSC-2021-0446A-S-EI that FPL should be allowed to recover through the fuel clause for Personnel, Software, and Hardware costs for the period January 2024 through December 2024?**

Stipulation: $864,547.

ISSUE 2C: **What is the appropriate amount of Variable Power Plant O&M Attributable to Off-System Sales under FPL's Incentive Mechanism approved by Order No. PSC-2021-0446A-S-EI that FPL should be allowed to recover through the fuel clause for the period January 2024 through December 2024?**

Stipulation: $1,253,117.

ISSUE 2D: **What is the appropriate amount of Variable Power Plant O&M Avoided due to Economy Purchases under FPL's Incentive Mechanism approved by Order No. PSC-2021-0446A-S-EI that FPL should be allowed to recover through the fuel clause for the period January 2024 through December 2024?**

Stipulation: ($56,356).

ISSUE 2E: **What is the appropriate subscription credit associated with FPL's SolarTogether Program approved by Order No. PSC-2020-0084-S-EI, to be included for recovery in 2026?**

Stipulation: $260,786,194.

ISSUE 2F: **Should the Commission approve FPL's 2026 Risk Management Plan?**

Stipulation: Yes. FPL's 2026 Risk Management Plan, as filed on September 2, 2025, complies with the Hedging Guidelines established by this Commission and should be approved. If the Commission does not approve the settlement filed on August 20, 2025 in Docket 20250011-EI, FPL shall maintain the right to petition the Commission for approval of a different Risk Management Plan.

Florida Public Utilities Company

No company-specific fuel issues for Florida Public Utilities Company have been identified at this time. If such issues are identified, they shall be numbered 3A, 3B, 3C, and so forth, as appropriate.

Tampa Electric Company

ISSUE 4A: **What was the total gain under TECO's Optimization Mechanism approved by Order No. PSC-2021-0423-S-EI that TECO may recover for the period January 2024 through December 2024, and how should that gain to be shared between TECO and its customers?**

Stipulation: Total gain was $11,441,752. Customer distribution - $7,620,876, TECO distribution - $3,820,876.

ISSUE 4B: Should the Commission approve TECO's 2026 Risk Management Plan?

Stipulation: Yes.

GENERIC FUEL ADJUSTMENT ISSUES

ISSUE 5: What are the appropriate final fuel adjustment true-up amounts for the period January 2024 through December 2024?

Stipulations:

DEF: Over-recovery of $75,686,464.

FPL: Over-recovery of $122,946,897.

FPUC: Over-recovery of $3,131,443.

TECO: Over-recovery of $32,216,179.

ISSUE 6: What are the appropriate fuel adjustment actual/estimated true-up amounts for the period January 2025 through December 2025?

Stipulations:

DEF: Under-recovery of $76,919,829.

FPL: Under-recovery of $260,204,595.

FPUC: Over-recovery of $80,530.

TECO: Under-recovery of $17,562,265.

ISSUE 7: What are the appropriate total fuel adjustment true-up amounts to be collected/refunded from January 2026 through December 2026?

Stipulations:

DEF: Under-recovery of $1,233,365.

FPL: Under-recovery of $137,257,698.

FPUC: Over-recovery of $3,211,973.

TECO: Over-recovery of $14,653,914.

ISSUE 8: **What are the appropriate projected total fuel and purchased power cost recovery amounts for the period January 2026 through December 2026?**

Stipulations:

DEF: $1,744,798,871.

FPL:
If the settlement in Docket No. 20250011-EI is approved: $3,656,663,150.

If the settlement in Docket No. 20250011-EI is not approved: $3,588,615,204.

FPUC: $64,162,497.

TECO: $733,257,192.

COMPANY-SPECIFIC GENERATING PERFORMANCE INCENTIVE FACTOR ISSUES

Duke Energy Florida, LLC

No company-specific GPIF issues for Duke Energy Florida, LLC have been identified at this time. If such issues are identified, they shall be numbered 9A, 9B, 9C, and so forth, as appropriate.

Florida Power & Light Company

No company-specific GPIF issues for Florida Power & Light Company have been identified at this time. If such issues are identified, they shall be numbered 10A, 10B, 10C, and so forth, as appropriate.

Tampa Electric Company

No company-specific GPIF issues for Tampa Electric Company have been identified at this time. If such issues are identified, they shall be numbered 11A, 11B, 11C, and so forth, as appropriate.

GENERIC GPIF ISSUES

ISSUE 12: What is the appropriate GPIF reward or penalty for performance achieved during the period January 2024 through December 2024 for each investor-owned electric utility subject to the GPIF?

Stipulations:

DEF: A reward of $1,146,970.

FPL: A penalty of $3,499,890.

TECO: A reward of $6,364,097.

ISSUE 13: What should the GPIF targets/ranges be for the period January 2026 through December 2026 for each investor-owned electric utility subject to the GPIF?

Stipulations:

DEF:

Table 13-1
GPIF Targets/Ranges for the period January-December, 2026

	Plant/Unit	EAF			ANOHR		
		Target	Maximum		Target	Maximum	
		EAF (%)	EAF (%)	Savings ($000's)	ANOHR Btu/kWh	ANOHR Btu/kWh	Savings ($000's)
DEF	Bartow 4	91.29	93.67	993	7,609	7,855	7,595
	Citrus County 1	89.41	90.79	716	6,848	6,952	2,991
	Citrus County 2	80.55	80.94	191	6,805	6,892	2,329
	Crystal River 4	72.28	82.66	5,453	10,238	10,580	3,796
	Crystal River 5	65.01	74.94	7,427	10,427	10,774	3,143
	Hines 2	94.84	97.26	239	7,637	7,952	4,824
	Hines 3	83.41	85.91	701	7,156	7,256	1,453
	Hines 4	79.99	82.05	573	7,140	7,279	2,057
	Osprey 1	86.85	88.01	376	7,221	7,487	3,021
	Totals			$16,668			$31,209

Source: GPIF Target and Range Summary (Exhibit ARB-1P, Page 4 of 94).

FPL:

Table 13-2
GPIF Targets/Ranges for the period January-December, 2026

	Plant/Unit	EAF			ANOHR		
		Target	Maximum		Target	Maximum	
		EAF (%)	EAF (%)	Savings ($000's)	ANOHR Btu/kWh	ANOHR Btu/kWh	Savings ($000's)
FPL	Canaveral 3	80.6	83.1	787	6,813	6,904	1,648
	Dania Beach 7	72.9	76.4	2,748	6,474	6,611	2,584
	Ft. Myers 2	93.4	95.9	175	7,394	7,641	3,742
	Manatee 3	88.4	91.9	1,516	6,607	7,041	9,987
	Martin 8	88.5	92.0	920	6,555	6,825	18,554
	Okeechobee 1	72.4	75.9	696	6,392	6,469	11,425
	Port Everglades 5	92.5	95.0	2,802	6,775	6,951	1,959
	Riviera 5	71.6	74.1	244	6,670	6,751	3,982
	Sanford 5	91.7	94.7	165	7,275	7,388	1,791
	St. Lucie 1	93.6	96.6	6,377	10,385	10,482	447
	St. Lucie 2	82.1	85.1	5,087	10,312	10,414	306
	Turkey Point 3	73.1	76.1	4,166	10,584	10,707	465
	Turkey Point 4	93.6	96.6	5,451	10,438	10,559	490
	Turkey Point 5	94.6	97.1	1,351	7,140	7,260	1,558
	West County 1	77.1	80.1	690	7,103	7,225	2,490
	West County 2	87.4	89.9	789	7,012	7,116	3,060
	West County 3	85.8	88.3	784	7,140	7,241	2,640
	Totals*			$34,748			$67,128

Source: GPIF Target and Range Summary, including Errata (Exhibit CRR-2, Pages 8-9 of 46).

TECO:

Table 13-3
GPIF Targets/Ranges for the period January-December, 2026

	Plant/Unit	Target	Maximum		Target	Maximum	
		EAF (%)	EAF (%)	Savings ($000's)	ANOHR Btu/kWh	ANOHR Btu/kWh	Savings ($000's)
TECO	Big Bend CC 1	89.0	90.0	1,488	6,403	6,652	6,873
	Polk 2	86.7	88.0	2,493	7,131	7,265	2,756
	Bayside 1	69.6	71.3	4,163	7,242	7,542	2,887
	Bayside 2	90.1	91.6	2,096	7,572	7,857	1,702
	Totals			$10,240			$14,218

Source: GPIF Target and Range Summary (Exhibit ALP-2, Document No. 1, Page 4 of 30).

FUEL FACTOR CALCULATION ISSUES

ISSUE 14: What are the appropriate projected net fuel and purchased power cost recovery and Generating Performance Incentive amounts to be included in the recovery factor for the period January 2026 through December 2026?

Stipulations:

DEF: $1,814,032,999.

FPL:
If the settlement in Docket No. 20250011-EI is approved: $4,096,060,586.

If the settlement in Docket No. 20250011-EI is not approved: $4,028,012,640.

FPUC: $60,950,524.

TECO: $729,400,867.

ISSUE 15: What is the appropriate revenue tax factor to be applied in calculating each investor-owned electric utility's levelized fuel factor for the projection period January 2026 through December 2026?

Stipulations:

DEF: N/A.

FPL: N/A.

FPUC: 1.000848.

TECO: 1.000848.

ISSUE 16: What are the appropriate levelized fuel cost recovery factors for the period January 2026 through December 2026?

Stipulations:

DEF: 4.414 cents per kWh.

FPL:
If the settlement in Docket No. 20250011-EI is approved: 3.189 cents per kWh.

If the settlement in Docket No. 20250011-EI is not approved: 3.136 cents per kWh.

FPUC: 7.580 cents per kWh.

TECO: 3.510 cents per kWh.

ISSUE 17: What are the appropriate fuel recovery line loss multipliers to be used in calculating the fuel cost recovery factors charged to each rate class/delivery voltage level class?

Stipulations:

DEF:

Table 17-1
DEF Fuel Recovery Line Loss Multipliers
for the period January-December, 2026

Delivery Voltage Level	Line Loss Multiplier
Transmission	0.9800
Distribution Primary	0.9900
Distribution Secondary	1.0000
Lighting Service	1.0000

Source: Exhibit GPD-3, Part 2, Page 1 of 1.

FPL: The appropriate fuel recovery line loss multipliers to be used in calculating the fuel cost recovery factors charged to each rate class/delivery voltage level class are shown in Issue No. 18.

FPUC: The appropriate fuel recovery line loss multiplier to be used in calculating the fuel cost recovery factors charged to each rate class/delivery voltage level class is 1.00000

TECO:

Table 17-2
TECO Fuel Recovery Line Loss Multipliers
for the period January-December, 2026

Delivery Voltage Level	Line Loss Multiplier
Transmission	0.98
Distribution Primary	0.99
Distribution Secondary	1.00
Lighting Service	1.00

Source: Exhibit ZDJ-3, Document No. 2, Pages 5 of 30.

ISSUE 18: What are the appropriate fuel cost recovery factors for each rate class/delivery voltage level class adjusted for line losses?

Stipulations:

DEF:

Table 18-1
DEF Fuel Cost Recovery Factors for the period January-December, 2026

Delivery Voltage Level	Fuel Cost Recovery Factors (cents/kWh)			Time of Use (cents/kWh)		
	First Tier	Second Tier	Levelized	On-Peak Multiplier 1.139	Off-Peak Multiplier 0.992	Discount Multiplier 0.917
Transmission	--	--	4.334	4.936	4.299	3.974
Distribution Primary	--	--	4.378	4.987	4.343	4.015
Distribution Secondary	4.127	5.197	4.422	5.037	4.387	4.055
Lighting Service	--	--	4.325	--	--	--

Source: Schedule E1-E (Exhibit GPD-3, Part 2, Page 1 of 1).

FPL:

Table 18-2
FPL Fuel Cost Recovery Factors, If the settlement in Docket No. 20250011-EI is approved, for the period January-December, 2026

Fuel Recovery Factors – By Rate Group (Adjusted for Line Losses)				
Group	Rate Schedule	Avg. Factor (cents/kWh)	Fuel Recovery Loss Multiplier	Fuel Recovery Factor (cents/kWh)
A	RS-1, first 1,000 kWh	3.189	1.00393	2.893
	RS-1, all additional kWh	3.189	1.00393	3.893
	GS-1, SL-2, SL-2M, GSCU-1	3.189	1.00393	3.202
A-1	SL-1, SL-1M, OL-1, PL-1 (1), LT-1, OS I/II	3.143	1.00393	3.156
B	GSD-1, GSD-1EV	3.189	1.00384	3.201
C	GSLD-1, GSLD-1EV, CS-1	3.189	1.00272	3.198
D	GSLD-2, CS-2, OS-2, MET, GSLD-2EV	3.189	0.99238	3.165
E	GSLD-3, CS-3, LLCS1, LLCS2	3.189	0.96412	3.075
A	GST-1 On-Peak	3.414	1.00393	3.428
	GST-1 Off Peak	3.092	1.00393	3.104
	RTR-1 On-Peak			0.226
	RTR-1 Off-Peak			(0.098)
	RS2-EV On-Peak	3.414	1.00393	3.428
	RS2-EV On-Peak	3.092	1.00393	3.104
B	GSDT-1, CILC-1(G), SST-1D(1), HLFT-1 On-Peak	3.414	1.00384	3.428
	GSDT-1, CILC-1(G), SST-1D(1), HLFT-1 Off-Peak	3.092	1.00384	3.103

Table 18-2
FPL Fuel Cost Recovery Factors, If the settlement in Docket No. 20250011-EI is approved, for the period January-December, 2026

Fuel Recovery Factors – By Rate Group (Adjusted for Line Losses)				
Group	Rate Schedule	Avg. Factor (cents/kWh)	Fuel Recovery Loss Multiplier	Fuel Recovery Factor (cents/kWh)
C	GSLDT-1, CST-1, SST-1D(2), HLFT-2 On-Peak	3.414	1.00272	3.424
	GSLDT-1, CST-1, SST-1D(2), HLFT-2 Off-Peak	3.092	1.00272	3.100
D	GSLDT-2, CST-2, SST-1D(3), HLFT-3 On-Peak	3.414	0.99273	3.390
	GSLDT-2, CST-2, SST-1D(3), HLFT-3 Off-Peak	3.092	0.99273	3.069
E	GSLDT-3, CST-3, CILC-1(T), SST-1(T), ISST-1(T) On-Peak	3.414	0.96412	3.292
	GSLDT-3, CST-3, CILC-1(T), SST-1(T) ISST-1(T) Off-Peak	3.092	0.96412	2.981
F	CILC-1(D), ISST-1(D) On-Peak	3.414	0.99141	3.385
	CILC-1(D), ISST-1(D) Off-Peak	3.092	0.99141	3.065

Source: Schedule E1-E, (Exhibit AM-5, 2026 FCR Projections, Pages 7 of 176).

Table 18-3
FPL Fuel Cost Recovery Factors, If the settlement in Docket No. 20250011-EI is approved, for the period January-December, 2026

Seasonal Demand Time of Use Rider (SDTR) Fuel Recovery Factors				
Group	Rate Schedule	Average Factor (cents/kWh)	Fuel Recovery Loss Multiplier	Fuel Recovery Factor (cents/kWh)
B	GSD(T)-1 On-Peak	3.479	1.00384	3.492
	GSD(T)-1 Off-Peak	3.151	1.00384	3.163
C	GSLD(T)-1 On-Peak	3.479	1.00272	3.489
	GSLD(T)-1 Off-Peak	3.151	1.00272	3.159
D	GSLD(T)-2 On-Peak	3.479	0.99273	3.454
	GSLD(T)-2 Off-Peak	3.151	0.99273	3.128

Source: Schedule E1-E, (Exhibit AM-5, 2026 FCR Projections, Pages 8 of 176).

If the settlement in Docket No. 20250011-EI is not approved:

Table 18-4
FPL Fuel Cost Recovery Factors, If the settlement in Docket No. 20250011-EI is not approved, for the period January-December, 2026

Fuel Recovery Factors – By Rate Group (Adjusted for Line Losses)				
Group	Rate Schedule	Avg. Factor (cents/kWh)	Fuel Recovery Loss Multiplier	Fuel Recovery Factor (cents/kWh)
A	RS-1, first 1,000 kWh	3.136	1.00393	2.840
	RS-1, all additional kWh	3.136	1.00393	3.840
	GS-1, SL-2, SL-2M, GSCU-1	3.136	1.00393	3.148
A-1	SL-1, SL-1M, OL-1, PL-1 (1), LT-1, OS I/II	3.091	1.00393	3.103
B	GSD-1, GSD-1EV	3.136	1.00384	3.148
C	GSLD-1, GSLD-1EV, CS-1	3.136	1.00272	3.145
D	GSLD-2, CS-2, OS-2, MET, GSLD-2EV	3.136	0.99238	3.112
E	GSLD-3, CS-3, LLCS1, LLCS2	3.136	0.96412	3.023
A	GST-1 On-Peak	3.358	1.00393	3.371
	GST-1 Off Peak	3.040	1.00393	3.052
	RTR-1 On-Peak			0.223
	RTR-1 Off-Peak			(0.096)
	RS2-EV On-Peak	3.358	1.00393	3.371
	RS2-EV On-Peak	3.040	1.00393	3.052
B	GSDT-1, CILC-1(G), SST-1D(1), HLFT-1 On-Peak	3.358	1.00384	3.371
	GSDT-1, CILC-1(G), SST-1D(1), HLFT-1	3.040	1.00384	3.052

Table 18-4
FPL Fuel Cost Recovery Factors, If the settlement in Docket No. 20250011-EI is not approved, for the period January-December, 2026

Fuel Recovery Factors – By Rate Group (Adjusted for Line Losses)				
Group	Rate Schedule	Avg. Factor (cents/kWh)	Fuel Recovery Loss Multiplier	Fuel Recovery Factor (cents/kWh)
	Off-Peak			
C	GSLDT-1, CST-1, SST-1D(2), HLFT-2 On-Peak	3.358	1.00272	3.367
	GSLDT-1, CST-1, SST-1D(2), HLFT-2 Off-Peak	3.040	1.00272	3.048
D	GSLDT-2, CST-2, SST-1D(3), HLFT-3 On-Peak	3.358	0.99273	3.333
	GSLDT-2, CST-2, SST-1D(3), HLFT-3 Off-Peak	3.040	0.99273	3.018
E	GSLDT-3, CST-3, CILC-1(T), SST-1(T), ISST-1(T) On-Peak	3.358	0.96412	3.237
	GSLDT-3, CST-3, CILC-1(T), SST-1(T) ISST-1(T) Off-Peak	3.040	0.96412	2.931
F	CILC-1(D), ISST-1(D) On-Peak	3.358	0.99141	3.329
	CILC-1(D), ISST-1(D) Off-Peak	3.040	0.99141	3.014

Source: Schedule E1-E, (Staff's Eight Set of Interrogatories, Interrogatory No. 34, Attachment 2 of 2, Tab 7 of 20).

Table 18-5
FPL Fuel Cost Recovery Factors, If the settlement in Docket No. 20250011-EI is not approved, for the period January-December, 2026

Seasonal Demand Time of Use Rider (SDTR) Fuel Recovery Factors				
Group	Rate Schedule	Average Factor (cents/kWh)	Fuel Recovery Loss Multiplier	Fuel Recovery Factor (cents/kWh)
B	GSD(T)-1 On-Peak	3.421	1.00384	3.434
	GSD(T)-1 Off-Peak	3.098	1.00384	3.110
C	GSLD(T)-1 On-Peak	3.421	1.00272	3.431
	GSLD(T)-1 Off-Peak	3.098	1.00272	3.107
D	GSLD(T)-2 On-Peak	3.421	0.99273	3.396
	GSLD(T)-2 Off-Peak	3.098	0.99273	3.076

Source: Schedule E1-E, (Staff's Eight Set of Interrogatories, Interrogatory No. 34, Attachment 2 of 2, Tab 8 of 20).

FPUC:

Table 18-6
FPUC Fuel Cost Recovery Factors for the period January-December, 2026

Fuel Recovery Factors – Fuel Recovery Factors – By Rate Schedule	
Rate Schedule	Levelized Adjustment (cents/kWh)
RS	9.178
GS	9.206
GSD	8.861
GSLD	8.711
LS	7.818

Source: Schedule E1, Page 3 of 3 (Exhibit JH-2, Page 3 of 8).

Table 18-7
FPUC Fuel Cost Recovery Factors for the period January-December, 2026

Step Rate Allocation For Residential Customers (RS Rate Schedule)	
Rate Schedule and Allocation	Levelized Adjustment (cents/kWh)
RS Rate Schedule – Sales Allocation	9.178
RS Rate Schedule with less than or equal to 1,000 kWh/month	8.820
RS Rate Schedule with greater than 1,000 kWh/month	10.070

Source: Schedule E1, Page 3 of 3 (Exhibit JH-2, Page 3 of 8).

TECO:

Table 18-8
TECO Fuel Cost Recovery Factors for the period January-December, 2026

Metering Voltage Level		Fuel Cost Recovery Factors (cents per kWh)		
		Levelized Fuel Recovery Factor	First Tier (First 1,000 kWh)	Second Tier (Over 1,000 kWh)
STANDARD				
	Distribution Secondary (RS only)	--	3.210	4.210
	Distribution Secondary	3.516	--	
	Distribution Primary	3.481		
	Transmission	3.446		
	Lighting Service	3.452		
TIME OF USE				
	Distribution Secondary- On-Peak	3.822	--	
	Distribution Secondary- Off-Peak	3.376		
	Distribution Primary- On-Peak	3.784		
	Distribution Primary- Off-Peak	3.342		
	Transmission- On-Peak	3.746		
	Transmission- Off-Peak	3.308		

Source: Exhibit ZDJ-3, Document No. 2, Page 6 of 30.

II. CAPACITY ISSUES

COMPANY-SPECIFIC CAPACITY COST RECOVERY FACTOR ISSUES

Duke Energy Florida, LLC

ISSUE 19A: What is the appropriate amount of costs for the Independent Spent Fuel Storage Installation (ISFSI) that DEF should be allowed to recover through the capacity cost recovery clause pursuant to DEF's 2017 Settlement for 2026?

Stipulation: $11,181,188.

Florida Power & Light Company

No company-specific capacity cost recovery factor issues for Florida Power & Light Company have been identified at this time. If such issues are identified, they will be numbered 20A, 20B, 20C, and so forth, as appropriate.

Tampa Electric Company

No company-specific capacity cost recovery factor issues for Tampa Electric Company have been identified at this time. If such issues are identified, they will be numbered 21A, 21B, 21C, and so forth, as appropriate.

GENERIC CAPACITY COST RECOVERY FACTOR ISSUES

ISSUE 22: What are the appropriate final capacity cost recovery true-up amounts for the period January 2024 through December 2024?

Stipulations:

DEF: Over-recovery of $3,308,008.

FPL: Over-recovery of $11,087,053.

TECO: Under-recovery of $8,961,534.

ISSUE 23: What are the appropriate capacity cost recovery actual/estimated true-up amounts for the period January 2025 through December 2025?

Stipulations:

DEF: Under-recovery of $2,086,641.

FPL: Under-recovery of $3,253,898.

TECO: Under-recovery of $24,864,312.

ISSUE 24: What are the appropriate total capacity cost recovery true-up amounts to be collected/refunded during the period January 2026 through December 2026?

Stipulations:

DEF: Over-recovery of $1,221,368.

FPL: Over-recovery of $7,833,155.

TECO: Under-recovery of $33,825,845.

ISSUE 25: What are the appropriate projected total capacity cost recovery amounts for the period January 2026 through December 2026?

Stipulations:

DEF: $37,294,039.

FPL:
If the settlement in Docket No. 20250011-EI is approved: $68,163,396.

If the settlement in Docket No. 20250011-EI is not approved: $67,595,983.

TECO: $10,964,037.

ISSUE 26: What are the appropriate projected net purchased power capacity cost recovery amounts to be included in the recovery factor for the period January 2026 through December 2026?

Stipulations:

DEF: $47,253,859.

FPL:
If the settlement in Docket No. 20250011-EI is approved: $60,330,241.

If the settlement in Docket No. 20250011-EI is not approved: $59,762,828.

TECO: $44,827,864.

ISSUE 27: What are the appropriate jurisdictional separation factors for capacity revenues and costs to be included in the recovery factor for the period January 2026 through December 2026?

Stipulations:

DEF: Base: 100.000 percent, Intermediate: 95.212 percent, and Peaking: 97.632 percent.

FPL:
Demand: Transmission 88.4813 percent, Non-Stratified/Base/Solar 95.9260 percent, Intermediate 95.3530 percent, Peaking 94.5168 percent, Distribution 100.0000 percent.

Energy: Non-Stratified/Base/Solar 95.7002 percent, Intermediate 94.0004 percent, Peaking 95.6020 percent.

General Plant: Labor 96.9171 percent.

TECO: The appropriate jurisdictional separation factor is 100.00 percent.

ISSUE 28: What are the appropriate capacity cost recovery factors for the period January 2026 through December 2026?

Stipulations:

DEF:

Table 28-1
DEF Capacity Cost Recovery Factors for the period January–December, 2026

Rate Class		Capacity and ISFSI Cost Recovery Factors	
		¢/kWh	$/kW-month
Residential (RS-1, RST-1) At Secondary Voltage		0.133	
General Service Non-Demand (GS-1, GST-1, GSLM-1, GSLM-2)			
	At Secondary Voltage	0.120	
	At Primary Voltage	0.119	
	At Transmission Voltage	0.118	
General Service (GS-2)		0.077	
Lighting (LS-1)		0.038	
General Service Demand (GSD-1, GSDT-1, GSLM-1, GSLM-2, SS-1)			
	At Secondary Voltage	-	0.34

Table 28-1
DEF Capacity Cost Recovery Factors for the period January–December, 2026

Rate Class		Capacity and ISFSI Cost Recovery Factors	
		¢/kWh	$/kW-month
	At Primary Voltage		0.34
	At Transmission Voltage		0.33
Curtailable (CS-2, CST-2, CS-3, CST-3, SS-3)			
	At Secondary Voltage		0.30
	At Primary Voltage	-	0.30
	At Transmission Voltage		0.29
Interruptible (IS-2, IST-2, SS-2)			
	At Secondary Voltage		0.28
	At Primary Voltage	-	0.28
	At Transmission Voltage		0.27
Standby Monthly (SS-1, 2, 3)			
	At Secondary Voltage		0.033
	At Primary Voltage	-	0.033
	At Transmission Voltage		0.032
Standby Daily (SS-1, 2, 3)			
	At Secondary Voltage		0.016
	At Primary Voltage	-	0.016
	At Transmission Voltage		0.016

Source: Schedule E12-E (Exhibit GPD-3, Part 3, Page 1 of 1.

FPL:

Table 28-2
FPL Capacity Cost Recovery Factors, If the settlement in Docket No. 20250011-EI is approved, for the period January–December, 2026

Rate Schedule	2026 Capacity Cost Recovery Factors			
	$/kW	$/kWh	Reservation Demand Charge (RDC) $/kW	Sum of Daily Demand Charge (SDD) $/kW
RS1/RTR1/RS-2EV	-	0.00052	-	-
GS1/GST1	-	0.00050	-	-
GSD1/GSDT1/HLFT1/GSD1-EV	0.16	-	-	-
OS2	-	0.00023	-	-
GSLD1/GSLDT1/CS1/CST1/HLFT2/GSLD1-EV	0.18	-	-	-

Table 28-2
FPL Capacity Cost Recovery Factors, If the settlement in Docket No. 20250011-EI is approved, for the period January–December, 2026

Rate Schedule	2026 Capacity Cost Recovery Factors			
	$/kW	$/kWh	Reservation Demand Charge (RDC) $/kW	Sum of Daily Demand Charge (SDD) $/kW
GSLD2/GSLDT2/CS2/CST2/HLFT3/GSLD-2EV	0.17	-	-	-
GSLD3/GSLDT3/CS3/CST3/LLCS-1/LLCS-2	0.17	-	-	-
SST1T	-	-	0.02	0.01
SST1D1/SST1D2/SST1D3	-	-	0.02	0.01
CILC D/CILC G	0.17	-	-	-
CILC T	0.17	-	-	-
MET	0.15	-	-	-
OL1/SL1/SL1M/PL1/OSI/II/LT1	-	0.00006	-	-
SL2/SL2M/GSCU1	-	0.00030	-	-

Source: Exhibit AM-6, Page 4 of 26.

If the settlement in Docket No. 20250011-EI is not approved:

Table 28-3
FPL Capacity Cost Recovery Factors, If the settlement in Docket No. 20250011-EI is not approved, for the period January–December, 2026

Rate Schedule	2026 Capacity Cost Recovery Factors			
	$/kW	$/kWh	Reservation Demand Charge (RDC) $/kW	Sum of Daily Demand Charge (SDD) $/kW
RS1/RTR1	-	0.00051	-	-
GS1/GST1	-	0.00047	-	-
GSD1/GSDT1/HLFT1/GSD1-EV	0.16	-	-	-
OS2	-	0.00021	-	-
GSLD1/GSLDT1/CS1/CST1/HLFT2/GSLD1-EV	0.18	-	-	-
GSLD2/GSLDT2/CS2/CST2/HLFT3	0.18	-	-	-

Table 28-3
FPL Capacity Cost Recovery Factors, If the settlement in Docket No. 20250011-EI is not approved, for the period January–December, 2026

Rate Schedule	2026 Capacity Cost Recovery Factors			
	$/kW	$/kWh	Reservation Demand Charge (RDC) $/kW	Sum of Daily Demand Charge (SDD) $/kW
GSLD3/GSLDT3/CS3/CST3	0.17	-	-	-
SST1T	-	-	0.02	0.01
SST1D1/SST1D2/SST1D3	-	-	0.02	0.01
CILC D/CILC G	0.18	-	-	-
CILC T	0.18	-	-	-
MET	0.15	-	-	-
OL1/SL1/SL1M/PL1/OSI/II/LT1	-	0.00004	-	-
SL2/SL2M/GSCU1	-	0.00033	-	-

Source: Staff's eight set of interrogatories, Interrogatory No. 34, attachment 1 of 2, tab 4 of 13.

TECO:

Table 28-4
TECO Capacity Cost Recovery Factors for the period January–December, 2026

Rate Class and Metering Voltage	2026 Capacity Cost Recovery Factors	
	¢/kWh	$/kW
RS	0.264	-
GS and CS	0.221	
GSD		
Secondary	-	0.72
Primary		0.71
Transmission		0.71
GSD Optional		
Secondary	0.176	-
Primary	0.174	
Transmission	0.172	
GSLDPR/GSLDTPR	-	0.66
GSLDSU/GSLDTSU		0.61
LS-1, LS-2	0.032	-

Source: Exhibit ZDJ-3, Document No. 1, Page 3 of 4.

III. EFFECTIVE DATE

ISSUE 29: What should be the effective date of the fuel adjustment factors and capacity cost recovery factors for billing purposes?

Stipulation: Revised factors should become effective with the first billing cycle of January 2026.

ISSUE 30: Should the Commission approve revised tariffs reflecting the fuel adjustment factors and capacity cost recovery factors determined to be appropriate in this proceeding?

Proposed Stipulation: Yes. The Commission should approve revised tariffs reflecting the fuel adjustment factors and capacity cost recovery factors determined to be reasonable in this proceeding. The Commission should direct staff to verify that the revised tariffs are consistent with the Commission's decisions.

ISSUE 31: Should this docket be closed?

Stipulation: No, this is a continuing docket and should remain open. Further, SACE, DEF, TECO and FPL will stipulate that SACE may propose the issues proposed in Issue 31 in this year's proceeding next year at the outset of the fuel and purchased power cost recovery clause proceeding. DEF, TECO and FPL reserve the right to argue these issues are improper for inclusion in the fuel and purchased power cost recovery clause proceeding, and reserve all rights in next year's docket to file any motions deemed necessary by them in opposition.

XI. PENDING MOTIONS

There are no pending motions at this time.

XII. PENDING CONFIDENTIALITY MATTERS

There are no pending confidentiality matters at this time.

XIII. POST-HEARING PROCEDURES

If no bench decision is made, each party shall file a post-hearing statement of issues and positions. A summary of each position, set off with asterisks, shall be included in that statement.

If a party's position has not changed since the issuance of this Prehearing Order, the post-hearing statement may simply restate the prehearing position; however, if the prehearing position is longer than 75 words, it must be reduced to no more than 75 words. If a party fails to file a post-hearing statement, that party shall have waived all issues and may be dismissed from the proceeding.

Pursuant to Rule 28-106.215, F.A.C., a party's proposed findings of fact and conclusions of law, if any, statement of issues and positions, and brief, shall together total no more than 40 pages and shall be filed at the same time.

XIV. RULINGS

Opening statements, if any, shall not exceed three minutes per party.

It is therefore,

ORDERED by Commissioner Gabriella Passidomo Smith, as Prehearing Officer, that this Prehearing Order shall govern the conduct of these proceedings as set forth above unless modified by the Commission.

By ORDER of Commissioner Gabriella Passidomo Smith, as Prehearing Officer, this 30th day of October, 2025.

Gabriella Passidomo Smith
Commissioner and Prehearing Officer
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399
(850) 413-6770
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Copies furnished: A copy of this document is provided to the parties of record at the time of issuance and, if applicable, interested persons.

RPS

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

Any party adversely affected by this order, which is preliminary, procedural or intermediate in nature, may request: (1) reconsideration within 10 days pursuant to Rule 25-22.0376, Florida Administrative Code; or (2) judicial review by the Florida Supreme Court, in the case of an electric, gas or telephone utility, or the First District Court of Appeal, in the case of a water or wastewater utility. A motion for reconsideration shall be filed with the Office of Commission Clerk, in the form prescribed by Rule 25-22.0376, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.