

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Energy conservation cost recovery
clause.

DOCKET NO. 20230002-EG
ORDER NO. PSC-2023-0329-PCO-EG
ISSUED: October 27, 2023

ORDER GRANTING PCS PHOSPHATE'S AND NUCOR'S
REQUESTS TO BE EXCUSED

This matter came before the Florida Public Service Commission upon the Requests to be Excused of White Springs Agricultural Chemicals, Inc. d/b/a PCS Phosphate – White Springs (PCS Phosphate) and Nucor Steel Florida, Inc. (Nucor).

Having reviewed both requests, being duly informed of the underlying premises, and understanding there is agreement by the parties and staff, the Commission hereby **FINDS** that on October 23, 2023, PCS Phosphate filed a request to be excused from the final hearing to be held in this proceeding on November 1–3, 2023. On October 24, 2023, Nucor also filed a request to be excused from the final hearing. Both parties state that all outstanding issues on which they have taken positions in this docket are the subject of Type 2 stipulations. That being the case, PCS Phosphate and Nucor are willing to waive opening statements and state that their absence will not prejudice any other party to this proceeding. No party to this docket has objected to their requests.

For the reasons stated above, the requests are **GRANTED** and it is hereby

ORDERED that PCS Phosphate is excused from appearing for the final hearing scheduled on November 1–3, 2023, in the above-captioned docket. It is further

ORDERED that Nucor is excused from appearing for the final hearing scheduled on November 1–3, 2023, in the above-captioned docket.

By **ORDER** of Chairman Andrew Giles Fay, as Presiding Officer, this 27th day of October, 2023.



ANDREW GILES FAY
Chairman and Presiding Officer
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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.

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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission (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. 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.