

Dianne M. Triplett
DEPUTY GENERAL COUNSEL

September 21, 2017

### VIA ELECTRONIC FILING

Ms. Carlotta Stauffer, Commission Clerk Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, Florida 32399-0850

Re: Docket Number 150171-EI; Petition for Issuance of Nuclear Asset-Recovery

Financing Order by Duke Energy Florida

Dear Ms. Stauffer:

Pursuant to the Nuclear Asset-Recovery Property Servicing Agreement entered into in connection with the above-referenced docket, attached for filing is Duke Energy Florida, LLC's Form 10-D that was filed with the Securities and Exchange Commission on September 11, 2017.

Thank you for your assistance in this matter. Please feel free to call me at (727) 820-4692 should you have any questions concerning this filing.

Respectfully,

/s/ Dianne M. Triplett

Dianne M. Triplett Associate General Counsel

DMT/at Attachment

cc: Parties of Record

# **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via electronic mail to the following this  $21^{\rm st}$  day of September, 2017.

/s/ Dianne M. Triplett
Attorney

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Florida Industrial Power Users Group c/o Moyle Law Firm, P.A. Jon C. Moyle, Jr. Karen A. Putnal 118 North Gadsden Street Tallahassee, Florida 32301 jmoyle@moylelaw.com kputnal@moylelaw.com	PSC Phosphate – White Springs c/o James W. Brew and Laura A. Wynn Stone Mattheis Xenopoulos & Brew, PC 1025 Thomas Jefferson Street, NW Eighth Floor, West Tower Washington, DC 20007-5201 jbrew@smxblaw.com law@smxblaw.com
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# UNITED STATES SECURITIES AND EXCHANGE COMMISSION

Washington, D.C. 20549

#### **FORM 10-D**

# ASSET-BACKED ISSUER DISTRIBUTION REPORT PURSUANT TO SECTION 13 OR 15(d) OF THE SECURITIES EXCHANGE ACT OF 1934 For the semi-annual distribution period from March 1, 2017 to August 31, 2017

Commission File Number	Registrant; State of Incorporat	tion; Address; and	d Telephone Nui	mber	IRS Employer Identification No.
333-209196-01	DUKE ENERGY FLORI	DA PROJECT	FINANCE, LI	LC	81-0977581
	$(\Gamma$	Oelaware)			
	299 First Avenue North	, St. Petersburg,	Florida 33701		
	704	1-382-3853			
1-03274  DUKE ENERGY FLORIDA, LLC  (Depositor and Sponsor)  (Florida)  299 First Avenue North, St. Petersburg, Florida 33701 704-382-3853					59-0247770
	Registered/reporti	ng pursuant to (che	eck one)		
					Name of exchange
Title of class		Section 12(b)	Section 12(g)	Section 15(d)	(If Section 12(b))
Series A 2018 Senior Secured Bo	onds			$\checkmark$	
Series A 2021 Senior Secured Bo	onds			$\checkmark$	
Series A 2026 Senior Secured Bo	onds			$\checkmark$	
Series A 2032 Senior Secured Bo	onds			$\checkmark$	
Series A 2035 Senior Secured Bo	onds				

Indicate by check mark whether the registrant (1) has filed all reports required to be filed by Section 13 or 15(d) of the Securities Exchange Act of 1934 during the preceding 12 months (or for such shorter period that the registrant was required to file such reports), and (2) has been subject to such filing requirements for the past 90 days.

Yes ☑ No □

#### PART I - DISTRIBUTION INFORMATION

#### Item 1. Distribution and Pool Performance Information.

The response to Item 1 is set forth in part herein and in part in Exhibit 99.1.

The record date for distributions described in Exhibit 99.1 is August 31, 2017.

Introductory and explanatory information regarding the material terms, parties, and distributions described in Exhibit 99.1 is included in the Prospectus dated June 15, 2016, of Duke Energy Florida Project Finance, LLC (Issuing Entity) relating to the Series A Senior Secured Bonds (Bonds) filed with the Securities and Exchange Commission pursuant to Rule 424(b)(1) of the Securities Act of 1933 on June 17, 2016.

As indicated in Exhibit 99.1, all required interest and scheduled principal payments on the Bonds have been made with respect to the September 1, 2017, distribution date.

#### The following Items have been omitted pursuant to General Instruction C of Form 10-D:

- Item 1A. Asset-Level Information.
- Item 1B. Asset Representations Reviewer and Investor Communication.

#### PART II - OTHER INFORMATION

#### Item 2. Legal Proceedings.

On February 22, 2016, a lawsuit was filed in the U.S. District Court for the Southern District of Florida on behalf of a putative class of Duke Energy Florida's and Florida Power & Light Company's (FP&L) customers in Florida. The suit alleges the State of Florida's nuclear power plant cost recovery statutes (NCRS) are unconstitutional and pre-empted by federal law. Plaintiffs claim they are entitled to repayment of all money paid by customers of Duke Energy Florida and FP&L as a result of the NCRS, as well as an injunction against any future charges under those statutes. The constitutionality of the NCRS has been challenged unsuccessfully in a number of prior cases on alternative grounds. Duke Energy Florida and FP&L filed motions to dismiss the complaint on May 5, 2016. On September 21, 2016, the Court granted the motions to dismiss with prejudice. Plaintiffs filed a motion for reconsideration, which was denied. On January 4, 2017, plaintiffs filed a notice of appeal to the Eleventh Circuit U.S. Court of Appeals. Plaintiffs filed an appellate brief on March 16, 2017, and Duke Energy Florida filed responses on April 17, 2017. Oral argument was held on August 22, 2017. Even if all of the plaintiffs' requests for relief in this lawsuit are granted, there would be no impact on nuclear asset-recovery charges imposed by Duke Energy Florida or on the bonds.

#### Item 3. Sale of Securities and Use of Proceeds.

None.

#### The following Items have been omitted pursuant to General Instruction C of Form 10-D:

- Item 4. Defaults Upon Senior Securities.
- Item 5. Submission of Matters to a Vote of Security Holders.
- Item 6. Significant Obligors of Pool Assets.
- · Item 7. Change in Sponsor Interest in the Securities.
- Item 8. Significant Enhancement Provider Information.

#### Item 9. Other Information.

None.

#### Item 10. Exhibits.

(a) and (b) See Exhibit Index included as the last part of this report, which is incorporated herein by reference.

## **SIGNATURES**

Pursuant to the requirements of the Securities Exchange Act of 1934, the registrant has duly caused this report to be signed on its behalf by the undersigned thereunto duly authorized.

Date:	September 11, 2017	DUKE ENERGY FLORIDA PROJECT FINANCE, LLC (Issuing Entity)	
		By: Duke Energy Florida, LLC, as Servicer	
	Ву:	/s/ William E. Currens Jr.	
		William E. Currens Jr.	
		Senior Vice President, Chief Accounting Officer and Controller	

# **EXHIBIT INDEX**

Exhibits filed herewithin are designated by an asterisk (\*). All exhibits not so designated are incorporated by reference to a prior filing, as indicated.

Exhibit No.	Description
3.1	Certificate of Formation of Duke Energy Florida Project Finance, LLC (filed with the Registration Statement on Form SF-1 of Duke Energy Florida, LLC (File No. 333-209196) on January 29, 2016)
3.2	Amended and Restated Limited Liability Company Agreement of Duke Energy Project Finance, LLC dated and effective as of June 10, 2016 (Form 8-K filed June 17, 2016)
4.1	Indenture, dated as of June 22, 2016, by and between Duke Energy Florida Project Finance, LLC and The Bank of New York Mellon Trust Company, N.A., as Indenture Trustee and Securities Intermediary (Form 8-K filed June 17, 2016)
10.1	Nuclear Asset-Recovery Property Servicing Agreement, dated as of June 22, 2016, by and between Duke Energy Florida Project Finance, LLC and Duke Energy Florida, LLC (Form 8-K filed June 22, 2016)
10.2	Nuclear Asset-Recovery Property Purchase and Sale Agreement, dated as of June 22, 2016, by and between Duke Energy Florida Project Finance, LLC and Duke Energy Florida, LLC (Form 8-K filed June 22, 2016)
10.3	Administration Agreement, dated as of June 22, 2016, by and between Duke Energy Florida Project Finance, LLC and Duke Energy Florida, LLC (Form 8-K filed June 22, 2016)
*99.1	Semi-annual Servicer's Certificate relating to the Bonds, dated August 24, 2017

\$

\$

27,000,000.00

27,000,000.00

#### SEMI-ANNUAL SERVICER'S CERTIFICATE

Pursuant to Section 4.01(c)(ii) of the Nuclear Asset-Recovery Property Servicing Agreement, dated as of June 22, 2016 (Servicing Agreement), by and between DUKE ENERGY FLORIDA, LLC, as servicer (Servicer), and Duke Energy Florida Project Finance, LLC, the Servicer does hereby certify, for the September 1, 2017, Payment Date (Current Payment Date), as follows:

Capitalized terms used but not defined herein have their respective meanings as set forth in the Servicing Agreement. References herein to certain sections and subsections are references to the respective sections of the Servicing Agreement or the Indenture, as the context indicates.

Collection Periods: March 1, 2017 to August 31, 2017

Payment Date: September 1, 2017

i.

ii. iii.

iv.

vi.

Series A 2018

Series A 2021

Series A 2026

Series A 2032 Series A 2035

**All Series A Bonds** 

1.	Collection	ns Allocabl	e and Aggregate	Amounts Available for the Current Payment Date:	
i.	Remittances	s for the	March 2017	Collection Period	\$ 6,064,013.70
ii.	Remittances	s for the	April 2017	Collection Period	4,997,356.31
iii.	Remittances	s for the	May 2017	Collection Period	6,971,990.52
iv	Remittances	s for the	June 2017	Collection Period	6,832,146.76
٧.	Remittances	s for the	July 2017	Collection Period	8,045,875.67
vi.	Remittances	s for the	August 2017	Collection Period	12,385,736.91
vii.					
viii.					
ix.	Investment I	Earnings o	on Capital Subac	count	20,240.17
Χ.	Investment I	Earnings o	on Excess Funds	Subaccount	3,790.52
χi.	Investment I	Earnings o	on General Suba	ccount	66,397.03
xii.	cii. General Subaccount Balance (sum of i through xi above)			\$ 45,387,547.59	
xiii.	xiii. Excess Funds Subaccount Balance as of prior Payment Date			1,358,513.08	
xiv.	xiv. Capital Subaccount Balance as of prior Payment Date			6,471,450.00	
XV.	xv. Collection Account Balance (sum of xii through xiv above)			\$ 53,217,510.67	
2.	Outstandi	ing Amour	nts of as of prior	Payment Date:	
i.	Series A 20	18	Outstanding A	Amount	\$ 147,300,000.00
ii.	Series A 20	21	Outstanding A	Amount	150,000,000.00
iii.	Series A 20	26	Outstanding A	Amount	436,000,000.00
iv.	Series A 20	32	Outstanding A	Amount	250,000,000.00
٧.	Series A 20	35	Outstanding A	Amount	275,290,000.00
vi.	Aggregate O	utstandin	g Amount of al	Series A Bonds	\$ 1,258,590,000.00
3.	Required	Funding/F	Payments as of (	Current Payment Date:	
Principal			Principal Due		

	merest								
	WAL	Interest Rate	Days in Interest Pe	eriod	Principa	al Balance	ı	nte	rest Due
٧.	Series A 2018	1.196%		249	\$ 147	,300,000.00	\$		880,854.00
vi.	Series A 2021	1.731%		249	150	,000,000.00			1,298,250.00
vii.	Series A 2026	2.538%		249	436	,000,000.00			5,532,840.00
viii.	Series A 2032	2.858%		249	250	,000,000.00			3,572,500.00
ix.	Series A 2035	3.112%		249	275	,290,000.00			4,283,512.40
x.	All Series A Bonds						\$		15,567,956.40
					Requi	ed Level	Fun	ndin	g Required
xi.	Capital Account				\$ 6	,471,450.00	\$		_
4.	Allocation of Remittances a	as of Current P	ayment Date Pursuar	nt to 8.0	2(e) of Inc	lenture:			
i.	Trustee Fees and Expenses;	Indemnity Amo	ounts				,	\$	5,400.00
ii.	Servicing Fee								323,572.50
iii.	Administration Fee								25,000.00
iv.	Operating Expenses								156,304.01
						Per \$1,00	0 of		
Seri	ies A Bonds			Aga	regate	Original Prin			
٧.	Semi-Annual Interest (includir	ng any past-du	e for prior periods)	. 33				\$	15,567,956.40
1.	Series A 2018	0 71		\$ 8	80,854.00	\$	4.81		•
2.	Series A 2021			1,2	98,250.00		8.66		
3.	Series A 2026			5,5	32,840.00		12.69		
4.	Series A 2032			3,5	72,500.00		14.29		
5.	Series A 2035			4,28	83,512.40		15.56		
vi	Dringing Due and Dayable as	a Booult of an	. Event of Default or a	n Einal	Moturity F	unto	,	<b>c</b>	
vi. 1.	Principal Due and Payable as Series A 2018	a Result of an		л гиа \$	waturity L		•	\$	_
1. 2.	Series A 2010 Series A 2021		`	Φ	_	Φ			
3.	Series A 2026								
3. 4.	Series A 2032								
<del>т</del> . 5.	Series A 2035								
0.	G6110071 2000								
vii.	Semi-Annual Principal						;	\$	27,000,000.00
1.	Series A 2018		;	\$ 27,0	00,000.00	\$ 1	47.54		
2.	Series A 2021				_				
3.	Series A 2026				_				
4.	Series A 2032				_				
5.	Series A 2035				_				
viii.	Other unpaid Operating Expe	nses					;	\$	_
ix.	Funding of Capital Subaccour		level)						_
Χ.	Capital Subaccount Return to		•						100,696.00
xi.	Deposit to Excess Funds Sub								2,208,618.68
xii.	Released to Issuer upon Reti		eries Bonds						_
xiii.	Aggregate Remittances as	of Current Pay	ment Date				;	\$	45,387,547.59

5.	Outstanding Amount and Collection Account Balance as of Current Payment Date (after givin made on such Payment Date):	ng effe	ct to payments to be
i.	Series A 2018	\$	120,300,000.00
ii.	Series A 2021		150,000,000.00
iii.	Series A 2026		436,000,000.00
iv.	Series A 2032		250,000,000.00
٧.	Series A 2035		275,290,000.00
vi.	Aggregate Outstanding Amount of all Series A Bonds	\$	1,231,590,000.00
vii.	Excess Funds Subaccount Balance		3,567,131.76
viii.	Capital Subaccount Balances		6,471,450.00
ix.	Aggregate Collection Account Balance	\$	10,038,581.76
6.	Subaccount Withdrawals as of Current Payment Date (if applicable, pursuant to Section 8.02	2(e) of	Indenture):
i.	Excess Funds Subaccount	\$	_
ii.	Capital Subaccount		_
iii.	Total Withdrawals	\$	_
7.	Shortfalls in Interest and Principal Payments as of Current Payment Date:		
i.	Semi-annual Interest		
	Series A 2018	\$	_
	Series A 2021		_
	Series A 2026		_
	Series A 2032		_
	Series A 2035		_
	Total	\$	_
ii.	Semi-annual Principal		
	Series A 2018	\$	_
	Series A 2021		_
	Series A 2026		_
	Series A 2032		_
	Series A 2035		_
	Total	\$	_
8.	Shortfalls in Payment of Return on Invested Capital as of Current Payment Date:		
i.	Return on Invested Capital	\$	_
9.	Shortfalls in Required Subaccount Levels as of Current Payment Date:		
i.	Capital Subaccount	\$	_

IN WITNESS WHEREOF, the undersigned has duly executed and delivered this Semi-Annual Servicer's Certificate.

Date:	August 24, 2017	DUKE ENERGY FLORIDA, LLC,				
	Revised		as Servicer			
		By:	/s/ David Doss			
			David Doss			
			Director, Electric Utilities and Infrastructure			
			Birodor, Elocaro Canalos ana minaca actaro			