

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Duke Energy Florida, LLC's Petition
for a limited proceeding to approve clean
energy connection program and tariff and
stipulation

Docket No. 20200176-EI

Dated: September 28, 2020

**DUKE ENERGY FLORIDA, LLC'S RESPONSE IN OPPOSITION TO LEAGUE OF
UNITED LATIN AMERICAN CITIZENS' MOTION TO EXTEND AND CONTINUE**

Duke Energy Florida, LLC ("DEF"), pursuant to Rule 28-106.204, Florida Administrative Code, hereby responds in opposition to the Motion to Extend Filing Deadlines and Continue Hearing ("Motion") filed by the League of United Latin American Citizens ("LULAC") in this docket on September 23, 2020. In support thereof, DEF states as follows:

On July 1, 2020, DEF petitioned the Public Service Commission (the "Commission") for a limited proceeding to approve DEF's new voluntary Clean Energy Connection Program and Tariff, as well as a Stipulation negotiated between DEF, Vote Solar, Southern Alliance for Clean Energy, and Walmart, Inc. LULAC filed a petition to intervene in the proceeding, and while DEF responded to contest several allegations contained therein, DEF did not oppose LULAC's standing to intervene.

On September 22, 2020, the Commission entered its Order Establishing Procedure ("OEP"), setting discovery deadlines and scheduling this matter for administrative hearing. The very next day LULAC filed the instant Motion requesting that the Commission extend all deadlines in the OEP and continue the scheduled hearing. LULAC's Motion fails to establish good cause for the extensions and continuance, and the Commission should deny the requested relief.

As the primary justification for its request to extend deadlines and continue the scheduled hearing in this docket, LULAC cites to the fact that the Commission has not "timely granted" its

unopposed petition to intervene. As such, LULAC argues that it is “unable to officially serve discovery due to inaction on its petition.” Contrary to this representation, DEF has agreed to accept and respond to discovery while LULAC’s petition remains pending. Indeed, since filing its Motion, LULAC has served DEF with two sets of interrogatories, two requests for production of documents, and a request for admissions. DEF’s responses will be provided well in advance of the discovery deadline set forth in the OEP.

WHEREFORE, for the foregoing reasons, DEF respectfully requests that the Commission deny LULAC’s Motion and proceed forward with this docket as outlined in the OEP.

Respectfully submitted this 28th day of September, 2020.

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CERTIFICATE OF SERVICE

Docket No. 20200176-EI

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via electronic mail to the following this 28th day of September, 2020.

/s/ Dianne M. Triplett

Attorney

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