

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

LEAGUE OF UNITED LATIN AMERICAN CITIZENS'
MOTION TO EXTEND POST-HEARING BRIEF FILING DEADLINE

Pursuant to Rule 28-106.204, Florida Administrative Code (F.A.C.), the Florida League of United Latin American Citizens of Florida ("LULAC") moves the Florida Public Service Commission ("Commission") to extend the deadline to file the Post-Hearing Brief to two (2) business days after the filing of the Hearing transcript and exhibits ("record") to the docket, and in support states the following establishes good cause for the extension.

1. The Hearing in this proceeding took place on November 17–November 18, 2020.
2. The current controlling dates in the Order Establishing Procedure¹ set December 1, 2020 as the filing deadline for all parties to submit their Post-Hearing Briefs.
3. On November 30, 2020, undersigned counsel Bradley Marshall contacted the court reporter responsible for preparing the Hearing record and was informed that it will be filed by December 7, 2020, four business days after the filing deadline for the Post-Hearing Brief.
4. Given the numerous factual and legal issues in dispute in this case, LULAC's extensive cross-examination of adverse witnesses at the Hearing, and commissioners' extensive cross-examination of the parties' witnesses, LULAC will be irreparably harmed in its ability to

¹ Docket No. 20200176, Order No. PSC-2020-0324-PCO-EI, Order Establishing Procedure, p. 10, September 22, 2020.

adequately brief and argue its case absent an extension of time to review and cite to the Hearing record.

5. The Hearing record is necessary for LULAC to accurately reference the evidence in this proceeding and in turn, accurately and thoroughly make its legal and factual arguments.

6. Extending the Post-Hearing Brief filing deadline would also allow the Commission and Staff to efficiently and accurately evaluate all parties' briefs, as the briefs would contain exact citations to the record.

7. The current inability to review and cite to the Hearing record is not due to any lack of diligence on the part of LULAC, and LULAC would otherwise have been prepared to comply with the December 1, 2020 filing deadline if it were in possession of the Hearing record at this time.

8. Assuming LULAC's Motion to Extend is granted shortly, a time extension of two (2) business days after the Hearing record is filed to the docket to file its Post-Hearing Brief would give LULAC sufficient time to review the record and finalize its brief.

9. On November 30, 2020, LULAC conferred with the other parties via e-mail regarding their position on this Motion to Extend. The Office of Public Counsel, Southern Alliance for Clean Energy, and Vote Solar advised they support this Motion. Duke takes no position on this Motion. At the time of filing and acknowledging the short timeframe in which LULAC prepared this Motion, Walmart and FIPUG have not yet responded.

RESPECTFULLY SUBMITTED this 30th day of November, 2020.

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy and correct copy of the foregoing was served on this 30th day of November, 2020, via electronic mail on:

<p>Florida Public Service Commission Shaw Stiller Bianca Lherisson Office of the General Counsel 2540 Shumard Oak Boulevard Tallahassee, Florida 32399-0850 sstiller@psc.state.fl.us, blheriss@psc.state.fl.us</p>	<p>Duke Energy Florida, LLC Dianne M. Triplett Dianne.Triplett@duke-energy.com 299 1st Avenue North St. Petersburg, FL 33701 T: (727) 820-4692 F: (727) 820-5519 Matthew R. Bernier Matt.Bernier@duke-energy.com FLRegulatoryLegal@duke-energy.com 106 E. College Avenue, Ste. 800 Tallahassee, FL 32301 T: (850) 521-1428 F: (850) 521-1437</p>
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DATED this 30th day of November, 2020.

/s/ Dominique Burkhardt
Attorney