

**BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION**

In re: Environmental cost recovery clause.

DOCKET NO.: 20210007-EI
FILED: May 17, 2021

**PETITION TO INTERVENE OF
NUCOR STEEL FLORIDA, INC.**

Pursuant to Sections 120.569 and 120.57, Florida Statutes and Rule 28-106.205, Florida Administrative Code, Nucor Steel Florida, Inc. ("Nucor"), through its undersigned attorneys, files its Petition to Intervene in the above captioned proceeding. In support thereof, Nucor states as follows:

1. The name and address of the affected agency is:

Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

2. The name and address of the petitioner is:

Nucor Steel Florida, Inc.
22 Nucor Drive
Frostproof, FL 33843

3. All pleadings, motions, orders, and other documents directed to the petitioner

should be served on:

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4. Statement of Affected Interests. Nucor owns and operates a steel production facility located within Duke Energy Florida's ("DEF") electric service territory. Nucor purchases large amounts of electric energy from DEF to power its steel making operations.

5. On January 4, 2021, the Commission established the above captioned proceeding to consider the active and continuing review of the Environmental Cost Recovery Clause for calendar year 2021 for DEF, Florida Power & Light Company ("FPL"), Florida Public Utilities Company, Gulf Power Company ("Gulf Power"), and Tampa Electric Company ("Tampa Electric"). The purpose of this proceeding is to allow investor-owned electric utilities to seek recovery of their costs for approved conservation programs on an annual basis. These costs are recovered through the Environmental Cost Recovery Clause, which is charged to electric service customers like Nucor. Given that changes to the Environmental Cost Recovery Clause will affect the rates paid by DEF customers, and because Nucor purchases substantial amounts of electric energy from DEF, the outcome of this proceeding may adversely affect Nucor's interests.

6. Disputed Issues of Material Fact. Nucor is not aware of any disputed issues of material fact at this early stage of the proceeding. However, Nucor anticipates that disputed issues of material fact may be identified over the course of the proceeding, and Nucor reserves the right to identify such issues.

7. Disputed Legal Issues. Nucor is not aware of any disputed legal issues at this early stage of the proceeding. However, Nucor anticipates that disputed legal issues may be identified over the course of the proceeding, and Nucor reserves the right to identify such issues.
8. Statement of Ultimate Facts Alleged. Alleged ultimate facts include, but are not limited to, whether the costs for which recovery is sought are reasonable. Nucor anticipates additional alleged ultimate facts may be identified over the course of the proceeding.
9. Laws Entitling Petitioner to Relief and Relation to Alleged Facts. The rules and statutes entitling Nucor to relief include but are not necessarily limited to the following: Sections 120.569 and 120.57(1), Florida Statutes, Sections 366.04 through 366.07, Florida Statutes, and Rule 28-106.205, Florida Administrative Code.
10. Statement of Conferral. In accordance with Rule 28-106.204(3), Florida Administrative Code, Nucor has conferred with all parties to this proceeding regarding Nucor's intervention. DEF, the Office of Public Counsel and FIPUG have no objection to Nucor's intervention, and PCS Phosphate and Tampa Electric take no position on the intervention. FPL and Gulf Power also take no position, based on Nucor's representation that its interest is as a customer of DEF, not as a customer of FPL or Gulf Power.
11. Relief. Nucor requests that it be permitted to intervene as a full party in this docket.

WHEREFORE, Nucor respectfully requests that the Commission enter an order allowing it to intervene as a full party in this docket.

Respectfully Submitted,

/s/ Michael K. Lavanga

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Attorneys for Nucor Steel Florida, Inc.

Certificate of Service

I hereby certify that a true copy of the foregoing Petition to Intervene has been furnished by electronic mail and/or U.S. Mail this 17 day of May, 2021, to the following:

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