

**BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION**

In re: Review of Storm Protection Plan
pursuant to Rule 25-6.030, F.A.C., Duke
Energy Florida, LLC

DOCKET NO.: 20220050-EI
FILED: June 1, 2022

**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:

Peter J. Mattheis
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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 April 11, 2022, DEF filed a Petition for approval of the Company's 2023-2032 Storm Protection Plan ("SPP"). DEF proposes to continue the ten programs that were approved in DEF's 2020-2029 SPP. These programs are projected to cost DEF's customers hundreds of millions of dollars per year. These costs are recovered through the Storm Protection Plan Cost Recovery Clause ("SPPCRC") that are collected from electric service customers like Nucor. Given that changes to the SPP will affect the rates charged under the SPPCRC and 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 proposed SPP and the program costs for which approval 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 and PCS Phosphate—White Springs take no position on Nucor's intervention; Office of Public Counsel and Florida Industrial Power Users Group do not oppose Nucor's intervention. As such, no party indicated an objection to Nucor's intervention.

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 1st day of June, 2022, to the following:

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