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COMMISSION
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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for rate increase by Duke Energy
Florida, LLC.

DOCKET NO. 20240025-EI
ORDER NO. PSC-2024-0184-PCO-EI
ISSUED: June 4, 2024

ORDER GRANTING PETITION TO INTERVENE
BY AMERICANS FOR AFFORDABLE CLEAN
ENERGY, INC., CIRCLE K STORES, INC.,
RACETRAC, INC., AND WAWA, INC.

Duke Energy Florida, LLC (Duke or Utility) filed its Petition for Rate Increase, minimum filing requirements (MFRs), and testimony on April 2, 2024. Duke filed its MFRs based on projected test years from January 1 to December 31, 2025; January 1 to December 31, 2026; and January 1 to December 31, 2027. By Order No. PSC-2024-0092-PCO-EI, issued April 11, 2024, an administrative hearing has been scheduled for these matters for August 12 – 16, 2024. August 19 – 23, 2024, have also been reserved for the continuation and conclusion of this hearing, if necessary.

Petition for Intervention

On April 24, 2024, Americans for Affordable Clean Energy, Inc. (AACE), Circle K Stores, Inc., (Circle K), RaceTrac, Inc. (RaceTrac) and Wawa, Inc. (Wawa) filed a Petition to Intervene in this proceeding. The Petition makes the following allegations as to each petitioning intervenor:

1. AACE

AACE is a nonprofit association of fuel retailers. AACE seeks intervention on behalf of “its five fuel retailer members in Florida,” who collectively own and operate over 1,500 convenience stores, public travel facilities, and truck stops in the state. These locations offer fuel, goods, services, and other amenities. All members of AACE for whom intervention is sought are energy customers (ratepayers) of Duke, and rely on electricity to offer fuel and other services. Electric vehicle (EV) charging stations have been or may be deployed at some of the locations owned and operated by AACE members. The membership of AACE includes Circle K, RaceTrac, and Wawa.

2. Circle K

Circle K has over 60 years experience in the convenience retailing industry, and is currently the global brand of Alimentation Couche-Tard, Inc., which operates more than 16,700 stores in 29 countries and territories. Circle K operates approximately 150 convenience stores in

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for rate increase by Duke Energy
Florida, LLC.

DOCKET NO. 20240025-EI
ORDER NO. PSC-2024-0185-PCO-EI
ISSUED: June 4, 2024

ORDER GRANTING PETITION TO INTERVENE
BY EVGO SERVICES, LLC

Duke Energy Florida, LLC (Duke or Utility) filed its Petition for Rate Increase, minimum filing requirements (MFRs), and testimony on April 2, 2024. Duke filed its MFRs based on projected test years from January 1 to December 31, 2025; January 1 to December 31, 2026; and January 1 to December 31, 2027. By Order No. PSC-2024-0092-PCO-EI, issued April 11, 2024, an administrative hearing has been scheduled for these matters for August 12 – 16, 2024. August 19 – 23, 2024, have also been reserved for the continuation and conclusion of this hearing, if necessary.

Petition for Intervention

By Petition dated May 14, 2024, EVgo Services, LLC (EVgo) requested permission to intervene in this proceeding. EVgo states that it is a leading public fast charger provider across the country. EVgo represents that over 70 of its approximately 1,000 fast charging stations are in Florida. EVgo states that it is an electric customer of Duke, taking service under the Utility's General Service Rates. EVgo further avers that it may participate or seek to participate in several of Duke's proposed electric vehicle (EV) programs.

No responses in support of or opposition to the Petition have been filed, and the time for doing so has expired.

Standards for Intervention

Pursuant to Rule 28-106.205, F.A.C., persons, other than the original parties to a pending proceeding, who have a substantial interest in the proceeding and who desire to become parties may move for leave to intervene. Motions for leave to intervene must be filed at least twenty (20) days before the final hearing, must comply with Rule 28-106.204(3), F.A.C., and must include allegations sufficient to demonstrate that the intervenor is entitled to participate in the proceeding as a matter of constitutional or statutory right or pursuant to Commission rule, or that the substantial interests of the intervenor are subject to determination or will be affected through the proceeding. Intervenors take the case as they find it.

To have standing, the intervenor must meet the two-prong standing test set forth in *Agrico Chemical Company v. Department of Environmental Regulation*, 406 So. 2d 478, 482 (Fla. 2d DCA 1981). The intervenor must show that (1) he will suffer injury in fact that is of