



Dianne M. Triplett
DEPUTY GENERAL COUNSEL

June 18, 2024

VIA ELECTRONIC MAIL

Mr. Adam J. Teitzman, Commission Clerk
Office of Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Re: Docket 20240025-EI, Petition for Rate Increase by Duke Energy Florida, LLC

Dear Mr. Teitzman,

Please find enclosed for electronic filing on behalf of Duke Energy Florida, LLC ("DEF"), DEF's Request for Confidential Classification for certain information provided in its Responses to OPC's Twelfth Set of Interrogatories (Nos. 317-333) and Twelfth Request for Production of Documents (Nos. 139-141). The filing includes the following:

- DEF's Request for Confidential Classification
- Slip-sheet for confidential Exhibit A
- Redacted Exhibit B (two copies)
- Exhibit C (justification matrix), and
- Exhibit D (affidavits of Michael O'Hara and Nicole Aquilina)

DEF's confidential Exhibit A that accompanies the above-referenced was submitted with DEF's Notice of Intent to Request Confidential Classification on May 28, 2024 and May 31, 2024, respectively, under separate cover.

Thank you for your assistance in this matter. Please feel free to call me at (727) 820-4692 should you have any questions concerning this filing.

Respectfully,

/s/ Dianne M. Triplett

Dianne M. Triplett

DMT/mw
Attachments

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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

DOCKET NO. 20240025-EI

Dated: June 18, 2024

**DUKE ENERGY FLORIDA, LLC'S
REQUEST FOR CONFIDENTIAL CLASSIFICATION**

Duke Energy Florida, LLC (“DEF” or “Company”), pursuant to Section 366.093, Florida Statutes (F.S.), and Rule 25-22.006, Florida Administrative Code (F.A.C.), submits this Request for Confidential Classification for certain information contained in its Response to the Office of the Public Counsel’s (“OPC”) Twelfth Set of Interrogatories (Nos. 317-333). DEF’s Notice of Intent to Request Confidential Classification was filed May 28, 2024 and Amended Notice of Intent to Request Confidential Classification filed on May 31, 2024. This Request is timely. See Rule 25-22.006(3)(a)1, E.A.C. In support of this Request, DEF states:

1. A document responsive to OPC’s Twelfth Set of Interrogatories, Question 317 and Supplemental Response to OPC’s Twelfth Set of Interrogatories, Question 323, contain “confidential proprietary business information” under Section 366.093(3), F.S.

2. The following exhibits are included with this request:

(a) Sealed Composite Exhibit A is a package containing unredacted copies of the document for which DEF seeks confidential treatment. Composite Exhibit A was submitted separately in a sealed envelope labeled “CONFIDENTIAL” on May 28, 2024 and May 31, 2024, respectively. In the unredacted versions, the information asserted to be confidential is highlighted in yellow.

(b) Composite Exhibit B is a package containing two copies of redacted versions of the document for which DEF requests confidential classification. The specific information for which confidential treatment is requested has been blocked out by opaque marker or other means.

(c) Exhibit C is a table which identifies by page and line the information for which DEF seeks confidential classification and the specific statutory bases for seeking confidential treatment.

(d) Exhibit D includes an affidavits of Michael O'Hara and Nicole Aquilina, attesting to the confidential nature of the information identified in Exhibit C.

3. As indicated in Exhibit C, the information for which DEF requires confidential classification is "proprietary confidential business information" within the meaning of § 366.093(3), F.S. Specifically, the information at issue in DEF's responses to OPC's Twelfth Set of Interrogatories, Question 317, includes employees' names. These names are personnel information unrelated to compensation, duties, qualifications, or responsibilities. Additionally, question 323, contains confidential invoice information, amounts, and terms.

4. The information identified in Exhibits A and C is intended to be and is treated as confidential by DEF. *See* Exhibit D. Further, that information has not been disclosed to the public. *See* Exhibit D.

5. It follows that the information identified in Exhibits A and C is proprietary confidential information, which would cause harm to DEF and its customers if disclosed and which is exempt from disclosure under the Public Records Act pursuant to § 366.093(3), F.S.

6. Accordingly, DEF requests that the information identified in Exhibit A be classified as "proprietary confidential business information" within the meaning of section 366.093(3), F.S., that the information remain confidential for a period of at least 18 months as provided in section

366.093(4) F.S., and that the information be returned as soon as it is no longer necessary for the Commission to conduct its business.

WHEREFORE, for the foregoing reasons, DEF respectfully requests that this Request for Confidential Classification be granted.

RESPECTFULLY SUBMITTED this 18th day of June, 2024.

/s/Dianne M. Triplett

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Attorneys for Duke Energy Florida, LLC

CERTIFICATE OF SERVICE
Docket No. 20240025-EI

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via electronic mail to the following this 18th day of June, 2024.

/s/ Dianne M. Triplett
Attorney

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Exhibit A

“CONFIDENTIAL”

(filed under separate cover on May 28, 2024 and May 31, 2024)

Exhibit B

REDACTED

(copy-one)

Function	Contact
Coal Combustion Products	
Customer Connect	
Customer Delivery & Grid	
Customer Service	
Customer Solutions- P&S	
Fossil Hydro Operations	
Gas Operations	
Nuclear	
Other Dept (Esamann)	
PMC - Fossil	
Reg Utility Other	
Regulated Renewables	
Transmission	

REDACTED

**DOCUMENTS BEARING BATES NUMBERS 20240025-
OPCROG12-00030868 THROUGH 20240025-OPCROG12-
00031081 ARE REDACTED IN THEIR ENTIRETY**

Exhibit B

REDACTED

(copy-two)

Function	Contact
Coal Combustion Products	
Customer Connect	
Customer Delivery & Grid	
Customer Service	
Customer Solutions- P&S	
Fossil Hydro Operations	
Gas Operations	
Nuclear	
Other Dept (Esamann)	
PMC - Fossil	
Reg Utility Other	
Regulated Renewables	
Transmission	

REDACTED

**DOCUMENTS BEARING BATES NUMBERS 20240025-
OPCROG12-00030868 THROUGH 20240025-OPCROG12-
00031081 ARE REDACTED IN THEIR ENTIRETY**

Exhibit C

DUKE ENERGY FLORIDA Confidentiality Justification Matrix

RESPONSE/DOCUMENT	PAGE/LINE	JUSTIFICATION
DEF's Response to OPC's Twelfth Set of Interrogatories (Nos. 317-333), specifically, Question 317.	Question 317: Document bearing bates number 20240025-OPCROG12-00030796 contains confidential information. Specifically, the information in the column titled "Contact" is confidential.	§366.093(3)(f), F.S. The document in question contains employee personnel information unrelated to compensation, duties, qualifications, or responsibilities.
DEF's Supplemental Response to OPC's Twelfth Set of Interrogatories (Nos. 317-333), specifically, Question 323.	Question 323: Documents bearing Bates numbers 20240025-OPCROG12-00030868 through 20240025-OPCROG12-00031081 are confidential in their entirety.	§366.093(3)(e), F.S. The document in question contains confidential information relating to competitive business interests, disclosure of which would impair the competitive business of the provider/owner of the information.

Exhibit D

AFFIDAVITS OF MICHAEL O'HARA AND NICOLE AQUILINA

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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

DOCKET NO. 20240025-EI

Dated: June 18, 2024

**AFFIDAVIT OF NICOLE AQUILINA IN SUPPORT OF
DUKE ENERGY FLORIDA, LLC'S
REQUEST FOR CONFIDENTIAL CLASSIFICATION**

STATE OF NORTH CAROLINA

COUNTY OF MECKLENBURG

BEFORE ME, the undersigned authority duly authorized to administer oaths, personally appeared Nicole Aquilina, who being first duly sworn, on oath deposes and says that:

1. My name is Nicole Aquilina. I am over the age of 18 years old, and I have been authorized by Duke Energy Florida (hereinafter "DEF" or the "Company") to give this affidavit in the above-styled proceeding on DEF's behalf and in support of DEF's Request for Confidential Classification (the "Request"). The facts attested to in my affidavit are based upon my personal knowledge.

2. I am employed by Duke Energy Business Services, LLC ("DEBS") as Accounting Manager II, providing accounting leadership for DEF.

3. As Accounting Manager II, I am responsible for ensuring that the accounting impacts of the Company's business activities and transactions are understood and properly

recorded to the general ledger, and that such accounting impacts, as well as any applicable related variances to budget and prior year results, are clearly explained and properly presented in internal and external financial reports. I am also responsible for ensuring that the accounting team performs its tasks in an accurate and timely manner in accordance with published deadlines while strictly adhering to Company policies and controls.

4. DEF is seeking confidential classification for information contained in its supplemental response to the Office of the Public Counsel's ("OPC") Twelfth Set of Interrogatories, Question 323. A detailed description of the confidential information at issue is contained in confidential Exhibit A to DEF's Request and is outlined in DEF's Justification Matrix that is attached to DEF's Request as Exhibit C. DEF is requesting confidential classification of this confidential information for the reasons set forth below.

5. Documents produced in the Supplemental response to OPC's Twelfth Set of Interrogatories, Question 323 contains confidential information. Specifically, the documents include confidential invoice information, amounts, and terms, which is sensitive, internal business information that relates to DEF's competitive interests. Absent confidential classification, DEF's ability to negotiate settlements would be impaired in the future, which would, in turn, impair DEF's ability to compete in the marketplace.

6. Upon receipt of confidential information, strict procedures are established and followed to maintain the confidentiality of the terms of the documents and information provided, including restricting access to those persons who need the information to assist the Company. At no time since receiving the information in question has the Company publicly disclosed that information. The Company has treated and continues to treat the information at issue as confidential.

7. This concludes my affidavit.

Further affiant sayeth not.

Dated the ____ day of _____, 2024.

(Signature)
Nicole Aquilina
Accounting Manager II
Duke Energy Business Services, LLC

THE FOREGOING INSTRUMENT was sworn to and subscribed before me this ____ day of _____, 2024 by Nicole Aquilina. She is personally known to me or has produced her _____ driver's license, or her _____ as identification.

(Signature)

(AFFIX NOTARIAL SEAL)

(Printed Name)
NOTARY PUBLIC, STATE OF _____

(Commission Expiration Date)

(Serial Number, If Any)

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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

DOCKET NO. 20240025-EI

Dated: June 18, 2024

**AFFIDAVIT OF MICHAEL O’HARA IN SUPPORT OF
DUKE ENERGY FLORIDA, LLC’S
REQUEST FOR CONFIDENTIAL CLASSIFICATION**

STATE OF FLORIDA

COUNTY OF PINELLAS

BEFORE ME, the undersigned authority duly authorized to administer oaths, personally appeared Michael O’Hara, who being first duly sworn, on oath deposes and says that:

1. My name is Michael O’Hara. I am over the age of 18 years old, and I have been authorized by Duke Energy Florida (hereinafter “DEF” or the “Company”) to give this affidavit in the above-styled proceeding on DEF’s behalf and in support of DEF’s Request for Confidential Classification (the “Request”). The facts attested to in my affidavit are based upon my personal knowledge.

2. I am the Regional Forecasting Director for Duke Energy Florida, LLC.

3. As Regional Forecasting Director, my duties and responsibilities include strategic planning, financial planning and forecasting, business planning, budgeting, cost management, management accounting, and key performance management.

4. DEF is seeking confidential classification for information contained in response to the Office of the Public Counsel's ("OPC") Twelfth Set of Interrogatories, Question 317. A detailed description of the confidential information at issue is contained in confidential Exhibit A to DEF's Request and is outlined in DEF's Justification Matrix that is attached to DEF's Request as Exhibit C. DEF is requesting confidential classification of this confidential information for the reasons set forth below.

5. A document produced in response to OPC's Twelfth Set of Interrogatories, Question 317, contains employees' names. These names are personnel information, unrelated to compensation, duties, qualifications, or responsibilities.

6. Upon receipt of confidential information, strict procedures are established and followed to maintain the confidentiality of the terms of the documents and information provided, including restricting access to those persons who need the information to assist the Company. At no time since receiving the information in question has the Company publicly disclosed that information. The Company has treated and continues to treat the information at issue as confidential.

7. This concludes my affidavit.

Further affiant sayeth not.

Dated the ____ day of _____, 2024.

(Signature)
Michael O'Hara
Director, Regional Forecasting
Duke Energy Florida, LLC

THE FOREGOING INSTRUMENT was sworn to and subscribed before me this ___ day of _____, 2024 by Michael O'Hara. He is personally known to me or has produced his _____ driver's license, or his _____ as identification.

(Signature)

(Printed Name)

(AFFIX NOTARIAL SEAL)

NOTARY PUBLIC, STATE OF _____

(Commission Expiration Date)

(Serial Number, If Any)