



Stephanie A. Cuello
SENIOR COUNSEL

June 28, 2024

VIA ELECTRONIC FILING

Adam Teitzman, Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Re: *Fuel and purchased power cost recovery clause with generating performance incentive factor; Docket No. 20240001-EI*

Dear Mr. Teitzman:

Please find enclosed for electronic filing on behalf of Duke Energy Florida, LLC (“DEF”), DEF’s First Request for Extension of Confidential Classification concerning certain information provided in its Staff’s Audit Workpapers (*Audit Control No. 2022-003-1-4 and Audit Control No. 2022-003-1-5*), filed in docket no. 20220001-EI and Revised Exhibit D, Affidavits of Gary P. Dean. The original Request included Exhibits A, B, and C.

There are no changes to the original Request’s Exhibit A consisting of the confidential unredacted documents, Exhibit B containing two (2) redacted copies of the confidential document, or Exhibit C containing a justification table in support of DEF’s original Request. The aforementioned exhibits remain on file with the Clerk.

Thank you for your assistance in this matter and if you have any questions, please feel free to contact me at (850) 521-1425.

Sincerely,

/s/ Stephanie A. Cuello

Stephanie A. Cuello

SAC/mh
Attachment

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and purchased power cost
recovery clause with generating
performance incentive factor.

Docket No. 20240001-EI

Dated: June 28, 2024

**DUKE ENERGY FLORIDA LLC'S
FIRST REQUEST FOR EXTENSION OF 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 First Request for Extension of Confidential Classification for certain information contained in Staff’s Audit Workpapers pertaining to DEF’s 2022 Financial Audit (*Audit Control No. 2022-003-1-4 and Audit Control No. 2022-003-1-5*). In support of this Request, DEF states:

1. On May 9, 2022, DEF filed its Request for Confidential Classification (document number 02876-2022t) for certain information contained in the Staff audit work papers as it contains “proprietary business information” under Section 366.093(3), Florida Statutes.

2. DEF’s May 9, 2022, Request was granted by Order No. PSC- 2023-0015-CFO-EI on January 5, 2023. The period of confidential treatment granted by that order will expire on July 5, 2024. The information continues to warrant treatment as “proprietary confidential business information within the meaning of Section 366.093(3), F.S. Accordingly, DEF is filing its First Request for Extension of Confidential Classification.

3. DEF submits that the confidential information contained in the Order issued on January 5, 2023, identified in Exhibit “A” and Exhibit “C” to the May 9, 2022, Request continues

to be “proprietary confidential business information” within the meaning of section 366.093(3), F.S. and continue to require confidential classification. See Affidavit of Gary P. Dean at ¶ 6, attached as Revised Exhibit “D”. This information is intended to be and is treated as confidential by the Company. The information has not been disclosed to the public. Pursuant to section 366.093(1), F.S., such materials are entitled to confidential treatment and are exempt from the disclosure provisions of the Public Records Act. See Affidavit of Gary P. Dean ¶¶ 4-6.

4. Nothing has changed since the issuance of Order No. PSC-2023-0015-CFO-EI to render the information stale or public such that continued confidential treatment would not be appropriate. Upon a finding by the Commission that this information continues to be “proprietary confidential business information,” it should continue to be treated as such for an additional period of at least 18 months and should be returned to DEF as soon as the information is no longer necessary for the Commission to conduct its business. See §366.093(4), F.S.

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

RESPECTFULLY SUBMITTED this 28th day of June, 2024.

/s/Stephanie A. Cuello

DIANNE M. TRIPLETT

Associate General Counsel

299 First Avenue North

St. Petersburg, FL 33701

T: (727)820-4692

E: Dianne.Triplett@duke-energy.com

MATTHEW R. BERNIER

Associate General Counsel

106 East College Avenue, Suite 800

Tallahassee, Florida 32301

T: (850)521-1428

E: Matt.Bernier@duke-energy.com

STEPHANIE A. CUELLO

Senior Counsel

106 East College Avenue, Suite 800

Tallahassee, Florida 32301

T: (850)521-1425

E: Stephanie.Cuello@duke-energy.com

FLRegulatoryLegal@duke-energy.com

Attorneys for Duke Energy Florida, LLC

Duke Energy Florida
CERTIFICATE OF SERVICE
Docket No. 20240001-EI

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via email this 28th day of June, 2024, to all parties of record as indicated below.

/s/Stephanie A. Cuello
Attorney

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| <p>Suzanne Brownless Ryan Sandy Office of General Counsel FL Public Service Commission 2540 Shumard Oak Blvd. Tallahassee, FL 32399-0850 sbrownle@psc.state.fl.us rsandy@psc.state.fl.us discovery-gcl@psc.state.fl.us</p> <p>J. Wahlen / M. Means / V. Ponder Ausley McMullen Tampa Electric Company P.O. Box 391 Tallahassee, FL 32302 jwahlen@ausley.com mmeans@ausley.com vponder@ausley.com</p> <p>Kenneth A. Hoffman Florida Power & Light Company 134 W. Jefferson Street Tallahassee, FL 32301-1713 ken.hoffman@fpl.com</p> <p>Jon C. Moyle, Jr. Moyle Law Firm, P.A. FIPUG 118 North Gadsden Street Tallahassee, FL 32301 jmoyle@moylelaw.com mqualls@moylelaw.com</p> | <p>W.Trierweiler / P. Christensen / C. Rehwinkel / M. Wessling / O. Ponce/ A. Watrous Office of Public Counsel 111 W. Madison St., Room 812 Tallahassee, FL 32399-1400 trierweiler.walt@leg.state.fl.us christensen.patty@leg.state.fl.us rehwinkel.charles@leg.state.fl.us wessling.mary@leg.state.fl.us ponce.octavio@leg.state.fl.us watrous.austin@leg.state.fl.us</p> <p>Paula K. Brown Regulatory Affairs Tampa Electric Company P.O. Box 111 Tampa, FL 33601-0111 regdept@tecoenergy.com</p> <p>Maria Moncada / David Lee Florida Power & Light Company 700 Universe Blvd. (LAW/JB) Juno Beach, FL 33408-0420 maria.moncada@fpl.com david.lee@fpl.com</p> | <p>Mike Cassel Florida Public Utilities Company 208 Wildlight Avenue Yulee, FL 32097 mcassel@fpuc.com</p> <p>Michelle D. Napier Florida Public Utilities Company 1635 Meathe Drive West Palm Beach, FL 33411 mnapier@fpuc.com</p> <p>Beth Keating Gunster, Yoakley & Stewart, P.A. FPUC 215 South Monroe Street, Suite 601 Tallahassee, FL 32301 bkeating@gunster.com</p> <p>James W. Brew / Laura Wynn Baker / Sarah B. Newman Stone Mattheis Xenopoulos & Brew, P.C. PCS Phosphate –White Springs 1025 Thomas Jefferson Street, NW Eighth Floor, West Tower Washington, DC 20007 jbrew@smxblaw.com lwb@smxblaw.com sbn@smxblaw.com</p> <p>Peter J. Mattheis / Michael K. Lavanga / Joseph R. Briscar Stone Mattheis Xenopoulos & Brew, PC NUCOR 1025 Thomas Jefferson Street, NW Eighth Floor, West Tower Washington, DC 20007 pjm@smxblaw.com mkl@smxblaw.com jrb@smxblaw.com</p> |
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Exhibit A

“CONFIDENTIAL”

(on file)

Exhibit B

REDACTED

(On file)

Exhibit C

DUKE ENERGY FLORIDA
Confidentiality Justification Matrix
(on file)

**Revised
Exhibit D**

**AFFIDAVIT OF
GARY DEAN**

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and purchased power cost
recovery clause with generating
performance incentive factor

Docket No. 20240001-EI

Dated: June 28, 2024

**AFFIDAVIT OF GARY DEAN IN SUPPORT OF
DUKE ENERGY FLORIDA, LLC'S
FIRST REQUEST FOR EXTENSION OF CONFIDENTIAL CLASSIFICATION**

STATE OF FLORIDA

COUNTY OF PINELLAS

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

1. My name is Gary Dean. 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 Rates and Regulatory Strategy Manager within the Regulatory Planning Projects department. This department is responsible for regulatory planning and cost recovery for DEF.

3. As the Rates and Regulatory Strategy Manager, I am responsible, along with the other members of the section, for the production and review of the regulatory

financial reports of DEF and analysis of state, federal and local regulations, and their impact on DEF.

4. DEF is seeking an extension of confidential classification for a portion of Staff's Audit Workpapers (*Audit Control No. 2022-003-1-4 and Audit Control No. 2022-003-1-5*), filed in docket number 20220001-EI. There are no changes to the information contained in DEF's confidential Exhibit A, redacted Exhibit B, and justification matrix C. The referenced Exhibits are on file with the Clerk. DEF is requesting an extension of confidential classification of this information because it contains sensitive business information, the disclosure of which would impair the Company's competitive business interests.

5. The confidential information at issue is confidential proprietary information. The Staff Audit Workpapers contain confidential information of both DEF and third-party companies, the disclosure of which would impair the Company's competitive business interests and efforts to contract for goods or services on favorable terms. DEF has not publicly disclosed the information. Without DEF's measures to maintain the confidentiality of this sensitive business information, DEF's ability to contract with third parties could detrimentally impact DEF's ability to negotiate favorable contracts, thereby harming its competitive interests, ultimately to its customers' detriment.

6. Upon receipt of confidential information from capacity suppliers, and with its own 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, and restricting the number of, and access to the information and contracts. At no time since receiving the contracts and information in question has the Company publicly disclosed that information or contracts. The Company has treated and continues to treat the information and contracts at issue as confidential.

7. This concludes my affidavit.

Further affiant sayeth not.

Dated the 18th day of July, 2024.



(Signature)

Gary Dean

Rates and Regulatory Strategy Manager

Regulatory Planning Projects

Duke Energy Florida, LLC

THE FOREGOING INSTRUMENT was sworn to and subscribed before me this 18th day of July, 2024, by Gary Dean. He is personally known to me or has produced his _____ driver's license, or his _____ as identification.



(Signature)

Monique Hampton

(Printed Name)

NOTARY PUBLIC, STATE OF FLORIDA

(AFFIX NOTARIAL SEAL)



(Commission Expiration Date)

(Serial Number, If Any)