

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

---

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

Docket No. 20240025-EI

Dated: July 29, 2024

---

**NOTICE OF FILING VERIFIED AFFIDAVIT IN SUPPORT OF DUKE ENERGY  
FLORIDA, LLC'S REQUEST FOR CONFIDENTIAL CLASSIFICATION**

Duke Energy Florida, LLC, ("DEF") hereby gives notice of filing the verified Affidavit of Benjamin M. H. Borsch, in support of DEF's Request for Confidential Classification, submitted on May 29, 2024 (document number 04373-2024), regarding its Response to OPC's Fourth Request for Production of Documents (Nos. 33-38), this 29<sup>th</sup> day of July, 2024

Respectfully submitted,

/s/ Dianne M. Triplett

**DIANNE M. TRIPLETT**

Deputy General Counsel

299 First Avenue North

St. Petersburg, FL 33701

T: 727.820.4692

E: [Dianne.Triplett@Duke-Energy.com](mailto:Dianne.Triplett@Duke-Energy.com)

**MATTHEW R. BERNIER**

Associate General Counsel

106 E. College Avenue, Suite 800

Tallahassee, FL 32301

T: 850.521.1428

E: [Matt.Bernier@Duke-Energy.com](mailto: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](mailto:Stephanie.Cuello@duke-energy.com)

[FLRegulatoryLegal@duke-energy.com](mailto:FLRegulatoryLegal@duke-energy.com)

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 by electronic mail this 29<sup>th</sup> day of July, 2024, to the following:

*/s/ Dianne M. Triplett*

Attorney

Jennifer Crawford / Major Thompson /  
Shaw Stiller  
Office of General Counsel  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850  
[JCrawfor@psc.state.fl.us](mailto:JCrawfor@psc.state.fl.us)  
[MThomps@psc.state.fl.us](mailto:MThomps@psc.state.fl.us)  
[SStiller@psc.state.fl.us](mailto:SStiller@psc.state.fl.us)

Walt Trierweiler / Charles J. Rehwinkel /  
Mary Wessling / Austin Watrous  
Office of Public Counsel  
111 W. Madison St., Rm 812  
Tallahassee, FL 32399  
[rehwinkel.charles@leg.state.fl.us](mailto:rehwinkel.charles@leg.state.fl.us)  
[trierweiler.walt@leg.state.fl.us](mailto:trierweiler.walt@leg.state.fl.us)  
[watrous.austin@leg.state.fl.us](mailto:watrous.austin@leg.state.fl.us)  
[wessling.mary@leg.state.fl.us](mailto:wessling.mary@leg.state.fl.us)

James W. Brew / Laura Wynn Baker /  
Sarah B. Newman  
Stone Mattheis Xenopoulos & Brew, PC  
PCS Phosphate-White Springs  
1025 Thomas Jefferson Street, NW  
Suite 800 West  
Washington, DC 20007-5201  
[jbrew@smxblaw.com](mailto:jbrew@smxblaw.com)  
[lwb@smxblaw.com](mailto:lwb@smxblaw.com)  
[sbn@smxblaw.com](mailto:sbn@smxblaw.com)

Jon C. Moyle, Jr. / Karen A. Putnal  
Moyle Law Firm, P.A.  
FIPUG  
118 North Gadsden Street  
Tallahassee, Florida 32301  
[jmoyle@moylelaw.com](mailto:jmoyle@moylelaw.com)  
[kputnal@moylelaw.com](mailto:kputnal@moylelaw.com)

Bradley Marshall / Jordan Luebkekmann /  
Hema Lochan  
Earthjustice  
LULAC & FL Rising  
111 S. Martin Luther King Jr. Blvd.  
Tallahassee, Florida 32301  
[bmarshall@earthjustice.org](mailto:bmarshall@earthjustice.org)  
[jluebkekmann@earthjustice.org](mailto:jluebkekmann@earthjustice.org)  
[hlochan@earthjustice.org](mailto:hlochan@earthjustice.org)  
[flcaseupdates@earthjustice.org](mailto:flcaseupdates@earthjustice.org)

William C. Garner  
Law Office of William C. Garner, PLLC  
SACE  
3425 Bannerman Road  
Unit 105, No. 414  
Tallahassee, FL 32312  
[wgarner@wgcglawoffice.com](mailto:wgarner@wgcglawoffice.com)

Tony Mendoza / Patrick Woolsey  
Sierra Club  
2101 Webster Street Suite 1300  
Oakland, CA 94612  
[tony.mendoza@sierraclub.org](mailto:tony.mendoza@sierraclub.org)  
[patrick.woolsey@sierraclub.org](mailto:patrick.woolsey@sierraclub.org)

Robert Scheffel Wright / John T. LaVia, III  
Gardner, Bist, Bowden, Dee, LaVia, Wright,  
Perry & Harper, P.A.  
Florida Retail Federation  
1300 Thomaswood Drive  
Tallahassee, Florida 32308  
[schef@gbwlegal.com](mailto:schef@gbwlegal.com)  
[jlavia@gbwlegal.com](mailto:jlavia@gbwlegal.com)

Nikhil Vijaykar  
Keyes & Fox LLP  
EVgo Services, LLC  
580 California St., 12th Floor  
San Francisco, CA 94104  
[nvijaykar@keyesfox.com](mailto:nvijaykar@keyesfox.com)

Lindsey Stegall  
EVgo Services, LLC  
11835 W. Olympic Blvd., Ste. 900E  
Los Angeles, CA 90064  
[Lindsey.Stegall@evgo.com](mailto:Lindsey.Stegall@evgo.com)

Sari Amiel  
Sierra Club  
50 F St. NW, Eighth Floor  
Washington, DC 20001  
[sari.amiel@sierraclub.org](mailto:sari.amiel@sierraclub.org)

Peter J. Mattheis / Michael K. Lavanga /  
Joseph R. Briscar  
Stone Mattheis Xenopoulos & Brew, PC  
NUCOR  
1025 Thomas Jefferson Street, NW  
Suite 800 West  
Washington, DC 20007-5201  
[pjm@smxblaw.com](mailto:pjm@smxblaw.com)  
[mkl@smxblaw.com](mailto:mkl@smxblaw.com)  
[jrb@smxblaw.com](mailto:jrb@smxblaw.com)

Frederick L. Aschauer, Jr., Esq.  
Allan J. Charles, Esq.  
Lori Killinger, Esq.  
Lewis, Longman & Walker P.A.  
AAACE / Circle K / RaceTrac / Wawa  
106 East College Avenue, Suite 1500  
Tallahassee, Florida 32301  
[fAschauer@llw-law.com](mailto:fAschauer@llw-law.com)  
[acharles@llw-law.com](mailto:acharles@llw-law.com)  
[lkilling@llw-law.com](mailto:lkilling@llw-law.com)  
[jmelchior@llw-law.com](mailto:jmelchior@llw-law.com)

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

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

DOCKET NO. 20240025-EI

Dated: May 29, 2024

**AFFIDAVIT OF BENJAMIN H. BORSCH 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 Benjamin H. Borsch, who being first duly sworn, on oath deposes and says that:

1. My name is Benjamin H. Borsch. 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 DEF as Managing Director of Integrated Resource Planning and Analytics.

3. As Managing Director of Integrated Resource Planning and Analytics, I am responsible for directing the resource planning process for DEF in an integrated approach in order to find the most cost-effective alternatives to meet DEF's obligation to serve its customers in

Florida. In this capacity, I oversee numerous studies to evaluate the system impact and cost effectiveness of various proposed and alternative generation projects. I oversee the completion of the Company's Ten-Year Site Plan ("TYSP") filed each April.

4. DEF is seeking confidential classification for information contained in response to the Office of the Public Counsel's ("OPC") Fourth Request for Production of Documents, Question 33. A detailed description of the confidential information at issue is contained in Exhibit A to DEF's Request and is outlined in DEF's Confidentiality 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 response to OPC's Fourth Request for Production of Documents, Question 33, contain confidential information. Specifically, those documents contain internal sensitive business information relating to DEF's Ten-Year Site Plan, including DEF's projections with respect to customer and load growth and DEF's plan to service that growth. Those projections (and the corresponding plan) are proprietary and relate to DEF's competitive business interests. Thus, absent confidential classification, disclosure of that information would 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 DEF. At no time since receiving the information in question has DEF publicly disclosed that information. DEF has treated and continues to treat the information at issue as confidential.

7. This concludes my affidavit.

Further affiant sayeth not.

Dated the 11<sup>th</sup> day of June, 2024.

Benjamin H. Borsch

(Signature)

Benjamin H. Borsch

Managing Director, Integrated Resource Planning  
and Analytics

Duke Energy Florida, LLC

THE FOREGOING INSTRUMENT was sworn to and subscribed before me this 11<sup>th</sup> day  
of June, 2024 by Benjamin H. Borsch. He is personally known to me or has produced his  
\_\_\_\_\_ driver's license, or his \_\_\_\_\_ as identification.

Monique Hampton

(Signature)

Monique Hampton

(Printed Name)

NOTARY PUBLIC, STATE OF \_\_\_\_\_

(AFFIX NOTARIAL SEAL)



\_\_\_\_\_  
(Commission Expiration Date)

\_\_\_\_\_  
(Serial Number, If Any)