



Dianne M. Triplett  
Deputy General Counsel

January 28, 2021

**VIA ELECTRONIC FILING**

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

Re: *Duke Energy Florida, LLC's Petition for Limited Proceeding to Approve 2021 Settlement Agreement, Including General Base Rate Increases*; **Docket No. 20210016-EI**;

*Duke Energy Florida, LLC's Petition for Limited Proceeding for Recovery of Incremental Storm Restoration Costs Related to Hurricane Michael*; **Docket No. 20190110-EI**; and

*Duke Energy Florida, LLC's Petition for Limited Proceeding for Recovery of Incremental Storm Restoration Costs Related to Hurricane Dorian and Tropical Storm Nestor*; **Docket No. 20190222-EI**

Dear Mr. Teitzman:

Please find enclosed for electronic filing on behalf of Duke Energy Florida, LLC ("DEF"), DEF's Request for Confidential Classification filed in connection with Exhibit No. 1, Schedule D-2 from the Minimum Filing Requirements. The filing includes the following:

- DEF's Request for Confidential Classification
- Slipsheet for confidential Exhibit A
- Redacted Exhibit B (two copies)
- Exhibit C (justification matrix), and
- Exhibit D (affidavit of Karl Newlin)

DEF's confidential Exhibit A that accompanies the above-reference filing has been submitted under separate cover

299 First Avenue North (33701) ▪ Post Office Box 14042 (33733) ▪ St. Petersburg, Florida  
Phone: 727.820.4692 ▪ Fax: 727.820.5041 ▪ Email: [dianne.triplett@duke-energy.com](mailto:dianne.triplett@duke-energy.com)

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.

Sincerely,

*s/ Dianne M. Triplett*

Dianne M. Triplett

DMT/mw  
Enclosures

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Petition by Duke Energy Florida, LLC  
for limited proceeding to approve 2021  
Settlement Agreement, including general base  
rate increases

DOCKET NO. 20210016-EI

In re: Petition by Duke Energy Florida, LLC  
for limited proceeding for recovery of  
incremental storm restoration costs related to  
Hurricane Michael

DOCKET NO. 20190110-EI

In re: Petition by Duke Energy Florida, LLC  
for limited proceeding for recovery of  
incremental storm restoration costs related to  
Hurricane Dorian and Tropical Storm  
Nestor.

DOCKET NO. 20190222-EI

Filed: January 28, 2021

**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 Minimum Filing Requirements, filed in the above referenced docket on January 28, 2021. In support of this Request, DEF states:

1. Information contained in DEF’s Minimum Filing Requirements, specifically Schedule D-2, bearing bates numbers 2021 Settlement-Updated D Schedules-000008, contain information that is “confidential proprietary business information” under Section 366.093(3), Florida Statutes.

2. The following exhibits are included with this request:

(a) Sealed Composite Exhibit A is a package containing unredacted copies of all the documents for which DEF seeks confidential treatment. Composite Exhibit A is being submitted separately in a sealed envelope labeled “CONFIDENTIAL.” 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 documents for which the Company 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.

3. As indicated in Exhibit C, the information for which DEF requests confidential classification is “proprietary confidential business information” within the meaning of Section 366.093(3), F.S. Specifically, the information contained in Schedule D-2, relate to affiliate capital structure, the disclosure of which would impair competitive business of Duke Energy and its affiliates. See § 366.093(3)(e), F.S.; Affidavit of Karl Newlin at ¶ 4. In order to access the capital markets on the most economical terms, Duke Energy must protect from public disclosure sensitive business information, such as its intentions for managing the Corporation’s capital structure across regulated and non-regulated businesses. If DEF cannot assure counterparties that it can maintain the confidentiality of contractual terms, those parties and other similarly situated parties may forego entering contracts with DEF, thereby harming its competitive interests, ultimately to its customers’ detriment. See § 366.093(3)(e), F.S.; Affidavit of Karl Newlin ¶ 5. Accordingly, such information constitutes “proprietary confidential business information” which is exempt from

disclosure under the Public Records Act pursuant to Section 366.093(1), F.S.

4. The information identified as Exhibit “A” is intended to be and is treated as confidential by the Company. *See* Affidavit of Karl Newlin at ¶ 6. The information has not been disclosed to the public, and the Company has treated and continues to treat the information at issue as confidential. *See* Affidavit of Karl Newlin ¶ 6.

6. 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 28<sup>th</sup> day of January, 2021.

*s/Dianne M. Triplett*

**DIANNE M. TRIPLETT**

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

**CERTIFICATE OF SERVICE**  
**Docket No. 20210016-EI**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via electronic mail to the following this 28<sup>th</sup> day of January, 2021.

s/ Dianne M. Triplett  
Attorney

Ashley Weisenfeld / Walter Trierweiler  
Office of General Counsel  
FL Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850  
[aweisnf@psc.state.fl.us](mailto:aweisnf@psc.state.fl.us)  
[wtrierwe@psc.state.fl.us](mailto:wtrierwe@psc.state.fl.us)

**CERTIFICATE OF SERVICE**  
**Docket No. 20190110-EI**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished to the following by electronic mail this 28<sup>th</sup> day of January, 2021, to all parties of record as indicated below.

s/ Dianne M. Triplett

Attorney

<p>A. Weisenfeld / R. Dziechciarz Office of General Counsel Florida Public Service Commission 2540 Shumard Oak Blvd. Tallahassee, FL 32399-0850 <a href="mailto:rdziehc@psc.state.fl.us">rdziehc@psc.state.fl.us</a> <a href="mailto:awaisenf@psc.state.fl.us">awaisenf@psc.state.fl.us</a></p>	<p>Charles Rehwinkel Office of Public Counsel c/o The Florida Legislature 111 West Madison St., Rm. 812 Tallahassee, FL 32399-1400 <a href="mailto:rehwinkel.charles@leg.state.fl.us">rehwinkel.charles@leg.state.fl.us</a></p>
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**CERTIFICATE OF SERVICE**  
**Docket No. 20190222-EI**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished to the following by electronic mail this 28<sup>th</sup> day of January, 2021, to all parties of record as indicated below.

s/ Dianne M. Triplett  
Attorney

<p>B. Lherisson / J. Crawford / K. Schrader Office of General Counsel Florida Public Service Commission 2540 Shumard Oak Blvd. Tallahassee, FL 32399-0850 <a href="mailto:blheriss@psc.state.fl.us">blheriss@psc.state.fl.us</a> <a href="mailto:jcrawfor@psc.state.fl.us">jcrawfor@psc.state.fl.us</a> <a href="mailto:kschrade@psc.state.fl.us">kschrade@psc.state.fl.us</a></p>	<p>Charles Rehwinkel Office of Public Counsel c/o The Florida Legislature 111 West Madison St., Rm. 812 Tallahassee, FL 32399-1400 <a href="mailto:rehwinkel.charles@leg.state.fl.us">rehwinkel.charles@leg.state.fl.us</a></p> <p>James Brew / Laura Wynn Baker 1025 Thomas Jefferson St., N.W., Ste. 800 W Washington, DC 20007-5201 <a href="mailto:jbrew@smxblaw.com">jbrew@smxblaw.com</a> <a href="mailto:lwb@smxblaw.com">lwb@smxblaw.com</a></p>
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# **Exhibit A**

**“CONFIDENTIAL”**

**(filed under separate cover)**

# **Exhibit B**

**REDACTED**

**(one copy)**

REDACTED

FLORIDA PUBLIC SERVICE COMMISSION		For the subject Florida utility, all other regulated utility operations combined, all non-regulated operations combined, the parent company, and on a consolidated basis, provide the year-end capital structure for investor capital (i.e. common equity, preferred stock, long-term debt and short-term debt) for the five years through the end of the projected year.					Type of Data Shown:				
COMPANY: Duke Energy Florida, LLC							XX	Projected Test Year 2 Ended	12/31/2023		
DOCKET NO.:							XX	Projected Test Year 1 Ended	12/31/2022		
							XX	Prior Year 2 Ended	12/31/2021		
							XX	Prior Year 1 Ended	12/31/2020		
							XX	Historical Test Year Ended	12/31/2019		
							Witness: Newlin				
(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)	(I)	(J)	(K)	
	2019		2020		2021		2022		2023		
Line No.	Class of Capital	Amt	% of Total	Amt	% of Total	Amt	% of Total	Amt	% of Total	Amt	% of Total
1	<b>Duke Energy Florida, LLC (GAAP Capital Structure)</b>										
2	Short Term Debt	0	0.00%	7,609	0.05%	0	0.00%	2,939	0.02%	8,617	0.04%
3	Long Term Debt <sup>(1)</sup>	7,987,186	54.06%	8,009,788	51.47%	8,842,629	51.64%	9,317,472	50.37%	9,958,152	49.72%
4	Preferred Stock	0	0.00%	0	0.00%	0	0.00%	0	0.00%	0	0.00%
5	Common Equity	6,788,619	45.94%	7,544,141	48.48%	8,281,250	48.36%	9,178,939	49.62%	10,062,247	50.24%
6	Total Capital	14,775,805	100.00%	15,561,538	100.00%	17,123,879	100.00%	18,499,350	100.00%	20,029,017	100.00%
7											
8	<b>Other Regulated Utility Operations</b>										
9	Short Term Debt	913,247	1.43%								
10	Long Term Debt <sup>(1)</sup>	30,019,378	47.13%								
11	Preferred Stock	0	0.00%								
12	Common Equity	32,757,701	51.43%								
13	Total Capital	63,690,326	100.00%								
14											
15	<b>Non-Regulated Operations</b>										
16	Short Term Debt										
17	Long Term Debt <sup>(1)</sup>										
18	Preferred Stock										
19	Common Equity <sup>(4)</sup>										
20	Total Capital										
21											
22	<b>Parent Company</b>										
23	Short Term Debt										
24	Long Term Debt <sup>(1)</sup>										
25	Preferred Stock										
26	Common Equity <sup>(2)</sup>										
27	Total Capital										
28											
29	<b>Eliminations &amp; Other</b>										
30	Short Term Debt										
31	Long Term Debt <sup>(1)</sup>										
32	Preferred Stock										
33	Common Equity										
34	Total Capital										
35											
36	<b>Duke Energy Consolidated</b>										
37	Short Term Debt	3,134,964	2.87%								
38	Long Term Debt <sup>(1)</sup>	58,126,092	53.22%								
39	Preferred Stock	1,961,614	1.80%								
40	Common Equity <sup>(3)</sup>	45,988,977	42.11%								
41	Total Capital	109,211,648	100.00%								
42											
43	(1) Long-term debt includes current maturities of long-term debt										
44	(2) Parent Company is net of retained earnings of subsidiaries										
45	(3) Includes non-controlling interest										

Supporting Schedules:

Recap Schedules:

# **Exhibit B**

**REDACTED**

**(two copy)**

REDACTED

FLORIDA PUBLIC SERVICE COMMISSION		For the subject Florida utility, all other regulated utility operations combined, all non-regulated operations combined, the parent company, and on a consolidated basis, provide the year-end capital structure for investor capital (i.e. common equity, preferred stock, long-term debt and short-term debt) for the five years through the end of the projected year.					Type of Data Shown:				
COMPANY: Duke Energy Florida, LLC							XX	Projected Test Year 2 Ended	12/31/2023		
DOCKET NO.:							XX	Projected Test Year 1 Ended	12/31/2022		
							XX	Prior Year 2 Ended	12/31/2021		
							XX	Prior Year 1 Ended	12/31/2020		
							XX	Historical Test Year Ended	12/31/2019		
							Witness: Newlin				
(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)	(I)	(J)	(K)	
	2019	% of	2020	% of	2021	% of	2022	% of	2023	% of	
Line No.	Class of Capital	Amt	Total	Amt	Total	Amt	Total	Amt	Total	Amt	
1	<b>Duke Energy Florida, LLC (GAAP Capital Structure)</b>										
2	Short Term Debt	0	0.00%	7,609	0.05%	0	0.00%	2,939	0.02%	8,617	0.04%
3	Long Term Debt <sup>(1)</sup>	7,987,186	54.06%	8,009,788	51.47%	8,842,629	51.64%	9,317,472	50.37%	9,958,152	49.72%
4	Preferred Stock	0	0.00%	0	0.00%	0	0.00%	0	0.00%	0	0.00%
5	Common Equity	6,788,619	45.94%	7,544,141	48.48%	8,281,250	48.36%	9,178,939	49.62%	10,062,247	50.24%
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7											
8	<b>Other Regulated Utility Operations</b>										
9	Short Term Debt	913,247	1.43%								REDACTED
10	Long Term Debt <sup>(1)</sup>	30,019,378	47.13%								REDACTED
11	Preferred Stock	0	0.00%								REDACTED
12	Common Equity	32,757,701	51.43%								REDACTED
13	Total Capital	63,690,326	100.00%								REDACTED
14											
15	<b>Non-Regulated Operations</b>										
16	Short Term Debt										REDACTED
17	Long Term Debt <sup>(1)</sup>										REDACTED
18	Preferred Stock										REDACTED
19	Common Equity <sup>(4)</sup>										REDACTED
20	Total Capital										REDACTED
21											
22	<b>Parent Company</b>										
23	Short Term Debt										REDACTED
24	Long Term Debt <sup>(1)</sup>										REDACTED
25	Preferred Stock										REDACTED
26	Common Equity <sup>(2)</sup>										REDACTED
27	Total Capital										REDACTED
28											
29	<b>Eliminations &amp; Other</b>										
30	Short Term Debt										REDACTED
31	Long Term Debt <sup>(1)</sup>										REDACTED
32	Preferred Stock										REDACTED
33	Common Equity										REDACTED
34	Total Capital										REDACTED
35											
36	<b>Duke Energy Consolidated</b>										
37	Short Term Debt	3,134,964	2.87%								REDACTED
38	Long Term Debt <sup>(1)</sup>	58,126,092	53.22%								REDACTED
39	Preferred Stock	1,961,614	1.80%								REDACTED
40	Common Equity <sup>(3)</sup>	45,988,977	42.11%								REDACTED
41	Total Capital	109,211,648	100.00%								REDACTED
42											
43	(1) Long-term debt includes current maturities of long-term debt										
44	(2) Parent Company is net of retained earnings of subsidiaries										
45	(3) Includes non-controlling interest										

Supporting Schedules:

Recap Schedules:

## Exhibit C

### DUKE ENERGY FLORIDA Confidentiality Justification Matrix

DOCUMENT/RESPONSES	PAGE/LINE	JUSTIFICATION
Exhibit 1-Minimum Filing Requirements Schedule D-2	Schedule D-2 bearing bates number 2021 Settlement-Updated D Schedules-000008: All information in <b>Column B</b> : “Amt”-from lines 16 through line 34; <b>Column C</b> : “% of Total” - from lines 16 through 34; <b>Column D</b> : “Amt”-from lines 9 through lines 41; <b>Column E</b> : “% of Total” from lines 9 through lines 41; <b>Column F</b> : “Amt” from lines 9 through lines 41; <b>Column G</b> : “% of Total” from lines 9 through lines 41; <b>Column H</b> : “Amt” from lines 9 through lines 41; <b>Column I</b> : “% of Total” from lines 9 through lines 41; <b>Column J</b> : “Amt” from lines 9 through lines 41; <b>Column K</b> : “% of Total” from lines 9 through lines 41; and information on outlier column not named is confidential.	§366.093(3)(e), F.S. The document in question contains confidential information relating to competitive business interests, the disclosure of which would impair the competitive business of the provider/owner of the information.

# **Exhibit D**

## **AFFIDAVIT OF KARL NEWLIN**

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Petition by Duke Energy Florida, LLC  
for limited proceeding to approve 2021  
Settlement Agreement, including general base  
rate increases

DOCKET NO. 20210016-EI

In re: Petition by Duke Energy Florida, LLC  
for limited proceeding for recovery of  
incremental storm restoration costs related to  
Hurricane Michael

DOCKET NO. 20190110-EI

In re: Petition by Duke Energy Florida, LLC  
for limited proceeding for recovery of  
incremental storm restoration costs related to  
Hurricane Dorian and Tropical Storm  
Nestor.

DOCKET NO. 20190222-EI

Filed: January 28, 2021

**AFFIDAVIT OF KARL NEWLIN 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 Karl Newlin, who being first duly sworn, on oath deposes and says that:

1. My name is Karl Newlin. 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 a Senior Vice President of Corporate Development and Treasurer of Duke Energy. The Treasury section is responsible for financing the operations and managing the liquidity of Duke Energy Corporation and its subsidiary utilities. This section is also responsible for maintaining relationships with Duke Energy's commercial banks, the fixed income investor community and the credit rating agencies.

3. As the Senior Vice President of Corporate Development and Treasurer, I am responsible for the issuance of new debt and equity securities, obtaining other sources of external funds, and managing the financial risk for Duke Energy Corporation and each subsidiary registrant, including Duke Energy Florida.

4. DEF is seeking confidential classification for information contained in the Minimum Filing Requirements D2 Schedule. 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 information because it contains sensitive business information, the disclosure of which would impair the competitive business of Duke Energy and its affiliates.

5. The Minimum Filing Requirements Schedule D2 contains forward looking information of Duke Energy's other regulated and non-regulated affiliates not related to DEF. To maintain a balanced capital structure, Duke Energy affiliates fund, in part, their capital expenditures and business operations via the debt and equity capital markets. In order to access the capital markets on the most economical terms, Duke Energy must protect from public disclosure sensitive business information, such as its intentions for managing the Company's capital structure across regulated and non-regulated businesses. With respect to the information at issue in this Request, DEF has kept confidential and has not publicly disclosed this confidential

information. Absent such measures, counterparties or market competitors would have access to sensitive business information, which may impair Duke Energy's ability to efficiently access the capital markets and obtain the lowest possible cost of funds for its customers. With this non-public information, those counterparties or market competitors could alter their behavior to the detriment of Duke Energy and its customers. Without DEF's measures to maintain the confidentiality of this information, the Company's efforts to access the capital markets and obtain the lowest possible cost of funds for its customers could be undermined.

6. Upon receipt of confidential information from counterparties, 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. The Company has treated and continues to treat the information and contracts at issue as confidential.

7. This concludes my affidavit.

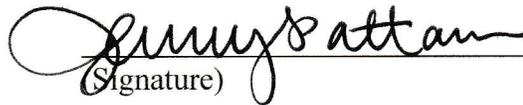
Further affiant sayeth not.

Dated the 26<sup>th</sup> day of January, 2021.



(Signature)  
Karl Newlin  
SVP of Corporate Development & Treasurer  
Duke Energy  
550 South Tryon  
Charlotte, NC 28202

THE FOREGOING INSTRUMENT was sworn to and subscribed before me this 26 day of January, 2021 by Karl Newlin. He is personally known to me or has produced his \_\_\_\_\_ driver's license, or his \_\_\_\_\_ as identification.



(Signature)  
Jenny Pattana  
(Printed Name)  
NOTARY PUBLIC, STATE OF NC  
06/08/2025  
(Commission Expiration Date)

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