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Docket# 20210010-ET

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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Storm protection plan cost recovery
clause.

DOCKET NO. 20210010-EI
ORDER NO. PSC-2021-0192-PCO-EI
ISSUED: May 26, 2021

ORDER GRANTING PETITION TO INTERVENE FILED BY
THE FLORIDA INDUSTRIAL POWER USERS GROUP

This docket has been opened pursuant to Subsection 366.96(7), Florida Statutes (F.S.), which requires the Commission to conduct an annual proceeding to determine an electric investor-owned utility's prudently incurred transmission and distribution storm protection plan costs and allow the utility to recover such costs through a charge separate and apart from its base rates, to be referred to as the storm protection plan cost recovery clause. If the Commission determines that costs were prudently incurred, those costs will not be subject to disallowance or further prudence review except for fraud, perjury, or intentional withholding of key information by the public utility. This matter has been scheduled for an administrative hearing beginning August 3, 2021.

The following five utilities were named as original parties when this docket was opened:

1. Florida Power & Light Company
2. Gulf Power Company
3. Tampa Electric Company
4. Duke Energy Florida, LLC
5. Florida Public Utilities Company

As set forth in the Order Establishing Procedure,¹ any person not listed immediately above who wishes to intervene as a party must file a Petition to Intervene in accordance with Rule 28-106.205, Florida Administrative Code (F.A.C.).

Petition for Intervention

On April 6, 2021, the Florida Industrial Power Users Group (FIPUG) filed a Petition to Intervene in this proceeding. FIPUG represents that it is an association consisting of large users of electricity in Florida and that its members rely on the availability of adequate, reasonably priced electricity to operate their businesses in an effective, efficient, and competitive manner. FIPUG alleges that the cost of electricity to those users is a significant portion of their overall costs of production and operation. FIPUG continues that the activities listed in the storm protection plans and the attendant costs of those activities as proposed by the participating utilities² will have a direct and substantial impact on the respective utilities' customers, including FIPUG members. FIPUG avers that the substantial interests of its members are directly impacted by this docket

¹ Order No. PSC-2021-0083-PCO-EI, issued February 17, 2021.

² FIPUG lists Tampa Electric Company, Florida Power & Light Company, Gulf Power Company, and Duke Energy Florida, LLC, in its Petition as the "affected utilities." FIPUG does not include Florida Public Utilities Company.

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Storm protection plan cost recovery
clause.

DOCKET NO. 20210010-EI
ORDER NO. PSC-2021-0193-PCO-EI
ISSUED: May 26, 2021

ORDER GRANTING PETITION TO INTERVENE
FILED BY WALMART INC.

This docket has been opened pursuant to Subsection 366.96(7), Florida Statutes (F.S.), which requires the Commission to conduct an annual proceeding to determine an electric investor-owned utility's prudently incurred transmission and distribution storm protection plan costs and allow the utility to recover such costs through a charge separate and apart from its base rates, to be referred to as the storm protection plan cost recovery clause. If the Commission determines that costs were prudently incurred, those costs will not be subject to disallowance or further prudence review except for fraud, perjury, or intentional withholding of key information by the public utility. This matter has been scheduled for an administrative hearing beginning August 3, 2021.

The following five utilities were named as original parties when this docket was opened:

1. Florida Power & Light Company
2. Gulf Power Company
3. Tampa Electric Company
4. Duke Energy Florida, LLC
5. Florida Public Utilities Company

As set forth in the Order Establishing Procedure,¹ any person not listed immediately above who wishes to intervene as a party must file a Petition to Intervene in accordance with Rule 28-106.205, Florida Administrative Code (F.A.C.).

Petition for Intervention

On March 12, 2021, Walmart Inc. (Walmart or Company) filed a Petition to Intervene in this proceeding. Walmart avers that it is a national retailer of goods and services with its principal office located at 2608 SE J Street, Bentonville, AR 72716. The Company asserts that it provides retail services in the State of Florida through its 231 Supercenters, 9 Discount Stores, 98 Neighborhood Markets, 46 Sam's Clubs, and 8 Distribution Centers. Walmart represents that it is a retail customer of Tampa Electric Company, Duke Energy Florida, LLC, Gulf Power Company, and Florida Power & Light Company (the Electric Utilities). The Company states that it collectively purchases more than 1.202 billion kWh³ annually from the Electric Utilities. Walmart contends that the cost of electric utility service is a significant element in the cost of operation for the Company at multiple locations throughout the State of Florida, and that such costs could

¹ Order No. PSC-2021-0083-PCO-EI, issued February 17, 2021.

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Storm protection plan cost recovery
clause.

DOCKET NO. 20210010-EI
ORDER NO. PSC-2021-0194-PCO-EI
ISSUED: May 26, 2021

ORDER GRANTING PETITION TO INTERVENE
FILED BY WHITE SPRINGS AGRICULTURAL
CHEMICAL, INC. DBA PCS PHOSPHATE – WHITE SPRINGS

This docket has been opened pursuant to Subsection 366.96(7), Florida Statutes (F.S.), which requires the Commission to conduct an annual proceeding to determine an electric investor-owned utility's prudently incurred transmission and distribution storm protection plan costs and allow the utility to recover such costs through a charge separate and apart from its base rates, to be referred to as the storm protection plan cost recovery clause. If the Commission determines that costs were prudently incurred, those costs will not be subject to disallowance or further prudence review except for fraud, perjury, or intentional withholding of key information by the public utility. This matter has been scheduled for an administrative hearing beginning August 3, 2021.

The following five utilities were named as original parties when this docket was opened:

1. Florida Power & Light Company
2. Gulf Power Company
3. Tampa Electric Company
4. Duke Energy Florida, LLC
5. Florida Public Utilities Company

As set forth in the Order Establishing Procedure,¹ any person not listed immediately above who wishes to intervene as a party must file a Petition to Intervene in accordance with Rule 28-106.205, Florida Administrative Code (F.A.C.).

Petition for Intervention

On April 7, 2021, White Springs Agricultural Chemicals, Inc. d/b/a PCS Phosphate – White Springs (PCS Phosphate) filed a Petition to Intervene in this proceeding. PCS Phosphate avers that it is a manufacturer of fertilizer products with plants and operations located in the electric service territory of Duke Energy Florida, LLC (DEF). PCS Phosphate represents that it receives service from DEF under various rate schedules.

PCS Phosphate alleges that any decisions made by the Commission regarding rate recovery of costs associated with DEF's storm protection plan will directly impact the cost of power supplied by DEF to PCS Phosphate's facilities located in and around White Springs, Florida,

¹ Order No. PSC-2021-0083-PCO-EI, issued February 17, 2021.