

COMMISSIONERS:  
MIKE LA ROSA, CHAIRMAN  
ART GRAHAM  
GARY F. CLARK  
ANDREW GILES FAY  
GABRIELLA PASSIDOMO SMITH

STATE OF FLORIDA



DIVISION OF ECONOMICS  
ELISABETH J. DRAPER  
DIRECTOR  
(850) 413-6410

# Public Service Commission

JULY 17, 2025

## STAFF'S FIRST DATA REQUEST

*Via Email*

D. Bruce May, Jr., Esquire  
On behalf of Gulf Coast Electric Cooperative, Inc.  
Holland and Knight LLP  
315 South Calhoun Street, Suite 600  
Tallahassee, Florida 32301  
[Bruce.may@hklaw.com](mailto:Bruce.may@hklaw.com)  
[Kathryn.isted@hklaw.com](mailto:Kathryn.isted@hklaw.com)

J. Patrick Floyd  
Law Offices of J. Patrick Floyd Chtd.  
408 Long Avenue  
Post Office Drawer 950  
Port St. Joe, FL 32456  
[j.patrickfloyd@jpatrickfloyd.com](mailto:j.patrickfloyd@jpatrickfloyd.com)

**Re: Docket No. 20250082-GU – Petition to Resolve Territorial Dispute with  
Florida Power & Light Company, by Gulf Coast Electric Cooperative, Inc.**

Dear Counsels:

By this letter, the Commission staff respectfully requests Gulf Coast Electric Cooperative, Inc. (GCEC, or utility) provide responses to staff's first data request:

### **Legal:**

1. Please refer to Order No. PSC-01-0891A-PAA-EU, Amendatory Order, issued March 26, 2002, in Docket No. 930885-EU, and specifically to Attachment A, Section 1.3 (Definitions), which states, in part:

Existing Facilities. As used herein, the term "Existing Facilities" shall mean the Utility's nearest facilities that are of a sufficient size, character (number of phases, primary voltage level, etc.) and accessibility so as to be capable of serving the anticipated Load of a Customer without requiring any significant modification of such facilities.

- A. Please discuss GCEC's interpretation of the "time element" of this definition (e.g., does GCEC believe that the plain meaning or intent of the phrase "are of a sufficient size, character (number of phases, primary voltage level, etc.), and accessibility" refers to the status of present and in-place facilities *at the time service is requested*? Please explain your response.
  - B. Paragraph 33 of GCEC's filing dated June 3, 2025, references that FPL planned facilities to serve this Customer. Please discuss why GCEC believes "planned facilities" are not incorporated into the Order's definition of "Existing Facilities".
2. Has GCEC pursued mediation to resolve this matter? If not, does GCEC plan to pursue mediation? If GCEC does not plan to pursue mediation, why? Please explain your responses.

**Parkbrook:**

3. Does GCEC believe it was legally obligated to provide service to Parkbrook residential subdivision based on the series of service requests received from Garden Street Communities SE ('Customer') from November 2020 through December 2023? Please explain.
4. Explain whether Garden Street Communities ever withdrew its Parkbrook request for service from GCEC and related details (i.e. date, reasons for withdrawal, etc.).
5. As of June 3, 2025, please describe what electric distribution facilities, if any, GCEC has constructed to serve Parkbrook residential subdivision in Bay County . Describe whether such facilities are aerial or buried, or a mix of aerial and buried, the kilovolt rating, and whether such facilities are single-phase or three-phase. If applicable, state the degree to which construction activities have been completed (stated as linear feet of electric distribution line, or as a percentage between 0 and 100 percent), and the approximate dollar value of the facilities described above (materials and labor), as of June 3, 2025. Explain whether any/all such activities have been undertaken based on a written and/or verbal agreement(s) with Garden Street Communities SE as relates to Parkbrook.
6. Paragraph 25 of GCEC's filing dated June 3, 2025, references that GCEC has sufficient facilities within 1,736 feet of the Customer's southern entrance. What is the estimated cost to extend three-phase facilities from that nearest point to the Customer's southern entrance?

**Territorial Agreement:**

7. Please refer to, the Cost of Service, as defined in Section 1.1 of Order No. PSC-01-0891A-PAA-EU, Amendatory Order, issued March 26, 2002, in Docket No. 930885-EU. Based on this reference, please specify the date and provide the cost analysis that GCEC prepared to serve the Customer in the instant case.
8. Please identify on a map (or maps) all the locations in which GCEC and FPL have parallel lines, locations where their respective facilities cross one another, and all areas of current or potential dispute.

**Communications:**

9. Please refer to paragraph 22 of GCEC's filing dated June 3, 2025, which states, in part, the utility "previously agreed to serve" [a residential subdivision in Bay County]. Please provide the 'agreement' referenced. If the agreement was oral, please identify the parties, the dates, and the terms of the agreement.
10. Please refer to paragraph 23 of GCEC's filing dated June 3, 2025, which states, in part, the utility "received a series of requests" regarding new service for the Garden Street Communities SE.
  - A. Please provide copies of the referenced requests and each of the utility's response(s) to these requests. If the requests and/or responses were oral, please provide all records of such calls. If no such records exist, any recollections of the dates and facts communicated and call summaries.
  - B. What communications or documents, if any, were provided by GCEC to the Customer clearly demonstrating GCEC's willingness and capability to provision the requested new service, as alluded to in Paragraph 25? Explain how such willingness and capabilities were converted into written and/or oral agreements. Provide any such documents or summaries.
11. Paragraph 25 of GCEC's filing dated June 3, 2025, references the term Points of Delivery. What determined the point or points of delivery, and which entity made that determination? Did the Customer request a specific Point of Delivery? Please explain.
12. Paragraph 37 of GCEC's filing dated June 3, 2025, references that one phone call and two meetings took place between GCEC and FPL on the specified dates. Please provide all available notes and/or written documents in GCEC's possession that summarize the discussions from those events.

Docket No. 20250082-EU  
Staff's First Data Request

13. As of June 3, 2025, has GCEC stopped all of its work efforts to serve this customer, pending the outcome of the Commission's decision in this matter? Please discuss your response.

Please file all responses electronically no later than July 28, 2025 via the Commission's website at [www.floridapsc.com](http://www.floridapsc.com) by selecting the Clerk's Office tab and Electronic Filing Web Form. *In addition, please email the filed response to [discovery-gcl@psc.state.fl.us](mailto:discovery-gcl@psc.state.fl.us).*

Please contact Devan Prewett at (850) 413-6078 if you have any questions.

Sincerely,

*/s/Devan Prewett*  
Devan Prewett  
Public Utilities Analyst

cc: Office of the Commission Clerk  
Michael Barrett, Economist Supervisor  
Ryan Sandy, Lead Staff Counsel