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September 19, 2025

VIA HAND DELIVERY

Mr. Adam Teitzman
Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399

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2025 SEP 19 AM 9:56
COMMISSION CLERK

REDACTED

Re: Docket No. 20250011-EI

Dear Mr. Teitzman:

On behalf of Florida Industrial Power Users Group ("FIPUG"), I enclose for filing in the above docket this Request for Confidential Classification of Information contained in FIPUG's response to Florida Rising, League of United Latin American Citizens, and Environmental Confederation of Southwest Florida's Renewed First Set of Interrogatories (Interrogatory No. 6).

Exhibit A consists of a document containing confidential information upon which all the confidential information on Exhibit A has been highlighted. Exhibit A is being provided in an envelope marked "EXHIBIT A – CONFIDENTIAL." Exhibit B is an edited version of Exhibit A, in which the information FIPUG asserts is confidential has been redacted. Exhibit C is a justification table in support of FIPUG's request for Confidential Classification. Exhibit D contains the declaration in support of FIPUG's request. In accordance with Rule 25-22-006(3)(d), Florida Administrative Code, FIPUG requests confidential treatment of the information in Exhibit A pending disposition of FIPUG's Request for Confidential Classification.

Please contact me if you or your staff have any questions regarding this filing.

Sincerely,

/s/ Jon C. Moyle
Jon C. Moyle
Fla. Bar No. 727016

Enclosures

cc: Counsel for Parties of Record (w/copy of FIPUG's Request for Confidential Classification)

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by Florida Power & Light
Company for Base Rate Increase

Docket No. 20250011-EI

Date: September 19, 2025

**FLORIDA INDUSTRIAL POWER USERS GROUP'S REQUEST FOR CONFIDENTIAL
CLASSIFICATION OF INFORMATION PROVIDED IN ITS RESPONSE
TO FLORIDA RISING, LEAGUE OF UNITED LATIN AMERICAN
CITIZENS AND ENVIRONMENTAL CONFEDERATION OF
SOUTHWEST FLORIDA'S RENEWED FIRST SET OF INTERROGATORIES
(INTERROGATORY NO. 6)**

Pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, Florida Industrial Power Users Group ("FIPUG") hereby requests confidential classification of certain documents and information provided in its response to Florida Rising, League of United Latin American Citizens and Environmental Confederation of Southwest Florida's ("FEL's") Renewed First Set of Interrogatories (Interrogatory No. 6) ("Confidential Information"). In support of its request, FIPUG states as follows:

1. FIPUG served its responses to FEL's Renewed First Set of Interrogatories on September 19, 2025. Consistent with Rule 25-22.006, Florida Administrative Code, this request is being filed contemporaneously with the service of those responses to request confidential classification of certain information contained therein.

2. The following exhibits are attached to and made a part of this Request:

a. Exhibit A consists of a copy of the confidential document, upon which the confidential information has been highlighted.

b. Exhibit B consists of a copy of the confidential document, on which all the information that is entitled to confidential treatment under Florida law has been redacted.

c. Exhibit C is a table that identifies the information for which confidential treatment is being sought, references the specific statutory basis for the claim of confidentiality, and identifies the declarant who supports the requested classification.

d. Exhibit D consists of the declaration of Jeffrey Pollock in support of this Request.

3. FIPUG submits that the Confidential Information is intended to be and has been treated and maintained by FIPUG as confidential business information, and its disclosure would cause harm to FIPUG members as detailed in the accompanied declaration. Pursuant to Section 366.093, Florida Statutes, such materials are entitled to confidential treatment and are exempt from the disclosure provisions of the public records law. Thus, once the Commission determines that the information in question is proprietary confidential business information, the Commission is not required to engage in any further analysis or review such as weighing the harm of disclosure against the public interest in access to the information.

4. As described more fully in the declaration included in Exhibit D, the Confidential Information contains information relating to competitive business interests, the disclosure of which would impair the competitive business of FIPUG's named member, the FIPUG organization, and its members. Specifically, the information could be used to negatively impact the ability of FIPUG members and its confidentially named member to continue to participate in the activities of FIPUG with respect to their competitive business interests and the policy issues that affect such interests. This information is protected by Section 366.093(3)(e), Florida Statutes and Rule 25-22.006(4)(c), Florida Administrative Code and constitutional associational rights..

5. Upon a finding by the Commission that the Confidential Information is proprietary and confidential business information, the information should not be declassified for at least eighteen (18) month period, or longer if necessary, and should be returned to FIPUG as soon as it is no longer necessary for the Commission to conduct its business. *See* Section 366.093(4), Florida Statutes.

WHEREFORE, for the above and foregoing reasons, as more fully set forth in the supporting materials, the Florida Industrial Power Users Group respectfully requests that its Request for Confidential Classification be granted.

Respectfully submitted this 19th day of September 2025.

/s/ Jon C. Moyle _____

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**COUNSEL FOR FLORIDA INDUSTRIAL
POWER USERS GROUP**

CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that a true and correct copy of the foregoing has been furnished by electronic mail this 19th day of September 2025 to the following:

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/s/ Jon C. Moyle, Jr.

Jon C. Moyle, Jr.

EXHIBIT A

**COPY OF CONFIDENTIAL DOCUMENT UPON WHICH
THE CONFIDENTIAL INFORMATION HAS BEEN HIGHLIGHTED**

EXHIBIT B

**COPY OF CONFIDENTIAL DOCUMENT UPON WHICH
THE CONFIDENTIAL INFORMATION HAS BEEN REDACTED**

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for Rate Increase by Florida
Power & Light Company for Base Rate
Increase

DOCKET NO. 20250011-EI

SERVED: September 19, 2025

**THE FLORIDA INDUSTRIAL POWER USERS GROUP'S RESPONSE TO
FLORIDA RISING'S, LEAGUE OF UNITED LATIN AMERICAN CITIZENS', &
ENVIRONMENTAL CONFEDERATION OF SOUTHWEST FLORIDA'S
RENEWED FIRST SET OF INTERROGATORIES (NOS. 1-7) TO
FLORIDA INDUSTRIAL POWER USERS GROUP**

The Florida Industrial Power Users Group, pursuant to Rules 1.280 and 1.350, Florida Rules of Civil Procedure, and Rule 28-106.206, Florida Administrative Code, and the Florida Public Service Commission's Order Establishing Procedure, PSC-2025-0075-PCO-EI, as modified by the First Order Revising Order Establishing Procedure, Order No. PSC-2025-0323-PCO-EI, submits the following objections and responses to Florida Rising's, League of United Latin American Citizens', & Environmental Confederation of Southwest Florida's ("FEL") Renewed First Set of Interrogatories (Nos. 1-7) as follows:

GENERAL OBJECTIONS

1. FIPUG objects to each and every discovery request that calls for information protected by the attorney-client privilege, the work product doctrine, the accountant-client privilege, the trade secret privilege, or any other applicable privilege or protection afforded by law, whether such privilege or protection appears at the time the response is first made or is later determined to be applicable for any reason. FIPUG in no way intends to waive any such privilege or protection. The nature of the documents, if any, will be described in a privilege log prepared and provided by FIPUG.

2. In certain circumstances, FIPUG may determine, upon investigation and analysis, that information or documents responsive to certain discovery requests to which objections are not

otherwise asserted is confidential and proprietary and should be produced only with provisions in place to protect the confidentiality of the information. By agreeing to provide such information or documents in response to such request, FIPUG is not waiving its right to insist upon appropriate protection of confidentiality by means of a protective order, a request for confidential classification, a Notice of Intent, and any other process as provided for by Florida Statutes and Commission Rules, or other action to protect the confidential information or documents requested. FIPUG asserts its right to require such protection of any and all information and documents that may qualify for protection under the Florida Rules of Civil Procedure, Florida Statutes, and other applicable statutes, rules, and legal principles.

3. FIPUG objects to each discovery request to the extent that it seeks information that is duplicative, not relevant to the subject matter of this docket, and is not reasonably calculated to lead to the discovery of admissible evidence.

4. FIPUG objects to each and every discovery request to the extent it is vague, ambiguous, overly broad, imprecise, or utilizes terms that are subject to multiple interpretations but are not properly defined or explained for purposes of such discovery requests. Any responses provided by FIPUG will be provided subject to, and without waiver of, the foregoing objection.

5. FIPUG objects to each and every discovery request to the extent it calls for FIPUG to prepare information in a particular format or perform calculations or analyses not previously prepared or performed as unduly burdensome and purporting to expand FIPUG's obligations under applicable law.

6. FIPUG objects to each and every discovery request to the extent it calls for FIPUG to conduct legal research or provide a legal conclusion or analysis.

7. FIPUG objects to providing information to the extent that such information is already in the public record before a public agency and available through normal procedures or is readily accessible through legal search engines.

8. FIPUG expressly reserves and does not waive any and all objections it may have to the admissibility, authenticity, or relevance of the information provided in its responses.

RESPONSES

FEL INTERROGATORY NO. 1:

1. Please refer to FIPUG's Petition to Intervene in this case. Please explain what it means to be an "ad hoc" association.

RESPONSE:

As used in FIPUG's Petition to Intervene, an "ad hoc association" is a long-established, organized interest group whose membership may change over time, and whose members are business entities that share common interests and concerns relating to the cost of energy. In this context, FIPUG is an organized, unincorporated association that for more than 40 years has addressed, and continues to address, the reliability and affordability of the electricity costs paid by companies who decide to be part of the group. See *Citizens v. Florida Public Service Commission*, 448 So.2d 1024 (Fla. 1984) ("Both Citizens and the Florida Industrial Power Users Group (FIPUG) intervened").

FEL INTERROGATORY NO. 2:

2. Please provide the name of FIPUG's registered agent.

RESPONSE:

FIPUG objects to this Interrogatory on the grounds the information sought is irrelevant and not likely to lead to the discovery of admissible evidence. Notwithstanding and subject to the objections stated above and without waiving any objection, FIPUG responds that it does not have a registered agent.

FEL INTERROGATORY NO. 3:

3. Please explain how a person or corporation can become a member of FIPUG.

RESPONSE:

FIPUG objects to this Interrogatory on the grounds that the information sought is proprietary, confidential, and irrelevant and not likely to lead to the discovery of admissible evidence. Notwithstanding and subject to the objections stated above and without waiving objection, FIPUG responds that a person or corporation may express interest in becoming a member of FIPUG and be considered for such membership by contacting the Moyle Law Firm which acts as legal counsel for FIPUG.

FEL INTERROGATORY NO. 4:

4. Please explain how a person or corporation can end their membership in FIPUG.

RESPONSE:

FIPUG objects to this Interrogatory on the grounds the information sought is proprietary, confidential, and irrelevant and not likely to lead to the discovery of admissible evidence. Notwithstanding and subject to the objections stated above and without waiving any objections, FIPUG responds that any member may end its association with FIPUG by contacting the Moyle Law Firm who acts as legal counsel for FIPUG.

FEL INTERROGATORY NO. 5:

5. Please provide the name of a person who can execute contracts on FIPUG's behalf.

RESPONSE:

FIPUG objects to this Interrogatory on the grounds that the information sought is proprietary, confidential, and irrelevant and not likely to lead to the discovery of admissible evidence. Notwithstanding and subject to the objections stated above and without waiving any objection, FIPUG states that Jon Moyle, upon the consent of the members, has authority to contract on behalf of the group.

FEL INTERROGATORY NO. 5A:

5A. Please explain who authorized this person to execute contracts on FIPUG's behalf, and how they communicated such authorization.

RESPONSE:

FIPUG objects to this Interrogatory on the grounds that the information sought is proprietary, confidential, and irrelevant and not likely to lead to the discovery of admissible evidence. Notwithstanding and subject to the objections stated above and without waiving objection, the FIPUG group authorizes FIPUG's counsel to represent FIPUG and obtain goods and services as needed.

FEL INTERROGATORY NO. 6:

6. Please provide the name of a member of FIPUG who is also an FPL customer.

RESPONSE:

██████████ is a FIPUG member and an FPL customer.

FEL INTERROGATORY NO. 7:

7. Please refer to the pre-filed testimony of Jonathan Ly on page 1, lines 16-18, that "[a] substantial number of FIPUG members purchase electricity from Florida Power & Light Company (FPL)." Please provide the total number of FIPUG members and the number of FIPUG members who purchase electricity from FPL.

RESPONSE:

FIPUG presently has 17 members. 11 members take service from FPL.

/s/ Jon C. Moyle

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Attorneys for Florida Industrial Power Users Group

AFFIDAVIT

STATE OF MISSOURI)
) SS
COUNTY OF ST. LOUIS)

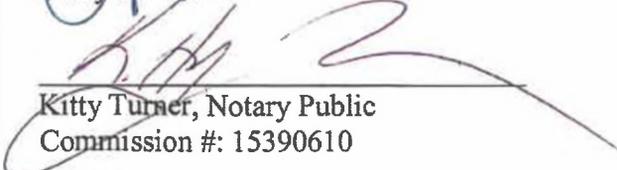
I hereby certify that on this 19th day of September 2025, before me, an officer duly authorized in the State and County aforesaid to take acknowledgments, personally appeared Jeffrey Pollock, who is personally known to me, and he acknowledged before me that he provided the answers to interrogatory numbers 1-7 of FEL'S RENEWED FIRST SET OF INTERROGATORIES (NOS. 1-7) in Docket No. 20250011-EI, and that the responses are true and correct based on his personal knowledge.

In Witness Whereof, I have hereunto set my hand and seal in the State and County aforesaid as of this 19th day of September 2025.





Jeffrey Pollock



Kitty Turner, Notary Public
Commission #: 15390610

My Commission expires on April 25, 2027.

EXHIBIT C

TABLE THAT IDENTIFIES THE INFORMATION FOR WHICH CONFIDENTIAL TREATMENT IS BEING SOUGHT, THE SPECIFIC STATUTORY AND RULE BASIS FOR THE CLAIM OF CONFIDENTIALITY, AND THE DECLARANT

EXHIBIT C

REQUESTOR: FLORIDA INDUSTRIAL POWER USERS GROUP

DOCKET NO.: 20250011-EI

DATE: September 19, 2025

Interrogatory	Description of Confidential Information	Number of Pages	Confidential	Statutory And Rule Basis	Declarant
FEL's Renewed First Set of Interrogatories (Interrogatory No. 6)	FIPUG'S Response to FEL's Renewed First Set of Interrogatories (Interrogatory No. 6)	1	Yes	366.093(3)(e), Florida Statutes Rule 25-22.006(4)(c), Florida Administrative Code	Jeffry Pollock

EXHIBIT D

DECLARATION

EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by Florida Power & Light Company)
for Base Rate Increase)

Docket No: 20250011-EI

DECLARATION OF JEFFRY POLLOCK

1. My name is Jeffry Pollock. I am the authorized corporate representative of Florida Industrial Power Users Group ("FIPUG") in the above-identified proceeding. I have personal knowledge of the matters stated in this written declaration.

2. I have reviewed the document referenced and incorporated in FIPUG's Request for Confidential Classification, specifically the information provided in FIPUG's response to Florida Rising, League of United Latin American Citizens and Environmental Confederation of Southwest Florida's ("FEL's") Renewed First Set of Interrogatories, Interrogatory No. 6. FIPUG's response to Interrogatory No. 6 is asserted by FIPUG to be proprietary confidential business information relating to competitive interests, the disclosure of which would negatively affect and impair the competitive businesses of FIPUG and its members.

3. Specifically, FIPUG has existed for more than 40 years as an organized interest group whose members are competitive business entities united by common interests and concerns relating to the costs of energy. To prevent undue exposure, FIPUG strictly protects and maintains the confidentiality of the identity of its individual members. This policy ensures the ability of FIPUG to facilitate the candid disclosure and analysis of information by and on behalf of its members relating to issues of competitive concern, without placing any individual member at risk of political or public pressure that could be used to unfairly and directly harm the member's competitive interests and ability to compete in its industry and market.

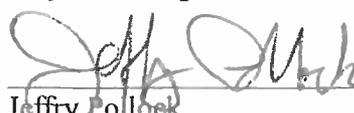
4. Maintaining confidentiality of the membership of FIPUG is central to FIPUG's ability to maintain its effectiveness as a diverse association of competitive business entities. Disclosure of the identity of any individual member of FIPUG would permanently impair the

candid exchange of information and concerns among members that is a central purpose of the organization and disincentivize continued membership in FIPUG, to the individual and collective detriment of all members. Further, disclosure of this FIPUG member's name could result in third party activities targeted against it and its business interests. In addition, disclosure of the identity of any individual member of FIPUG would permanently and negatively affect FIPUG's ability to recruit and retain members, undermining the ability of FIPUG to serve its purpose of providing a confidential venue within which competitive business entities from a diverse range of industries may candidly discuss issues of competitive concern and collectively work to promote policy and regulatory solutions on issues directly affecting the ability of members to remain competitive within their industries and markets.

5. The individual identity of the members of FIPUG thus is confidential information related to the competitive interests of its members, the disclosure of which would impair the competitive business of FIPUG and its individual members.

6. Consistent with the provisions of the Florida Administrative Code, FIPUG's response to FEL's Renewed First Set of Interrogatories, Interrogatory No. 6 should remain confidential for a period of not less than 18 months. In addition, the confidential information should be returned to FIPUG as soon as the information is no longer necessary for the Commission to conduct its business so that FIPUG can continue to maintain the confidentiality of the information.

7. Under penalties of perjury, I declare that I have read the foregoing declaration and that the facts stated in it are true to the best of my knowledge and belief.



Jeffrey Pollock
Corporate Representative

9/10/25

Date