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STATE OF FLORIDA



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ADAM J. TEITZMAN  
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# Public Service Commission

April 15, 2021

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Earthjustice  
Attorneys for LULAC  
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Tallahassee, FL 32301  
(850) 681-0031

**Re: Petition for a limited proceeding to approve clean energy connection program and tariff and stipulation, by Duke Energy Florida, LLC., Docket No. 20200176-EI**

Dear Mr. Marshall:

Enclosed for your review is the Index to the record on the appeal for the above-referenced docket. The record is due to be filed in the Supreme Court by June 14, 2021. Should you not provide any modifications to this index by June 2, 2021, the record will be filed as reflected herein. Thank you for your prompt attention to this matter.

Please do not hesitate to contact me should you have any questions concerning this matter.

Sincerely,

A handwritten signature in blue ink, appearing to read "Adam J. Teitzman".

Adam J. Teitzman  
Commission Clerk

AJT: cdr  
Enclosure

cc: Adria Harper, Esq.  
Bianca Lherisson, Esq.  
Shaw Stiller, Esq.  
Bradley Marshall, Esq.  
Jordan Luebkekmann Esq.  
Dominique Burkhardt, Esq.  
Matthew Bernier, Esq.

Dianne M. Triplett, Esq.  
George Cavros  
Katie Chiles Ottenweller  
Stephanie U. Eaton, Esq.  
Derrick P. Williamson, Esq.  
Barry A. Naum, Esq.

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SC21-303 INDEX (BY DATE)  
PSC Docket No. 20200176-EI

Pursuant to Rule 9.200(d)(1)(B), Fla.R.App.P., the index shall indicate any confidential information in the record and if the information was determined to be confidential in an order, identify such order by date or docket number and record page number.

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|            |                                                                                                                                                                                                                                                         |              |
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|            | bearing Bates Nos. 20FL-CEC-002048 - 20FL-CEC-002049, which contains business information.....                                                                                                                                                          | ATTACHMENT C |
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| 11/03/2020 | Duke Energy (Triplett) - Letter dated 11/3/20, forwarding confidential DN 11723-2020; advises that confidential DN 11723-2020 replaces previously filed confidential DN 11169-2020.....                                                                 | 875 – 877    |
| 11/03/2020 | Duke Energy (Triplett) - (CONFIDENTIAL) Information contained in response to LULAC's 1st request for PODs (Nos. 1-8); specifically, certain responses to (Nos. 1, 2, 3, and 5), Exh A [to request for confidential classification (DN 11724-2020)]..... | ATTACHMENT D |
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| 11/04/2020 | Walmart (Eaton) - Letter dated 11/3/20, forwarding confidential DN 11740-2020.....                                                                                                                                                                      | 1119 – 1120  |
| 11/04/2020 | Walmart (Eaton) - (CONFIDENTIAL) Business information contained in response to LULAC's 1st set of interrogatories (No. 4).....                                                                                                                          | ATTACHMENT E |

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| 11/04/2020 | Duke Energy (Triplett) - Request for confidential classification [of DN 11200-2020]; includes redacted version.....                                                                                                                                                                                       | 1121 – 1135  |
| 11/05/2020 | Walmart (Eaton) - Amended prehearing statement.....                                                                                                                                                                                                                                                       | 1136 – 1139  |
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| 11/10/2020 | Duke Energy (Triplett) - Response in opposition to LULAC's motion to compel [discovery responses from Walmart].....                                                                                                                                                                                       | 1224 – 1228  |
| 11/10/2020 | Walmart (Eaton) - Response in opposition to LULAC's motion to compel and motion for protective order.....                                                                                                                                                                                                 | 1229 – 1252  |
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| 11/10/2020 | LULAC (Marshall) - Letter dated 11/10/20, forwarding confidential DN 11897-2020. [CLK note: 1 non-confidential thumb drive forwarded to ENG.].....                                                                                                                                                        | 1254         |
| 11/10/2020 | LULAC (Marshall) - (CONFIDENTIAL) Thumb drive which includes cross-examination and impeachment exhibits.....                                                                                                                                                                                              | ATTACHMENT F |
| 11/12/2020 | Walmart (Eaton) - Designation of cross-examination exhibit; with attached cross-examination Exh Walmart-1, deposition of Karl Rabago on 10/29/20, pursuant to Order PSC-2020-0430-PHO-EI. [CLK note: CD referenced in cover letter not included with this filing as received electronically by CLK.]..... | 1255 – 1454  |
| 11/12/2020 | Walmart (Eaton) - Copy of letter dated 11/10/20, forwarding CD [which contains information previously e-filed (DN 11912-2020)]. [CLK note: Pages 1-4 of this filing are duplicates of pages 1-4 of DN 11912-2020; duplicate pages and CD forwarded to GCL.].....                                          | 1455         |
| 11/16/2020 | TRANSCRIPT - 11/2/20 prehearing conference.....                                                                                                                                                                                                                                                           | 1456 – 1525  |
| 11/16/2020 | Duke Energy (Triplett) - Notice of filing and serving verified affidavits [for listed requests for confidential classification; and listed interrogatory responses]; with two attached affidavits of Benjamin Borsch.....                                                                                 | 1526 – 1534  |
| 11/16/2020 | Order PSC-2020-0438-PCO-EI denying in part and granting in part LULACs motion to compel discovery from Walmart.....                                                                                                                                                                                       | 1535 – 1539  |
| 11/17/2020 | ENG/Wooten - Copy of memo dated 11/17/20 to GCL/Stiller, providing recommendation on confidential DN 11723-2020; and attached memo with noted 11/17/20 response date providing recommendation on confidentiality of DN 11723-2020.....                                                                    | 1538 - 1541  |
| 11/18/2020 | Duke Energy (Triplett) - Request for confidential classification [of DN 11610-2020]; includes redacted version. [Regarding certain information provided in response to                                                                                                                                    |              |

|            |                                                                                                                                                                                                                                                                                                                                                                      |             |
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|            | staff's 2nd set of interrogatories (Nos. 4-26); specifically, response to interrogatory No. 8(a), which contains business information relating to two sites selected for the CEC projects; and response to 10(b), bearing Bates label 20FL-CEC-002048 - 20FL-CEC-002049, which contains business information relating to unit retirements.].....                     | 1542 – 1561 |
| 11/30/2020 | LULAC (Burkhardt) - Motion to extend post-hearing brief filing deadline.....                                                                                                                                                                                                                                                                                         | 1562 – 1565 |
| 12/01/2020 | Order PSC-2020-0477-PCO-EI granting LULAC's motion to extend post-hearing brief filing deadline; post-hearing briefs to be filed not later than 12/9/20.....                                                                                                                                                                                                         | 1566 – 1568 |
| 12/04/2020 | TRANSCRIPT - Volume 1, pages 1 to 240, of 11/17/20 hearing.....                                                                                                                                                                                                                                                                                                      | 1569 – 1808 |
| 12/07/2020 | TRANSCRIPT - Volume 2, pages 241 to 452, of 11/18/20 hearing.....                                                                                                                                                                                                                                                                                                    | 1809 – 2020 |
| 12/07/2020 | Hearing exhibits 2 to 32 for 11/17/20 and 11/18/20 hearing.....                                                                                                                                                                                                                                                                                                      | 2021 – 2651 |
| 12/09/2020 | ENG/Parsons - Memo dated 12/9/20 to CLK/Teitzman, with attached inventory of confidential documents by responsible division/office as of 12/7/20, identifying whether each document should be retained or returned to source; [advises] that of 17 documents listed on the report, all should be retained except for 7 listed on memo, which should be returned..... | 2652 – 2654 |
| 12/09/2020 | Vote Solar (Ottenweller) - Post-hearing brief.....                                                                                                                                                                                                                                                                                                                   | 2655 – 2670 |
| 12/09/2020 | Walmart (Eaton) - Post-hearing brief.....                                                                                                                                                                                                                                                                                                                            | 2671 – 2676 |
| 12/09/2020 | Duke Energy (Triplett) - Post-hearing statement and brief.....                                                                                                                                                                                                                                                                                                       | 2677 – 2697 |
| 12/09/2020 | SACR (Cavros) - Post-hearing statement and brief.....                                                                                                                                                                                                                                                                                                                | 2698 – 2713 |
| 12/09/2020 | OPC (Rehwinkel) - Post-hearing brief.....                                                                                                                                                                                                                                                                                                                            | 2714 – 2719 |
| 12/09/2020 | LULAC (Marshall) - Post-hearing statement and brief.....                                                                                                                                                                                                                                                                                                             | 2720 – 2759 |
| 12/09/2020 | FIPUG (Moyle) - Post-hearing brief.....                                                                                                                                                                                                                                                                                                                              | 2760 – 2762 |
| 12/10/2020 | Walmart (Eaton) - Amended post-hearing brief.....                                                                                                                                                                                                                                                                                                                    | 2763 – 2770 |
| 12/22/2020 | RECOM for 1/5/21 Commission conference, Item 7, from ENG, AFD, ECO, and GCL staff.....                                                                                                                                                                                                                                                                               | 2771 – 2790 |
| 12/29/2020 | ENG/Ballinger - Note dated 12/28/20 to EXE/Baez requesting approval to make an oral modification to Item 7 at 1/5/21 Commission conference; with approval from EXE/Baez.....                                                                                                                                                                                         | 2791 – 2793 |
| 01/04/2021 | Order PSC-2021-0010-PCO-EI modifying prehearing order PSC-2020-0430-PHO-EI; Order PSC-2020-0430-PHO-EI is reaffirmed to the extent it is not inconsistent with this order.....                                                                                                                                                                                       | 2794 – 2796 |
| 01/05/2021 | Vote sheet from 1/5/21 Commission conference, Item 7.....                                                                                                                                                                                                                                                                                                            | 2797 – 2798 |

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| 01/13/2021 | TRANSCRIPT - 1/5/21 Commission conference, Item 7.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | 2799 – 2812 |
| 01/21/2021 | ENG/Parsons - Memo dated 1/21/21 to CLK/Teitzman, with attached inventory of confidential documents by responsible division/office as of 1/14/21, identifying whether each document should be retained or returned to source; [advising] that of 12 listed documents, [10] should be retained and [two (2)] should be returned to source.....                                                                                                                                                                                                                                                                | 2813 – 2815 |
| 01/26/2021 | Final Order PSC-2021-0059-S-EI approving stipulation and tariffs; docket to be closed.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 2816 – 2838 |
| 02/15/2021 | ENG/Parsons - Memo dated 2/15/21 to CLK/Teitzman, with attached inventory of confidential documents by responsible division/office as of 2/11/21, identifying whether each document should be retained or returned to source; [advising] that of 15 documents listed on report, all should be retained except [six (6)] listed on the memo, which should be returned to source. [CLK note: See DN 02452-2021 requesting that DNs 11169-2020; 11200-2020, 11610-2020, and 11723-2020 be retained; and advising that all confidential documents listed in DN 02160-2021 for Docket 20200176 be retained.]..... | 2839 – 2841 |
| 02/24/2021 | LULAC (Marshall, Luebke, Burkhardt) - Notice of administrative appeal [of Order PSC-2021-0059-S-EI, to the Supreme Court]. [CLK note: Docket reopened and placed in litigation status; changed OPR to GCL and ENG to OCR.].....                                                                                                                                                                                                                                                                                                                                                                              | 2842 – 2869 |
| 02/24/2021 | CLK/Teitzman - Copy of letter dated 2/24/21 to atty Eaton returning confidential DN 11740-2020.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | 2870        |
| 02/24/2021 | CLK/Teitzman - Copy of letter dated 2/24/21 to Duke Energy/Triplett returning confidential DNs 11169-2020; 11200-2020, 11610-20 [sic], and 11723-2020. [CLK note: See DN 02452-2021 requesting that DNs 11169-2020; 11200-2020, 11610-2020, and 11723-2020 be retained; and advising that all confidential documents listed in DN 02160-2021 for Docket 20200176 be retained.].....                                                                                                                                                                                                                          | 2871        |
| 02/25/2021 | ENG/Parsons - Memo dated 2/25/21 to CLK/Teitzman, advising that previously filed DN 02160-2021 regarding confidential documents in Docket 20200176 being returned to source should be disregarded; advises that all confidential documents in Docket 20200176 should be retained; requesting that DNs 11169-2020; 11200-2020, 11610-2020, and 11723-2020 be retained. [CLK note: See DN 02433-2021 for original letter regarding the return of four listed confidential documents.].....                                                                                                                     | 2872        |
| 02/25/2021 | CLK/Teitzman - Copy of letter dated 2.25.21 to Supreme Court/Tomasino forwarding certified copy of notice of administrative appeal and attached Final Order PSC-2021-0059-S-EI; advises appeal was filed on behalf of LULAC.....                                                                                                                                                                                                                                                                                                                                                                             | 2873 - 2924 |
| 02/26/2021 | ENG/Parsons - Memo dated 2/26/21 to CLK/Teitzman, requesting that all confidential documents in Docket 20200176, including DNs 11740-2020 and 11897-2020, be retained.....                                                                                                                                                                                                                                                                                                                                                                                                                                   | 2925        |
| 03/10/2021 | ENG/Parsons - Memo dated 3/10/21 to CLK/Teitzman, advising that originally DNs 11740-2020 and 11897-2020 were going to be returned to source; a notice of                                                                                                                                                                                                                                                                                                                                                                                                                                                    |             |

[administrative] appeal was filed on 2/24/21 (DN 02411-2021); therefore, DNs 11740-2020 and 11897-2020 now need to be retained.....

2926

03/16/2021

ENG/Parsons - Memo dated 3/16/21 to CLK/Teitzman, with attached inventory of confidential documents by responsible division/office as of 3/12/21, identifying whether each document should be retained or returned to source; [advising] that of 15 listed documents, all should be retained, except three (3) listed; requesting DNs 12495-2020, 00501-2021, and 01599-2021 in Docket 20200245-EI be returned to source.....

2927 – 2929