

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for rate increase by Florida
Power & Light Company.

DOCKET NO.: 20250011-EI

FILED: September 5, 2025

**CITIZENS' NOTICE OF VIDEO CONFERENCING DEPOSITION DUCES TECUM
PURSUANT TO RULE 1.310(B)(6), FLA. R. CIV. P. OF ELECTRIFY AMERICA, LLC**

The Citizens of Florida, through the Office of Public Counsel ("Citizens" or "OPC"), pursuant to Rule 1.310(b)(6) of the Florida Rules of Civil Procedure, will take the video conference deposition duces tecum of Electrify America, LLC ("Electrify America") on Friday, September 12, 2025, at 2:00 p.m. EST.

Pursuant to Rule 1.310(b)(6) of the Florida Rules of Civil Procedure, Electrify America shall designate one or more officers, directors, managing agents, or other persons, each of whom is or are the most knowledgeable of, and have direct knowledge of the specific subjects listed on Attachment A hereto. These subjects generally concern the tangible and intangible benefits that Electrify America received, intends to receive, expects to receive, or will receive, as a result of that party signing the August 20, 2025 Settlement Agreement in Docket No. 20250011-EI and the purpose of the signatory's participation in the docket, their understanding of the terms of the settlement agreement, and the impact of those terms. The organization is responsible for ensuring the designated deponent can provide complete and accurate answers to the specific subjects listed within Attachment A within the scope of the designated topics as to matters known or reasonably available to Electrify America. These relevant facts may be considered by the Public Service Commission to determine whether the settlement agreement, when taken as a whole, resolves all the issues, results in fair, just and reasonable rates, and is in the public interest. *Sierra Club v. Brown*, 243 So. 3d 903, 909 (Fla. 2018).

The protected disclosure of privileged communications is not being sought in discovery, deposition, or at hearing. Counsel should raise timely and appropriate objections to preserve for in camera disposition.

The Witness(es) designated by Electrify America should bring any relevant nondisclosure agreements that the corporate representative(s) wishes to assert for protections against disclosure, and any documents that the corporate representative wishes to rely upon.

This deposition is being taken for the purposes of discovery, for use at hearing, or for any other purpose allowed under the Florida Rules of Civil Procedure, Florida's Administrative Procedure Act, the Florida Rules of Evidence, and the Rules of the Florida Public Service Commission. A video conference link will be provided to all parties prior to the deposition.

Please govern yourselves accordingly.

Respectfully submitted,

/s/Walt Trierweiler

Walt Trierweiler

Public Counsel

Florida Bar No.: 912468

trierweiler.walt@leg.state.fl.us

Office of Public Counsel

c/o The Florida Legislature

111 West Madison Street, Suite 812

Tallahassee, FL 32399-1400

(850) 488-9330

Attorneys for the Citizens

of the State of Florida

CERTIFICATE OF SERVICE
DOCKET NO. 20250011-EI

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by electronic mail on this 5th day of September, 2025, to the following:

Adria Harper
Shaw Stiller
Timothy Sparks
Florida Public Service Commission
Office of General Counsel
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850
aharper@psc.state.fl.us
sstiller@psc.state.fl.us
tsparks@psc.state.fl.us
discovery-gcl@psc.state.fl.us

Kenneth A. Hoffman
Florida Power & Light Company
134 West Jefferson Street
Tallahassee, FL 32301-1713
ken.hoffman@fpl.com

John T. Burnett
Maria Moncada
Christopher T. Wright
Joel Baker
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, FL 33408-0420
john.t.burnett@fpl.com
maria.moncada@fpl.com
christopher.wright@fpl.com
joel.baker@fpl.com

Jon C. Moyle, Jr.
Karen A. Putnal
Moyle Law Firm, P.A.
118 North Gadsden Street
Tallahassee, FL 32301
jmoyle@moylelaw.com
kputnal@moylelaw.com
mqualls@moylelaw.com

James W. Brew
Laura Wynn Baker
Joseph R. Briscar
Sarah B. Newman
Stone Mattheis Xenopoulos & Brew
1025 Thomas Jefferson St., NW
Suite 800 West
Washington, D.C. 20007
jbrew@smxblaw.com
lwb@smxblaw.com
jrb@smxblaw.com
sbn@smxblaw.com

Stephen Bright
Jigar J. Shah
Electrify America, LLC
1950 Opportunity Way, Suite 1500
Reston, Virginia
steve.bright@electrifyamerica.com
jigar.shah@electrifyamerica.com

Leslie R. Newton
Ashley N. George
Thomas A. Jernigan
Michael A. Rivera
James B. Ely
Ebony M. Payton
Matthew R. Vondrasek
Federal Executive Agencies
139 Barnes Drive, Suite 1
Tyndall Air Force Base, FL 32403
leslie.newton.1@us.af.mil
ashley.george.4@us.af.mil
thomas.jernigan.3@us.af.mil
michael.rivera.51@us.af.mil
james.ely@us.af.mil
ebony.payton.ctr@us.af.mil
matthew.vondrasek.1@us.af.mil

Bradley Marshall
Jordan Luebckemann
Earthjustice
111 S. Martin Luther King Jr. Blvd.
Tallahassee, FL 32301
bmarshall@earthjustice.org
jluebckemann@earthjustice.org
flcaseupdates@earthjustice.org

Stephanie U. Eaton
Spilman Thomas & Battle
110 Oakwood Drive, Suite 500
Winston-Salem, NC 27103
seaton@spilmanlaw.com

William C. Garner
Law Office of William C. Garner
3425 Bannerman Road
Unit 105, No. 414
Tallahassee, FL 32312
bgarner@wcglawoffice.com

Nikhil Vijaykar
Yonatan Moskowitz
Keyes & Fox LLP
580 California St., 12th Floor
San Francisco, CA 94104
nvijaykar@keyesfox.com
ymoskowitz@keyesfox.com

Katelyn Lee
Lindsey Stegall
EVgo Services, LLC
1661 E. Franklin Ave.
El Segundo, CA 90245
katelyn.lee@evgo.com
lindsey.stegall@evgo.com

Danielle McManamon
Earthjustice
4500 Biscayne Blvd., Suite 201
Miami, FL 33137
dmcmanamon@earthjustice.org

Steven W. Lee
Spilman Thomas & Battle
1100 Bent Creek Blvd., Suite 101
Mechanicsburg, PA 17050
slee@spilmanlaw.com

D. Bruce May
Kevin W. Cox
Kathryn Isted
Holland & Knight LLP
315 S. Calhoun Street, Suite 600
Tallahassee, FL 32301
bruce.may@hklaw.com
kevin.cox@hklaw.com
kathryn.isted@hklaw.com

Robert Scheffel Wright
John T. LaVia, III
Gardner, Bist, Bowden, Dee, LaVia,
Wright, Perry & Harper
1300 Thomaswood Drive
Tallahassee, FL 32308
schef@gbwlegal.com
jlavia@gbwlegal.com

Brian A. Ardire
Armstrong World Industries, Inc.
2500 Columbia Avenue
Lancaster, PA 17603
baardire@armstrongceilings.com

Alexander W. Judd
Duane Morris LLP
100 Pearl Street, 13th Floor
Hartford, CT 06103
ajudd@duanemorris.com

Floyd R. Self
Ruth Vafek
Berger Singerman, LLP
313 N. Monroe Street, Suite 301
Tallahassee, FL 32301
fself@bergersingerman.com
rvafek@bergersingerman.com

Robert E. Montejo
Duane Morris LLP
201 S Biscayne Blvd., Suite 3400
Miami, FL 33131-4325
remontejo@duanemorris.com

/s/ Walt Trierweiler
Walt Trierweiler
Public Counsel
trierweiler.walt@leg.state.fl.us

DOCKET NO. 20250011-EI, FPL 2025 RATE CASE

CITIZENS' NOTICE OF VIDEO-CONFERENCING DEPOSITION DUCES TECUM

ATTACHMENT A – SUBJECTS AND MATTERS UPON WHICH CORPORATE REPRESENTATIVE WILL BE DEPOSED

Definition:

“You” or “Your” refers to Electrify America, LLC.

1. All benefits, including both tangible and intangible benefits that you received, intend to receive, expect to receive, or will receive, as a result of that party signing the August 20, 2025, Stipulation and Settlement Agreement in Docket No. 20250011-EI;
2. The general nature of you, as a customer of FPL, including the rate classes under which you are being served;
3. The rates that you expect to be charged if the August 20, 2025, Stipulation and Settlement Agreement is approved as compared to the rates that you would be charged if FPL's originally requested rate increases were approved;
4. The purpose of your participation in Docket No. 20250011-EI;
5. Your corporate purposes;
6. Any documents that reflect your specific authorization to enter into the August 20, 2025, Stipulation and Settlement Agreement;
7. The identity or identities of the persons who authorized you to become a signatory to the August 20, 2025, Stipulation and Settlement;
8. The basis upon which the person or persons who authorized you to become a signatory to the August 20, 2025, Stipulation and Settlement gave their authorization to do so;

9. The understanding of those who authorized you to become a signatory to the August 20, 2025, Stipulation and Settlement of the terms of that Settlement;
10. The understanding of those who authorized you to become a signatory to the August 20, 2025, Stipulation and Settlement of the impact of the terms of that Settlement on you;
11. The understanding of those who authorized you to become a signatory to the August 20, 2025, Stipulation and Settlement of the impact of the terms of that Settlement on the residential customers served by FPL; and
12. The understanding of those who authorized you to become a signatory to the August 20, 2025, Stipulation and Settlement of the impact of the terms of that Settlement on non-demand-metered commercial or “General Service” customers served by FPL.