

**BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION**

In re: Environmental cost recovery clause)
_____) Docket No. 20230007-EI
) Filed: October 23, 2023

**REQUEST TO BE EXCUSED OF
WHITE SPRINGS AGRICULTURAL CHEMICALS, INC.
d/b/a PCS PHOSPHATE – WHITE SPRINGS**

Pursuant to Rule 28-106.204, Florida Administrative Code (“F.A.C.”), White Springs Agricultural Chemicals, Inc. d/b/a PCS Phosphate – White Springs (“PCS Phosphate” or “PCS”), through its undersigned attorneys, hereby files this Request to be Excused from the hearing scheduled on November 1, 2023, in the above captioned proceeding.

After the prehearing conference held October 17, 2023, PCS has been able to facilitate Type 2 stipulations on all outstanding issues in this proceeding. Therefore, there are no issues in this matter which require PCS Phosphate’s attendance at the hearing. PCS Phosphate hereby waives its right to provide an opening statement in this case, but not the positions it has taken on outstanding issues. PCS Phosphate’s absence will not prejudice any party to this proceeding.

Pursuant to Rule 28-106.204(3), F.A.C., PCS Phosphate contacted the parties of record regarding PCS Phosphate’s request to be excused from the hearing in this proceeding. No parties objected to this request.

WHEREFORE, PCS respectfully asks that this Request to be Excused be granted.

Respectfully submitted,

STONE MATTHEIS XENOPOULOS & BREW, PC

/s/ James W. Brew

James W. Brew

Laura Wynn Baker

1025 Thomas Jefferson Street, NW

Eighth Floor, West Tower

Washington, D.C. 20007

(202) 342-0800

(202) 342-0807 (fax)

E-mail: jbrew@smxblaw.com

laura.baker@smxblaw.com

*Attorneys for White Springs Agricultural Chemicals, Inc.
d/b/a PCS Phosphate – White Springs*

Dated: October 23, 2023

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing Request to be Excused of White Springs Agricultural Chemicals, Inc. d/b/a PCS Phosphate – White Springs has been furnished by electronic mail this 23rd of October 2023, to the following:

Office of Public Counsel

Walt Trierweiler/P. Christensen/C.
Rehwinkel/M. Wessling
c/o The Florida Legislature
Tallahassee FL 32399
christensen.patty@leg.state.fl.us
rehwinkel.charles@leg.state.fl.us
wessling.mary@leg.state.fl.us
Trierweiler.walt@leg.state.fl.us

Duke Energy

Dianne M. Triplett
299 First Avenue North
St. Petersburg FL 33701
Dianne.triplett@duke-energy.com

Florida Industrial Power Users Group

Jon C. Moyle, Jr.
c/o Moyle Law Firm
Tallahassee FL 32301
jmoyle@moylelaw.com
mqualls@moylelaw.com

Ausley Law Firm

J. Wahlen/M. Means/V. Ponder
P.O. Box 391
Tallahassee FL 32302
jwahlen@ausley.com
mmeans@ausley.com
vponder@ausley.com

Public Service Commission Staff

Jacob Imig
jimig@psc.state.fl.us

Duke Energy

Matthew R. Bernier/Robert L.
Pickels/Stephanie A. Cuello
106 E. College Avenue, Suite 800
Tallahassee FL 32301
FLRegulatoryLegal@duke-energy.com
matthew.bernier@duke-energy.com
robert.pickels@duke-energy.com
stephanie.cuello@duke-energy.com

Florida Power & Light Company

Kenneth A. Hoffman
134 W. Jefferson Street
Tallahassee FL 32301-1859
ken.hoffman@fpl.com

Florida Power & Light Company

Maria Moncada/David Lee
700 Universe Boulevard
Juno Beach FL 33408-0420
david.lee@fpl.com
maria.moncada@fpl.com

Stone Mattheis Xenopoulos & Brew, PC

P. Mattheis/M. Lavanga/J. Briscar
1025 Thomas Jefferson St., NW
Eighth Floor, West Tower
Washington DC 20007
pjm@smxblaw.com
mkl@smxblaw.com
jrb@smxblaw.com

Tampa Electric Company

Ms. Paula K. Brown
Regulatory Affairs
Tampa FL 33601-0111
regdept@tecoenergy.com

/s/ Laura Wynn Baker