

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for approval of amended
standard offer contract (Schedule COG-2), by
Duke Energy Florida, LLC.

DOCKET NO. 20250054-EQ
ORDER NO. PSC-2025-0157-PCO-EQ
ISSUED: May 12, 2025

The following Commissioners participated in the disposition of this matter:

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

ORDER SUSPENDING TARIFF

BY THE COMMISSION:

Section 366.91(3), Florida Statutes (F.S.), requires each investor-owned utility to continuously offer to purchase capacity and energy from renewable generating facilities and small qualifying facilities. Rules 25-17.200 through 25-17.310, Florida Administrative Code (F.A.C.), implement the statute and require each investor-owned utility to file with the Commission, by April 1 of each year, a revised standard offer contract based on the next avoidable fossil-fueled generating unit of each technology type identified in the utility's current Ten-Year Site Plan (TYSP).

We have jurisdiction over this amended standard offer contract pursuant to Sections 366.04, 366.041, 366.05, 366.055, 366.06, and 366.91, F.S.

On April 1, 2025, Duke Energy Florida, LLC (DEF) filed a petition for approval of its amended standard offer contract based on its 2025 TYSP in accordance with Rule 25-17.250, F.A.C. Pursuant to Section 366.06(3), F.S., we must respond to DEF's petition within sixty days or the revised renewable energy tariff will automatically become effective.

Our staff has recommended that the proposed tariff be suspended to allow sufficient time to review the petition and gather all pertinent information in order to present an informed recommendation on the tariff's proposal. Failure to suspend the proposed tariff within sixty days will result in the tariff becoming effective.

Pursuant to Section 366.06(3), Florida Statutes, we may withhold consent to the operation of all or any portion of a new rate schedule, delivering to the utility making the request a reason or written statement of good cause for doing so within sixty days.

We find that taking time to thoroughly review the petition and gather information is good cause consistent with the requirement of Section 366.06(3), F.S., and, therefore, the tariff shall be suspended. The proposed tariff is suspended to allow our staff sufficient time to review the

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petition, gather all pertinent information, and to present an informed recommendation on the tariff proposal. This reason is good cause consistent with the requirements of Section 366.06(3), Florida Statutes.

Given our decision to suspend the tariff, the docket shall remain open to allow our staff adequate time to review the filings and provide a recommendation on the merits of the filings.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that Duke Energy Florida, LLC's proposed amended standard offer contract tariff is suspended. It is further

ORDERED that the docket shall remain open pending our final action on the requested approval of Duke Energy Florida, LLC's proposed amended standard offer contract.

By ORDER of the Florida Public Service Commission this 12th day of May, 2025.



ADAM J. FEITZMAN
Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399
(850) 413-6770
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Copies furnished: A copy of this document is provided to the parties of record at the time of issuance and, if applicable, interested persons.

JLA

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

Any party adversely affected by this order, which is preliminary, procedural or intermediate in nature, may request: (1) reconsideration within 10 days pursuant to Rule 25-22.0376, Florida Administrative Code; or (2) judicial review by the Florida Supreme Court, in the case of an electric, gas or telephone utility, or the First District Court of Appeal, in the case of a water or wastewater utility. A motion for reconsideration shall be filed with the Office of Commission Clerk, in the form prescribed by Rule 25-22.0376, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.