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BEFORE THE  
FLORIDA PUBLIC SERVICE COMMISSION

In the Matter of:

DOCKET NO. 20250014-EI

Review of 2026-2035 Storm Protection  
Plan, pursuant to Rule 25-6.030, F.A.C.,  
Florida Power & Light Company.

\_\_\_\_\_/\_\_\_\_\_  
DOCKET NO. 20250015-EI

Review of 2026-2035 Storm Protection  
Plan, pursuant to Rule 25-6.030, F.A.C.,  
Duke Energy Florida.

\_\_\_\_\_/\_\_\_\_\_  
DOCKET NO. 20250016-EI

Review of 2026-2035 Storm Protection  
Plan, pursuant to Rule 25-6.030, F.A.C.,  
Tampa Electric Company.

\_\_\_\_\_/\_\_\_\_\_  
DOCKET NO. 20250017-EI

Review of 2026-2035 Storm Protection  
Plan, pursuant to Rule 25-6.030, F.A.C.,  
Florida Public Utilities Company.

PROCEEDINGS: PREHEARING CONFERENCE

COMMISSIONERS  
PARTICIPATING: COMMISSIONER GABRIELLA PASSIDOMO SMITH

DATE: Monday, May 5, 2025

TIME: Commenced: 1:00 p.m.  
Concluded: 1:25 p.m.

PLACE: PREMIER REPORTINGerence Center  
(850) 894-0828  
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Room 148  
4075 Esplanade Way  
Tallahassee, Florida

REPORTED BY: DEBRA R. KRICK  
Court Reporter

PREMIER REPORTING  
TALLAHASSEE, FLORIDA  
(850) 894-0828

1 APPEARANCES:

2 CHRISTOPHER T. WRIGHT, ESQUIRE, 700 Universe  
3 Boulevard, Juno Beach, Florida 33408-0420; appearing on  
4 behalf of Florida Power & Light Company (FPL).

5 MATTHEW R. BERNIER, ESQUIRE, 106 E. College  
6 Avenue, Suite 800, Tallahassee, Florida 32301; appearing  
7 on behalf of Duke Energy Florida, LLC (DEF).

8 BETH KEATING, ESQUIRE, Gunster Law Firm, 215  
9 South Monroe Street, Suite 601, Tallahassee, Florida  
10 32301; appearing on behalf of Florida Public Utilities  
11 Company (FPUC).

12 MALCOLM N. MEANS, ESQUIRE, Ausley Law Firm,  
13 Post Office Box 391, Tallahassee, Florida 32302;  
14 appearing on behalf of Tampa Electric Company. (TECO).

15 WALT TRIERWEILER, PUBLIC COUNSEL, CHARLES  
16 REHWINKEL, DEPUTY PUBLIC COUNSEL, OFFICE OF PUBLIC  
17 COUNSEL, c/o The Florida Legislature, 111 West Madison  
18 Street, Room 812, Tallahassee, Florida 32399-1400,  
19 appearing on behalf of the Citizens of the State of  
20 Florida (OPC.).

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1 APPEARANCES CONTINUED:

2 JAMES W. BREW LAURA W. BAKER and SARAH B.  
3 NEWMAN, ESQUIRES, Stone, Mattheis, Xenopoulous & Brew,  
4 1025 Thomas Jefferson Street NW, Suite 800 West  
5 Washington, DC 20007; appearing on behalf of Florida  
6 White Springs Agricultural Chemicals, Inc., d/b/a PCS  
7 Phosphate - White Springs (PCS).

8 JACOB IMIG, TIMOTHY SPARKS, JENNIFER  
9 AUGSPURGER, CARLOS MARQUEZ, SAAD FAROOQI and ADRIA  
10 HARPER, ESQUIRES, FPSC General Counsel's Office, 2540  
11 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850,  
12 appearing on behalf of the Florida Public Service  
13 Commission (Staff).

14 MARY ANN HELTON, INTERIM GENERAL COUNSEL,  
15 Florida Public Service Commission, 2540 Shumard Oak  
16 Boulevard, Tallahassee, Florida 32399-0850, Advisor to  
17 the Florida Public Service Commission.

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1 P R O C E E D I N G S

2 COMMISSIONER PASSIDOMO SMITH: Okay. All  
3 right. Good afternoon, everyone. Today is  
4 May 5th, 2025. It is 1:00 p.m., and I will now  
5 call this Prehearing Conference to order.

6 Staff, will you please read the notice?

7 MR. IMIG: By notice issued on April 28th,  
8 2025, this time and place has been set for a  
9 Prehearing Conference in Docket Nos. 20250014-EI,  
10 20250015-EI, 20250016-EI and 20250017-EI. The  
11 purpose of the Prehearing is set out more fully in  
12 the notice.

13 COMMISSIONER PASSIDOMO SMITH: Thank you.  
14 Let's take appearances.

15 MR. IMIG: Staff notes that there are four  
16 dockets today in this consolidated proceeding.  
17 Staff suggests that all appearances be taken at  
18 once. All parties should enter their appearances  
19 and declare the dockets for which they are entering  
20 an appearance. After the parties make their  
21 appearances, staff will make theirs.

22 COMMISSIONER PASSIDOMO SMITH: Okay. Thank  
23 you.

24 All right. So let's start with FPL.

25 MR. WRIGHT: Good afternoon. Christopher

1 Wright for Florida Power & Light, entering an  
2 appearance in the 14 docket.

3 COMMISSIONER PASSIDOMO SMITH: Thank you.

4 MR. BERNIER: Afternoon, Commissioner. Matt  
5 Bernier for Duke Energy Florida, and I am appearing  
6 in the 15 docket.

7 MR. MEANS: Good afternoon, Commissioner.  
8 Malcolm Means with the Ausley Law Firm appearing on  
9 behalf of Tampa Electric in the 16 docket.

10 Thank you.

11 COMMISSIONER PASSIDOMO SMITH: Thank you.

12 MS. KEATING: Good afternoon, Commissioner,  
13 Beth Keating with the Gunster Law Firm, here for  
14 FPUC in the 17 docket.

15 COMMISSIONER PASSIDOMO SMITH: Thank you.

16 MS. BAKER: Good afternoon, Commissioner.  
17 Laura Baker with the firm Stone, Mattheis,  
18 Xenopoulos & Brew, appearing on behalf of White  
19 Springs Agricultural Chemicals, doing business as  
20 PCS Phosphate White Springs. I would also like to  
21 enter an appearance -- in the 15 docket only. I  
22 would also like to enter an appearance on behalf of  
23 James Brew and Sarah Newman.

24 COMMISSIONER PASSIDOMO SMITH: Okay. Thank  
25 you.

1 Office of Public Counsel.

2 MR. REHWINKEL: Good afternoon, Commissioner.  
3 Charles Rehwinkel with the Office of Public Counsel  
4 appearing in all four dockets. I would also like  
5 to enter an appearance for Walt Trierweiler, the  
6 Public Counsel.

7 COMMISSIONER PASSIDOMO SMITH: Thank you.

8 MR. IMIG: Jacob Imig, Commission staff. I  
9 would like to enter an appearance in the 14, 15 and  
10 16 docket. I would also like to enter appearances  
11 for Timothy Sparks in the 14 docket, Jennifer  
12 Augspurger in the 15 and 17 docket, and Saad  
13 Farooqi in the 16 docket, and Carl Marquez in the  
14 17 docket.

15 MS. HELTON: And Mary Anne Helton is here as  
16 your Advisor today.

17 COMMISSIONER PASSIDOMO SMITH: Thank you.

18 All right. Staff, are there any preliminary  
19 matters we need to address before we get to the  
20 draft Prehearing Order?

21 MR. IMIG: Staff has no preliminaries at this  
22 time.

23 COMMISSIONER PASSIDOMO SMITH: Does any  
24 parties have any preliminary matters they need to  
25 address? All right. Seeing none.

1 All right. We are going to go through the  
2 draft Prehearing Order. You guys kind of all know  
3 the drill. If I am going too quick with anything,  
4 just feel free to, you know, flag me down and we  
5 will slow down and make those adjustments when  
6 needed.

7 Okay, so we will start with -- Section I is  
8 Case Background.

9 Section II is the Conduct of Proceedings.  
10 Section III, Jurisdiction.

11 Section IV, the Procedure for Handling  
12 Confidential Information. Staff, yeah.

13 MR. IMIG: When confidential information is  
14 used in the hearing, parties must have copies for  
15 the Commissioners, necessary staff and the court  
16 reporter in red envelopes clearly marked with the  
17 nature of the contents. Any party wishing to  
18 examine the confidential material that is not  
19 subject to an order granting confidentiality shall  
20 be provided a copy in the same fashion as provided  
21 to the Commissioners, subject to execution of any  
22 appropriate protective agreement with the owner of  
23 the material.

24 COMMISSIONER PASSIDOMO SMITH: Okay. Thank  
25 you.

1           Does any party have any matters related to  
2 confidential information?

3           Seeing none, we are going to move to prefiled  
4 testimony and exhibits. Staff.

5           MR. IMIG: Staff suggests that the witness  
6 summary testimony be no longer than three minutes.  
7 If a witness has filed both direct and rebuttal  
8 testimonies, staff recommends that the witness  
9 receive three minutes for direct and three minutes  
10 for rebuttal. Staff also recommends that a total  
11 of eight minutes for the O&M witness.

12           COMMISSIONER PASSIDOMO SMITH: Are there any  
13 objections to that? Mr. Rehwinkel, you are okay  
14 with eight minutes for your witness?

15           MR. REHWINKEL: Yes.

16           COMMISSIONER PASSIDOMO SMITH: Okay.

17           MR. REHWINKEL: Thank you.

18           COMMISSIONER PASSIDOMO SMITH: All right. So  
19 then -- all right, so I am just making my official  
20 ruling as I said. So three minutes for direct,  
21 three minutes for rebuttal. OPC Witness Mara will  
22 have eight minutes.

23           Okay. Moving on, yeah, sorry. Staff.

24           MR. IMIG: Parties' exhibits will be available  
25 on Case Center, so no paper copies of

1 nonconfidential exhibits are required for hearing.  
2 However, parties must bring paper copies of  
3 confidential exhibits to the hearing in red folders  
4 if the confidential information was not part of  
5 prefiled testimony or prefiled exhibits.

6 COMMISSIONER PASSIDOMO SMITH: Okay. Thank  
7 you.

8 All right. We are going to move to order of  
9 witnesses. Do we know if there are any witnesses  
10 that can be stipulated? Staff?

11 MR. IMIG: At this time, staff is unaware of  
12 any of witnesses that have been stipulated to by  
13 the parties, but the parties may suggest witnesses  
14 at this time. If there are stipulated witnesses  
15 the parties would like to suggest, staff will  
16 confirm with the parties, staff and each  
17 Commissioner that the witness may be excused. If  
18 there are no questions of these witnesses the  
19 witnesses may be excused from the hearing and their  
20 testimony entered into the record at the hearing as  
21 though read, and their prefiled exhibits admitted  
22 into the record.

23 COMMISSIONER PASSIDOMO SMITH: Yes, Mr.  
24 Wright.

25 MR. WRIGHT: Commissioner Passidomo, I just

1 want to know for the record, we will get to it, but  
2 Public Counsel and Florida Power & Light have filed  
3 a joint stipulation and proposed resolutions. Part  
4 of those stipulations include stipulating our  
5 respective witnesses and associated exhibits and  
6 discovery responses.

7 COMMISSIONER PASSIDOMO SMITH: Okay. Great.  
8 So then I think we will have -- you know, staff  
9 will coordinate with you about making sure that if  
10 any of the Commissioners -- other Commissioners  
11 have questions or anything, but otherwise, thank  
12 you for reaching that.

13 Let's see, are there any other issues related  
14 to witness order that the parties would like to  
15 discuss? Seeing none, we are going to move to  
16 basic positions.

17 Do the parties have any changes to their basic  
18 positions at this time? No.

19 All right. We will move on to the issues.  
20 Staff.

21 MR. IMIG: Issues and positions are included  
22 in the draft Prehearing Order. Changes to the  
23 basic positions should be submitted in writing by  
24 close of business on Wednesday, May 7th.

25 COMMISSIONER PASSIDOMO SMITH: Okay. So we

1 are going to go through issues and positions, so --  
2 I mean, I guess I am just reiterating, but are  
3 there any changes to FPL Issues 1 and 2? Okay.

4 We are going to -- I mean, Duke Issues 1  
5 through 3, we will come back to the contested  
6 issues in a little bit if that's okay. Okay.

7 So then TECO Issues 1 through 4?

8 FPUC Issues 1 through 3?

9 Okay, so seeing no problems there, we are  
10 going to now address those contested Issues A, B  
11 and C in the Duke docket. Staff.

12 MS. AUGSPURGER: Good afternoon, Commissioner.  
13 OPC has raised three proposed issues in the  
14 20250015-EI DEF SPP docket.

15 COMMISSIONER PASSIDOMO SMITH: Thank you.

16 OPC, would you like to be heard on these  
17 issues, and are you going to -- would you prefer  
18 them being in a block all three, or address each  
19 one individually?

20 MR. REHWINKEL: Madam Commissioner, I can --  
21 the argument that I have applies to all three --

22 COMMISSIONER PASSIDOMO SMITH: Okay.

23 MR. REHWINKEL: -- so make it as one. Would  
24 you like me to read the issues into the record and  
25 then provide --

1           COMMISSIONER PASSIDOMO SMITH: That would be  
2 grade. I was going to ask you to do that, so thank  
3 you for preempting me.

4           MR. REHWINKEL: Thank you.

5           The OPC has put forward Issue A, and these are  
6 only for Duke Energy Florida, which reads: Has the  
7 scope of the Tower Upgrade subprogram been modified  
8 since it was approved in Docket No. 20220050-EI,  
9 and if so, what action, if any, should the  
10 Commission take with respect to the scope of the  
11 Tower -- of the Tower Upgrade subprogram included  
12 in DEF's proposed 2026 through 2035 SPP?

13           Issue B reads: Has the scope of the Overhead  
14 Wire Upgrade (OHGW) subprogram been modified since  
15 is it was approved in Docket No. 20220050-EI, and  
16 if so, what action, if any, should the Commission  
17 take with respect to the scope of the OHGW  
18 subprogram included in DEF's proposed 2026 through  
19 2035 SPP?

20           Issue C is a legal issue that reads: What is  
21 the preclusive effect, if any, of the prior  
22 litigation in Docket No. 20220050-EI and resulting  
23 orders, Commissioner Order No. PSC-2022-0388-EI and  
24 Citizens of the State of Florida V Fay, 395 So.3d.  
25 549, Florida 2024, on the OPC's right to challenge

1 previously approved subprograms in this docket?

2 COMMISSIONER PASSIDOMO SMITH: Thank you.

3 Would you like to expand upon --

4 MR. REHWINKEL: Just briefly.

5 COMMISSIONER PASSIDOMO SMITH: Yes.

6 MR. REHWINKEL: Yes, thank you.

7 Madam Chairman, the Public Counsel has filed  
8 expert witness testimony of Mr. Mara in this  
9 docket. He has challenged certain elements of  
10 these subprograms on a prospective basis not  
11 seeking to void previously authorized subprograms,  
12 but whether there is -- something about them has  
13 changed since approved by the Commission. That  
14 should be heard and decided by the Commission.

15 Duke has, as is their right, and we agree  
16 with, raised a legal issue about whether there is  
17 anything preclusive about the prior order, and the  
18 Supreme Court's approval of the prior order, that  
19 means that these issues cannot be adjudicated.

20 What the Public Counsel is wanting to do is to  
21 have the Commission decide whether something about  
22 the SPP is different and beyond the scope of what  
23 the Commission originally approved.

24 Section 366.96(5) and (8) have a bearing on  
25 this. 366.96(5) requires the Commission to make a

1 determination based on all of the elements required  
2 by Commission rule within 180 days whether to  
3 determine if it's in the public interest to  
4 approve, approve with modification or deny the  
5 submitted plan. And there is a provision in  
6 Section (8) of 366.96 that prohibits double  
7 recovery of costs in the SPP as with -- and costs  
8 included in base rates.

9 So we think there is a fair amount of  
10 granularity in the requirements that the  
11 Legislature expects the Commission to review when  
12 reviewing these programs on a relatively expedited  
13 scope. The Public Counsel has provided testimony  
14 in good faith to challenge certain limited aspects  
15 of these elements of the program -- of the SPP, and  
16 we believe that the public expects a specific  
17 determination when the Public Counsel raises an  
18 issue on their behalf.

19 So we would just ask that the two substantive  
20 issues be heard separately and we get a separate  
21 determination -- recommendation and determination  
22 on those issues along with the legal issue that  
23 Duke has raised.

24 Certainly, the Duke issue may turn out to mean  
25 that Issues A and B are moot, and we understand

1           that. But we would urge that, given the relatively  
2           limited nature of this proceeding, and the number  
3           of issues that are raised, that you hear testimony  
4           and provide these issues to be separately stated.

5           Thank you.

6           COMMISSIONER PASSIDOMO SMITH: Okay. Thank  
7           you.

8           I am going to give an opportunity for the  
9           parties to respond if they would like. I mean,  
10          Duke and PCS might have -- Duke, you -- I mean,  
11          whoever wants to go first.

12          MS. BAKER: I will just -- Commissioner, I  
13          will briefly speak in support on behalf of PCS. We  
14          support OPC's issues. We think that it's important  
15          to -- OPC has raised these issues, and we think  
16          it's important to be able to address them  
17          specifically. We think it will focus all of our  
18          briefing and all of our -- and allow us to give  
19          y'all better information to make your determination  
20          in this proceeding, so, the Commissioners.

21          Thank you.

22          COMMISSIONER PASSIDOMO SMITH: Thank you.

23          MR. BERNIER: Thank you, Commissioner.

24          DEF has in the not objected to OPC's Issues A  
25          and B, as long as Issue C was included. My

1           understanding is the arguments would be made under  
2           Issue 2 if these weren't approved, so it's really  
3           kind of a form over substance in our opinion, so we  
4           don't have any objection.

5           COMMISSIONER PASSIDOMO SMITH:   Okay.

6           MR. BERNIER:   Thank you.

7           COMMISSIONER PASSIDOMO SMITH:   Staff, would  
8           you like to weigh in?

9           MS. AUGSPURGER:   Thank you, Commissioner.

10           Staff would -- takes the position that these  
11           two issues, A and B, may be addressed under the  
12           overall Issue 2, and that there is no need to have  
13           these specifically set out.

14           Certainly, OPC may make the arguments that  
15           they are going to make, that it can be handled  
16           under the overarching issue, and under the  
17           criteria, that the Commission will either approve,  
18           approve with modification or deny, that there is no  
19           good reason to separate these issues out.

20           And then as to Issue 3 -- or C, rather,  
21           Sections 396.96(5) and Section 396.96(6) of the  
22           statutes requires each public utility to file the  
23           updated -- an updated Storm Protection Plan at  
24           least every three years.  The Commission must  
25           evaluate whether approving, modifying or denying

1 the updated plan serves the public interest  
2 applying the same criteria used for the initial  
3 review. Whether a program was approved in a prior  
4 plan or is being presented to the Commission for  
5 the first time in an updated plan, the Commission  
6 must evaluate if the plan meets the statutory  
7 criteria as set forth in Section 396.96 of the  
8 Florida Statutes. And it is upon that, in order to  
9 determine whether to approve, modify or deny it.  
10 And staff would recommend that this Issue C not be  
11 included. And going back to Issue A and B, staff  
12 would also take the position that A and B should  
13 not be included.

14 Thank you.

15 COMMISSIONER PASSIDOMO SMITH: Okay. All  
16 right. Well, thank you. I appreciate all the  
17 comments that are made.

18 I think -- I think what I am going to do is  
19 probably take this under advisement and then let  
20 you -- and then get back to you all. I have some  
21 thinking to do. Generally, I would, you know, kind  
22 of agree -- my interpretation of the statute too is  
23 that it's a de novo review of the updated plan  
24 using the same criteria as that, you know, from the  
25 initial plan that was filed, but I appreciate the

1           comments that are being made here, I think that you  
2           guys made some good points. I just might need a  
3           little bit more time to kind of reflect and look at  
4           the statute a little bit more clearly, but we will  
5           get back to you as soon as we can with that. So  
6           thank you.

7           So let's move on to the parties who have taken  
8           no position. Staff.

9           MR. IMIG: Staff notes that the Order  
10          Establishing Procedure requires that a party take a  
11          position that at the Prehearing Conference unless  
12          good cause is shown as to why that party cannot  
13          take a position at this time.

14          Accordingly, if a party's position in the  
15          draft Prehearing Order is currently no position at  
16          this time, that party must change its position or  
17          show good cause as to why it cannot take a  
18          position.

19          Parties that wish to change their position  
20          must submit their position in writing no later than  
21          close of business Wednesday, May 7th. If a party  
22          fails to take a position by that time, the  
23          Prehearing Order will reflect no position for that  
24          party for such issues.

25          COMMISSIONER PASSIDOMO SMITH: Are there any

1 objections to that?

2 MR. REHWINKEL: No, but I can say that with  
3 respect to Duke, Tampa Electric and Florida Public  
4 Utilities on the closure of the docket issue, we  
5 can revert to no position on that. We have a  
6 stipulated position with FPL --

7 COMMISSIONER PASSIDOMO SMITH: Right.

8 MR. REHWINKEL: -- so that's stated as is.

9 COMMISSIONER PASSIDOMO SMITH: Okay. Thank  
10 you. Let the record reflect that.

11 Anyone else?

12 Okay. We are going to move on to the  
13 comprehensive exhibit list. Staff.

14 MR. IMIG: Staff notes that it has prepared a  
15 Comprehensive Exhibit List which includes all  
16 prefiled exhibits and also includes those exhibits  
17 staff wishes to include in the record. Staff has  
18 circulated the draft list to check with the parties  
19 prior to the prehearing to determine if there are  
20 any objections to the Comprehensive Exhibit List or  
21 any of staff's exhibits being entered into the  
22 record. The parties' corrections to the CEL will  
23 be reflected in the CEL prior to the hearing.

24 Staff has -- is uploading all testimony and  
25 exhibits into Case Center for use during the

1 hearing.

2 COMMISSIONER PASSIDOMO SMITH: Okay. Thank  
3 you.

4 All right. So we are going to move to  
5 proposed stipulations.

6 MR. IMIG: FPL and OPC have reached  
7 stipulations on all issues in the FPL docket.  
8 Those stipulations are listed in the Prehearing  
9 Order.

10 COMMISSIONER PASSIDOMO SMITH: Okay. All  
11 right. Pending -- are there any pending motions?

12 MR. IMIG: There are no pending motions.

13 COMMISSIONER PASSIDOMO SMITH: Are there any  
14 pending confidentiality orders?

15 MR. IMIG: There are no pending  
16 confidentiality matters at this time.

17 COMMISSIONER PASSIDOMO SMITH: Okay. Staff,  
18 are there any post-hearing procedures that need to  
19 be addressed?

20 MR. IMIG: Staff recommends that the  
21 post-hearing briefs be lited to 40 pages unless  
22 briefs are waived. If the parties do submit  
23 post-hearing briefs, staff notes that they are due  
24 on June 6th, 2025. Staff recommends that a 75-word  
25 summary of each position, set off with asterisks,

1 should be included in each post-hearing statement.

2 COMMISSIONER PASSIDOMO SMITH: Okay. Are  
3 there any objections?

4 MR. REHWINKEL: There is a little bit of an  
5 issue for the Public Counsel. I don't anticipate  
6 briefing at large with everything else that's going  
7 on, but we have four dockets, and each other party  
8 has only one. So I don't think that 40 pages for  
9 all four is going to be a problem for us, but I am  
10 just not really sure.

11 COMMISSIONER PASSIDOMO SMITH: No, I am  
12 willing to give you a little bit more, you know,  
13 what ballpark number do you think?

14 MR. REHWINKEL: I would just if you double it.  
15 I mean, I have a feeling we are bringing it under  
16 40, but just --

17 COMMISSIONER PASSIDOMO SMITH: Yeah.

18 MR. REHWINKEL: -- just for the principle.

19 COMMISSIONER PASSIDOMO SMITH: Staff, are you  
20 okay with that? I mean, I imagine that all the  
21 other parties are going to stay --

22 MR. REHWINKEL: Actually, I have three, so  
23 let's just make it 60.

24 COMMISSIONER PASSIDOMO SMITH: Okay. All  
25 right. Thank you. 80 sounds like a lot. Okay.

1           Let's just say -- let's just say we will limit it  
2           to 60 then.

3           Okay. And I mean, we can, like, you know -- I  
4           am sorry, go ahead. We can kind of see also, like,  
5           you know, during the hearing what happens, you  
6           know, so -- but I don't mind.

7           MR. REHWINKEL: That's a good one to revisit  
8           at that time.

9           COMMISSIONER PASSIDOMO SMITH: Right.  
10          Exactly. So I think that, you know, the presiding  
11          officer at that time, the Chairman, can make that  
12          determination.

13          Okay. Staff, are there any rulings to  
14          address?

15          MR. IMIG: Staff recommends that the  
16          Prehearing Officer make a ruling that all parties  
17          shall be provided five minutes for opening  
18          statements, and that OPC be provided eight minutes  
19          for its opening statement.

20          COMMISSIONER PASSIDOMO SMITH: Is that okay?  
21          No objections? All right. So opening statements  
22          are limited to five minutes per party, with the  
23          exception of OPC, which has eight minutes.

24          Are there any other matters to address in this  
25          Prehearing Conference?

1           MR. IMIG: Staff is not aware of any other  
2 matters at this time.

3           COMMISSIONER PASSIDOMO SMITH: Do any of the  
4 parties have any other matters they need to  
5 address? All right.

6           MR. REHWINKEL: Just thank you for considering  
7 our issues, and it's been a pleasure to work with  
8 all the parties and your staff in getting to this  
9 point. It's been very smooth.

10          COMMISSIONER PASSIDOMO SMITH: Thank you for  
11 saying that. I agree, this is a nice -- this is a  
12 very welcoming experience as me as being the  
13 Prehearing Officer.

14          All right. Well, with that, this meeting is  
15 adjourned. Thank you.

16          (Proceedings concluded.)

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CERTIFICATE OF REPORTER

STATE OF FLORIDA )  
COUNTY OF LEON )

I, DEBRA KRICK, Court Reporter, do hereby  
certify that the foregoing proceeding was heard at the  
time and place herein stated.

IT IS FURTHER CERTIFIED that I  
stenographically reported the said proceedings; that the  
same has been transcribed under my direct supervision;  
and that this transcript constitutes a true  
transcription of my notes of said proceedings.

I FURTHER CERTIFY that I am not a relative,  
employee, attorney or counsel of any of the parties, nor  
am I a relative or employee of any of the parties'  
attorney or counsel connected with the action, nor am I  
financially interested in the action.

DATED this 19th day of May, 2025.



DEBRA R. KRICK  
NOTARY PUBLIC  
COMMISSION #HH575054  
EXPIRES AUGUST 13, 2028