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FLORIDA PUBLIC SERVICE COMMISSION

COMMISSION CONFERENCE AGENDA

CONFERENCE DATE AND TIME: Tuesday, May 5, 2026, 9:30 a.m.

LOCATION: Betty Easley Conference Center, Joseph P. Cresse Hearing Room 148

DATE ISSUED: April 23, 2026

NOTICE

Persons affected by Commission action on certain items on this agenda may be allowed to address the Commission, either informally or by oral argument, when those items are taken up for discussion at this conference. These items are designated by double asterisks (**) next to the item number.

To participate informally, affected persons need only appear at the conference and request the opportunity to address the Commission on an item listed on the agenda. Informal participation is not permitted: (1) on dispositive motions and motions for reconsideration; (2) when a recommended order is taken up by the Commission; (3) in a rulemaking proceeding after the record has been closed; or (4) when the Commission considers a post-hearing recommendation on the merits of a case after the close of the record. The Commission allows informal participation at its discretion in certain types of cases (such as declaratory statements and interim rate orders) in which an order is issued based on a given set of facts without hearing.

See Florida Administrative Code Rules 25-22.0021 (agenda conference participation) and 25-22.0022 (oral argument).

Conference agendas, staff recommendations, vote sheets, and transcripts are available online at <https://www.floridapsc.com>, by selecting *Conferences & Meeting Agendas* and *Commission Conferences of the FPSC*. An official vote of "move staff" denotes that the Item's recommendations were approved.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate at this proceeding should contact the Office of Commission Clerk no later than five days prior to the conference at 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850 or 850-413-6770 (Florida Relay Service, 1-800-955-8770 Voice or 1-800-955-8771 TDD). Assistive Listening Devices are available upon request from the Office of Commission Clerk, Gerald L. Gunter Building, Room 152.

The Commission Conference has a live video broadcast the day of the conference, which is available from the FPSC website. Upon completion of the conference, the archived video will be available from the website by selecting *Conferences & Meeting Agendas*, then *Audio and Video Event Coverage*.

EMERGENCY CANCELLATION OF CONFERENCE: If a named storm or other disaster requires cancellation of the Conference, Commission staff will attempt to give timely notice. Notice of cancellation will be provided on the Commission's website (<https://www.floridapsc.com>) under the Hot Topics link on the home page. Cancellation can also be confirmed by calling the Office of Commission Clerk at 850-413-6770.

If you have any questions, contact the Office of Commission Clerk at 850-413-6770 or Clerk@psc.state.fl.us.

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State of Florida



Public Service Commission

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TALLAHASSEE, FLORIDA 32399-0850

-M-E-M-O-R-A-N-D-U-M-

DATE: April 23, 2026

TO: Office of Commission Clerk (Teitzman)

FROM: Division of Economics (Prewett, Barrett, Clark) *JP*
Office of the General Counsel (Thompson) *JSC*

RE: Docket No. 20260013-EU – Joint petition for approval of territorial agreement in Hillsborough, Pasco, Pinellas, and Polk Counties, by Tampa Electric Company and Duke Energy Florida, LLC.

AGENDA: 05/05/26 – Regular Agenda – Proposed Agency Action – Interested Persons May Participate

COMMISSIONERS ASSIGNED: All Commissioners

PREHEARING OFFICER: Payne

CRITICAL DATES: None

SPECIAL INSTRUCTIONS: None

Case Background

On January 7, 2026, Duke Energy Florida, LLC (DEF) and Tampa Electric Company (TECO) (collectively the joint petitioners or Utilities), filed a petition seeking Commission approval of a territorial agreement in Hillsborough, Pasco, Pinellas, and Polk Counties (2026 Territorial Agreement) with a twenty-year term.¹ The 2026 Territorial Agreement provides details on the boundary line changes and includes maps depicting the new territorial boundaries, written descriptions, and addresses of proposed customer transfers that are attached hereto as Attachment A.

¹ Document No. 00096-2026, filed January 7, 2026, in Docket No. 20260013-EU, *In re: Joint petition for approval of Territorial Agreement [in Hillsborough, Pasco, Pinellas, and Polk Counties]*.

Docket No. 20260013-EU

Date: April 23, 2026

Since 1991, DEF and TECO have been parties to an agreement for Hillsborough, Pasco, Pinellas, and Polk Counties, which expired in 2021 (1991 Agreement).² Since the expiration of that agreement, the joint petitioners have been working on the 2026 Territorial Agreement, which is intended to replace the expired agreement in the above-referenced counties.³ Although the 1991 Agreement expired, the Utilities have continued to meet their obligations under that agreement while negotiations for the 2026 Territorial Agreement were underway.

The 2026 Territorial Agreement, in part, is intended by the joint petitioners to reflect sound engineering and operational decisions regarding proposed changes in the territorial boundary while also facilitating the orderly transfer of certain inadvertently served customers. Also certain boundary line changes are proposed to allow extra-territorial customers to remain with the electric utility to which they are currently connected.⁴

During the review process, staff issued two data requests to the joint petitioners, for which responses were received on February 17, 2026 and April 2, 2026. Staff also held an informal teleconference with the Utilities on March 13, 2026. The 2026 Territorial Agreement, if approved as filed, would establish revised territorial boundaries for a twenty year period in the affected counties and would eliminate current extra-territorial connections.

The Commission has jurisdiction over this matter pursuant to Section 366.04, Florida Statutes (F.S.).

² Order No. 24593, issued May 29, 1991, in Docket No. 910085-EU, *In re: Joint petition for approval of Territorial Agreement between Tampa Electric Company and Florida Power Corporation*.

³ Document No. 01120-2026, joint petitioners' Response to Staff's First Data Request, No. 5.

⁴ Document No. 01993-2026, joint petitioners' Response to Staff's Second Data Request, Nos. 4 and 5.