

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and purchased power cost recovery  
clause with generating performance incentive  
factor.

DOCKET NO. 20250001-EI

DATED: October 6, 2025

COMMISSION STAFF'S PREHEARING STATEMENT

Pursuant to Order No. PSC-2025-0052-PCO-EI, filed February 10, 2025, the Staff of the Florida Public Service Commission files its Prehearing Statement.

1. All Known Witnesses

Staff has no witnesses at this time.

2. All Known Exhibits

Staff has no exhibits at this time.

3. Staff's Statement of Basic Position

Staff's positions are preliminary and based on materials filed by the parties and on discovery. The preliminary positions are offered to assist the parties in preparing for the hearing. Staff's final positions will be based upon all the evidence in the record and may differ from the preliminary positions stated herein.

4. Staff's Position on the Issues

**I. COMPANY-SPECIFIC FUEL ISSUES**

**Duke Energy Florida, LLC**

**ISSUE 1A:** Should the Commission approve DEF's 2026 Risk Management Plan?

**POSITION:** Staff has no position at this time.

**ISSUE 1B:** What is the appropriate subscription bill credit associated with DEF's Clean Energy Connection Program, approved by Order No. PSC-2021-0059-S-EI, to be included for recovery in 2026?

**POSITION:** Staff has no position at this time.

COMMISSION STAFF'S PREHEARING STATEMENT

DOCKET NO. 20250001-EI

PAGE 2

**ISSUE 1C:** What is the appropriate Clean Energy Impact (CEI) credit, approved by Order No. PSC-2023-0191-TRF-EI, to be included in the fuel clause in 2026?

**POSITION:** Staff has no position at this time.

**ISSUE 1D:** What is the appropriate amount of the storm cost recovery true-up to be credited to the fuel clause in the period January 2025 through December 2025 per Order No. PSC-2025-0204-FOF-EI?

**POSITION:** Staff has no position at this time.

**Florida Power & Light Company**

**ISSUE 2A:** What was the total gain under FPL's Incentive Mechanism approved by Order No. PSC-2021-0446A-S-EI that FPL may recover for the period January 2024 through December 2024, and how should that gain to be shared between FPL and its customers?

**POSITION:** Staff has no position at this time.

**ISSUE 2B:** What is the appropriate amount of Incremental Optimization Costs under FPL's Incentive Mechanism approved by Order No. PSC-2021-0446A-S-EI that FPL should be allowed to recover through the fuel clause for Personnel, Software, and Hardware costs for the period January 2024 through December 2024?

**POSITION:** Staff has no position at this time.

**ISSUE 2C:** What is the appropriate amount of Variable Power Plant O&M Attributable to Off-System Sales under FPL's Incentive Mechanism approved by Order No. PSC-2021-0446A-S-EI that FPL should be allowed to recover through the fuel clause for the period January 2024 through December 2024?

**POSITION:** Staff has no position at this time.

**ISSUE 2D:** What is the appropriate amount of Variable Power Plant O&M Avoided due to Economy Purchases under FPL's Incentive Mechanism approved by Order No. PSC-2021-0446A-S-EI that FPL should be allowed to recover through the fuel clause for the period January 2024 through December 2024?

**POSITION:** Staff has no position at this time.

**ISSUE 2E:** What is the appropriate subscription credit associated with FPL's SolarTogether Program approved by Order No. PSC-2020-0084-S-EI, to be included for recovery in 2026?

**POSITION:** Staff has no position at this time.

**ISSUE 2F:** Should the Commission approve FPL's 2026 Risk Management Plan?

**POSITION:** Staff has no position at this time.

**Florida Public Utilities Company**

No company-specific fuel issues for Florida Public Utilities Company have been identified at this time. If such issues are identified, they shall be numbered 3A, 3B, 3C, and so forth, as appropriate.

**Tampa Electric Company**

**ISSUE 4A:** What was the total gain under TECO's Optimization Mechanism approved by Order No. PSC-2021-0423-S-EI that TECO may recover for the period January 2024 through December 2024, and how should that gain to be shared between TECO and its customers?

**POSITION:** Staff has no position at this time.

**ISSUE 4B:** Should the Commission approve TECO's 2026 Risk Management Plan?

**POSITION:** Staff has no position at this time.

**GENERIC FUEL ADJUSTMENT ISSUES**

**ISSUE 5:** What are the appropriate final fuel adjustment true-up amounts for the period January 2024 through December 2024?

**POSITION:** Staff has no position at this time.

**ISSUE 6:** What are the appropriate fuel adjustment actual/estimated true-up amounts for the period January 2025 through December 2025?

**POSITION:** Staff has no position at this time.

**ISSUE 7:** What are the appropriate total fuel adjustment true-up amounts to be collected/refunded from January 2026 through December 2026?

**POSITION:** Staff has no position at this time.

**ISSUE 8:** What are the appropriate projected total fuel and purchased power cost recovery amounts for the period January 2026 through December 2026?

**POSITION:** Staff has no position at this time.

**COMPANY-SPECIFIC GENERATING PERFORMANCE INCENTIVE FACTOR ISSUES**

**Duke Energy Florida, LLC**

No company-specific GPIF issues for Duke Energy Florida, Inc. have been identified at this time. If such issues are identified, they shall be numbered 9A, 9B, 9C, and so forth, as appropriate.

**Florida Power & Light Company**

No company-specific GPIF issues for Florida Power and Light Company have been identified at this time. If such issues are identified, they shall be numbered 10A, 10B, 10C, and so forth, as appropriate.

**Tampa Electric Company**

No company-specific GPIF issues for Tampa Electric Company have been identified at this time. If such issues are identified, they shall be numbered 11A, 11B, 11C, and so forth, as appropriate.

**GENERIC GPIF ISSUES**

**ISSUE 12:** What is the appropriate GPIF reward or penalty for performance achieved during the period January 2024 through December 2024 for each investor-owned electric utility subject to the GPIF?

**POSITION:** Staff has no position at this time.

**ISSUE 13:** What should the GPIF targets/ranges be for the period January 2026 through December 2026 for each investor-owned electric utility subject to the GPIF?

**POSITION:** Staff has no position at this time.

**FUEL FACTOR CALCULATION ISSUES**

**ISSUE 14:** What are the appropriate projected net fuel and purchased power cost recovery and Generating Performance Incentive amounts to be included in the recovery factor for the period January 2026 through December 2026?

**POSITION:** Staff has no position at this time.

**ISSUE 15:** What is the appropriate revenue tax factor to be applied in calculating each investor-owned electric utility's levelized fuel factor for the projection period January 2026 through December 2026?

**POSITION:** Staff has no position at this time.

**ISSUE 16:** What are the appropriate levelized fuel cost recovery factors for the period January 2026 through December 2026?

**POSITION:** Staff has no position at this time.

**ISSUE 17:** What are the appropriate fuel recovery line loss multipliers to be used in calculating the fuel cost recovery factors charged to each rate class/delivery voltage level class?

**POSITION:** Staff has no position at this time.

**ISSUE 18:** What are the appropriate fuel cost recovery factors for each rate class/delivery voltage level class adjusted for line losses?

**POSITION:** Staff has no position at this time.

## **II. CAPACITY ISSUES**

### **COMPANY-SPECIFIC CAPACITY COST RECOVERY FACTOR ISSUES**

#### **Duke Energy Florida, LLC**

**ISSUE 19A:** What is the appropriate amount of costs for the Independent Spent Fuel Storage Installation (ISFSI) that DEF should be allowed to recover through the capacity cost recovery clause pursuant to DEF's 2017 Settlement for 2026?

**POSITION:** Staff has no position at this time.

#### **Florida Power & Light Company**

No company-specific capacity cost recovery factor issues for Florida Power & Light Company have been identified at this time. If such issues are identified, they will be numbered 20A, 20B, 20C, and so forth, as appropriate.

#### **Tampa Electric Company**

No company-specific capacity cost recovery factor issues for Tampa Electric Company have been identified at this time. If such issues are identified, they will be numbered 21A, 21B, 21C, and so forth, as appropriate.

### **GENERIC CAPACITY COST RECOVERY FACTOR ISSUES**

**ISSUE 22:** What are the appropriate final capacity cost recovery true-up amounts for the period January 2024 through December 2024?

**POSITION:** Staff has no position at this time.

**ISSUE 23:** What are the appropriate capacity cost recovery actual/estimated true-up amounts for the period January 2025 through December 2025?

**POSITION:** Staff has no position at this time.

**ISSUE 24:** What are the appropriate total capacity cost recovery true-up amounts to be collected/refunded during the period January 2026 through December 2026?

**POSITION:** Staff has no position at this time.

**ISSUE 25:** What are the appropriate projected total capacity cost recovery amounts for the period January 2026 through December 2026?

**POSITION:** Staff has no position at this time.

**ISSUE 26:** What are the appropriate projected net purchased power capacity cost recovery amounts to be included in the recovery factor for the period January 2026 through December 2026?

**POSITION:** Staff has no position at this time.

**ISSUE 27:** What are the appropriate jurisdictional separation factors for capacity revenues and costs to be included in the recovery factor for the period January 2026 through December 2026?

**POSITION:** Staff has no position at this time.

**ISSUE 28:** What are the appropriate capacity cost recovery factors for the period January 2026 through December 2026?

**POSITION:** Staff has no position at this time.

### **III. EFFECTIVE DATE**

**ISSUE 29:** What should be the effective date of the fuel adjustment factors and capacity cost recovery factors for billing purposes?

**POSITION:** Staff has no position at this time.

**ISSUE 30:** Should the Commission approve revised tariffs reflecting the fuel adjustment factors and capacity cost recovery factors determined to be appropriate in this proceeding?

**POSITION:** Staff has no position at this time.

**ISSUE 31:** Should this docket be closed?

**POSITION:** Staff has no position at this time.

5. Stipulated Issues

There are no known stipulated issues at this time.

6. Pending Motions

Staff has no pending motions at this time.

7. Pending Confidentiality Claims or Requests

Staff has no pending confidentiality claims or requests at this time.

8. Objections to Witness Qualifications as an Expert

Staff has no objections to the qualifications of any witnesses at this time.

9. Compliance with Order No. PSC-2025-0052-PCO-EI

Staff has complied with all requirements of the Order Establishing Procedure entered in this docket.

Respectfully submitted this 6th day of October, 2025.

/s/ Ryan Sandy

RYAN SANDY

Senior Attorney, Office of the General Counsel  
FLORIDA PUBLIC SERVICE COMMISSION  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850  
Telephone: (850) 413-6199  
rsandy@psc.state.fl.us  
discovery-gcl@psc.state.fl.us

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and purchased power cost recovery  
clause with generating performance incentive  
factor.

DOCKET NO. 20250001-EI

DATED: October 6, 2025

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that STAFF'S PREHEARING STATEMENT has been filed with  
the Office of Commission Clerk and that a true copy has been furnished to the following by  
electronic mail this 6th day of October, 2025:

<p>J. Jeffry Wahlen / Malcolm N. Means / Virginia Ponder Ausley Law Firm Post Office Box 391 Tallahassee, Florida 32302 <a href="mailto:jwahlen@ausley.com">jwahlen@ausley.com</a> <a href="mailto:mmeans@ausley.com">mmeans@ausley.com</a> <a href="mailto:vponder@ausley.com">vponder@ausley.com</a></p> <p>Beth Keating Gunster Law Firm 215 South Monroe Street, Suite 601 Tallahassee, Florida 32301 <a href="mailto:bkeating@gunster.com">bkeating@gunster.com</a></p> <p>Michelle D. Napier Florida Public Utilities Company 1635 Meathe Drive West Palm Beach, Florida 33411 <a href="mailto:mnapier@fpuc.com">mnapier@fpuc.com</a></p>	<p>Ms. Paula K. Brown Tampa Electric Company Post Office Box 111 Tampa, Florida 33601 <a href="mailto:regdept@tecoenergy.com">regdept@tecoenergy.com</a></p> <p>Jowi Baugh Florida Public Utilities Company/Chesapeake 1635 Meathe Drive West Palm Beach, Florida 33411 <a href="mailto:jbaugh@chpk.com">jbaugh@chpk.com</a></p> <p>Dianne M. Triplett Duke Energy Florida 299 First Avenue North St. Petersburg, Florida 33701 <a href="mailto:Dianne.triplett@duke-energy.com">Dianne.triplett@duke-energy.com</a></p> <p>Kenneth A. Hoffman Florida Power &amp; Light Company 134 W. Jefferson Street Tallahassee, Florida 32301 <a href="mailto:ken.hoffman@fpl.com">ken.hoffman@fpl.com</a></p>
---	--

<p>Matthew R. Bernier / Robert Pickels / Stephanie A. Cuello Duke Energy Florida 106 East College Avenue, Suite 800 Tallahassee, Florida 32301 <a href="mailto:matt.bernier@duke-energy.com">matt.bernier@duke-energy.com</a> <a href="mailto:robert.pickels@duke-energy.com">robert.pickels@duke-energy.com</a> <a href="mailto:stephanie.cuello@duke-energy.com">stephanie.cuello@duke-energy.com</a> <a href="mailto:FLRegulatoryLegal@duke-energy.com">FLRegulatoryLegal@duke-energy.com</a></p> <p>Walt Trierweiler / Charles Rehwinkel / Patricia A. Christensen / Mary A. Wessling / Octavio Ponce / Austin Watrous Office of Public Counsel c/o The Florida Legislature 111 W. Madison Street, Room 812 Tallahassee, Florida 32399 <a href="mailto:Trierweiler.walt@leg.state.fl.us">Trierweiler.walt@leg.state.fl.us</a> <a href="mailto:Rehwinkel.charles@leg.state.fl.us">Rehwinkel.charles@leg.state.fl.us</a> <a href="mailto:Christensen.patty@leg.state.fl.us">Christensen.patty@leg.state.fl.us</a> <a href="mailto:Wessling.mary@leg.state.fl.us">Wessling.mary@leg.state.fl.us</a> <a href="mailto:Ponce.octavio@leg.state.fl.us">Ponce.octavio@leg.state.fl.us</a> <a href="mailto:Watrous.austin@leg.state.fl.us">Watrous.austin@leg.state.fl.us</a></p> <p>James W. Brew / Laura Wynn Baker / Sarah B. Newman Stone Law Firm 1025 Thomas Jefferson Street, NW Suite 800 West Washington, DC 20007 <a href="mailto:jbrew@smxblaw.com">jbrew@smxblaw.com</a> <a href="mailto:lwb@smxblaw.com">lwb@smxblaw.com</a> <a href="mailto:sbn@smxblaw.com">sbn@smxblaw.com</a></p>	<p>Maria Jose Moncada / David M. Lee Florida Power &amp; Light Company 700 Universe Boulevard Juno Beach, Florida 33408-0420 <a href="mailto:Maria.moncada@fpl.com">Maria.moncada@fpl.com</a> <a href="mailto:david.lee@fpl.com">david.lee@fpl.com</a></p> <p>Jon C. Moyle, Jr. Moyle Law Firm, P.A. 118 North Gadsden Street Tallahassee, Florida 32301 <a href="mailto:jmoyle@moylelaw.com">jmoyle@moylelaw.com</a> <a href="mailto:mqualls@moylelaw.com">mqualls@moylelaw.com</a></p> <p>Peter J. Mattheis / Michael K. Lavanga / Joseph R. Briscar Stone Law Firm 1025 Thomas Jefferson Street, NW Suite 800 West Washington, DC 20007 <a href="mailto:pjm@smxblaw.com">pjm@smxblaw.com</a> <a href="mailto:mkl@smxblaw.com">mkl@smxblaw.com</a> <a href="mailto:jrb@smxblaw.com">jrb@smxblaw.com</a></p> <p>William C. Garner, Esq. Law Office of William C. Garner, PLLC 3425 Bannerman Road Unit 105, No. 414 Tallahassee, Florida 32312 <a href="mailto:bgarner@wcglawoffice.com">bgarner@wcglawoffice.com</a></p>
---	--

*/s/ Ryan Sandy*

---

RYAN SANDY  
Senior Attorney, Office of the General Counsel  
FLORIDA PUBLIC SERVICE COMMISSION  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850  
Telephone: (850) 413-6199  
[rsandy@psc.state.fl.us](mailto:rsandy@psc.state.fl.us)  
[discovery-gcl@psc.state.fl.us](mailto:discovery-gcl@psc.state.fl.us)