

**BEFORE THE**  
**FLORIDA PUBLIC SERVICE COMMISSION**

**In re: Duke Energy Florida's Petition ) Docket No. 20250113-EI  
for a Limited Proceeding to Approve ) Filed: January 26, 2026  
Large Load Tariff )**

**PETITION TO INTERVENE OF**  
**WHITE SPRINGS AGRICULTURAL CHEMICALS, INC.**  
**d/b/a PCS PHOSPHATE – WHITE SPRINGS**

Pursuant to Sections 120.569 and 120.57(1), Florida Statutes and Rule 28-106.205, Florida Administrative Code, White Springs Agricultural Chemicals, Inc. d/b/a PCS Phosphate – White Springs (“PCS Phosphate”), through its undersigned attorneys, files its Petition to Intervene. In support thereof, PCS Phosphate states as follows:

1. The name and address of the affected agency is:

Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850

2. The name and address of the petitioner is:

White Springs Agricultural Chemicals, Inc.  
d/b/a PCS Phosphate – White Springs  
15843 SE 78th Street, P.O. Box 300  
White Springs, Florida 32096

3. All pleadings, motions, orders and other documents directed to the petitioner

should be served on:

James W. Brew  
Laura Wynn Baker  
Sarah B. Newman  
Stone Mattheis Xenopoulos & Brew, PC  
1025 Thomas Jefferson Street, NW  
Suite E-3400  
Washington, DC 20007-5201  
Phone: (202) 342-0800  
Fax: (202) 342-0807

jbrew@smxblaw.com  
lwb@smxblaw.com  
sbn@smxblaw.com

4. PCS Phosphate is a manufacturer of fertilizer products with plants and operations located within Duke Energy Florida's ("DEF") electric service territory. PCS Phosphate receives service under various DEF rate schedules.

5. Statement of Affected Interests. On September 5, 2025, DEF filed a petition with the Commission for approval of the Large Load Customer Rate Schedule ("LLCS-1") and other requested relief. Specifically, DEF is proposing a new customer class and optional rate schedule, LLCS-1, effective January 2028, for large load customers with a billing demand of 1,000 kW or more and where service is supplied at a transmission voltage of 230 kV or higher. Additionally, all large load customers with a Peak Contract Demand forecast reasonably expected to be greater than or equal to a Monthly Maximum Demand of 100,000 kW of firm load will be subject to the new proposed Large Load Customer Policy ("LLCP") and, as proposed, will be required to execute a new Large Load Customer Agreement ("LLCA"). DEF has also proposed changes to the Contribution in Aid of Construction ("CIAC") tariff, such that large load applicants may be required to advance the total estimated costs to extend service. The issues raised in this proceeding will affect the rates and availability of electricity to DEF customers. As a large customer of DEF, PCS Phosphate may be directly and substantially affected by the outcome of this proceeding.

6. Disputed Issues of Material Fact. PCS Phosphate anticipates that disputed issues of material fact will be identified in the course of these proceedings. Disputed issues of material fact currently include, but are not limited to, the following:

(a) Whether the proposed LLCS-1 rate schedule, LLCP, LLCA, and CIAC tariff revisions are fair, just, reasonable, and non-discriminatory.

7. Disputed Legal Issues. PCS Phosphate anticipates that disputed legal issues will be identified in the course of these proceedings.

8. Statement of Ultimate Facts Alleged. Alleged ultimate facts include, but are not limited to, the following:

(a) Whether the proposed LLCS-1 rate schedule, LLCP, LLCA, and CIAC tariff revisions are fair, just, reasonable, and nondiscriminatory.

PCS Phosphate anticipates that additional alleged ultimate facts will be identified in the course of these proceedings.

9. Laws Entitling Petitioner to Relief and Relation to Alleged Facts. The rules and statutes entitling PCS Phosphate to relief include but are not necessarily limited to the following: Sections 120.569 and 120.57(1), Florida Statutes, and Sections 366.04 through 366.07, Florida Statutes; and Rule 28-106.205, Florida Administrative Code.

10. Statement of Conferral. Pursuant to Rules 28-106.204(3) and 28-106.205(2)(e), Florida Administrative Code, PCS Phosphate contacted the parties of record regarding PCS Phosphate's intervention in this proceeding. Nucor Steel Florida, Inc. and the Florida Industrial Power Users Group do not object. The Office of Public Counsel takes no position. DEF takes no position but reserves the right to respond after review of the petition.

11. Relief. PCS Phosphate requests that it be permitted to intervene as a full party in this docket.

WHEREFORE, White Springs Agricultural Chemicals, Inc. d/b/a PCS Phosphate – White Springs respectfully requests that the Commission enter an order allowing it to intervene as a full party in this docket.

Respectfully submitted,

/s/ James W. Brew

James W. Brew  
Laura Wynn Baker  
Sarah B. Newman  
Stone Mattheis Xenopoulos & Brew, PC  
1025 Thomas Jefferson Street, NW  
Suite E-3400  
Washington, DC 20007-5201  
Phone: (202) 342-0800  
Fax: (202) 342-0807  
[jbrew@smxblaw.com](mailto:jbrew@smxblaw.com)  
[lwb@smxblaw.com](mailto:lwb@smxblaw.com)  
[sbn@smxblaw.com](mailto:sbn@smxblaw.com)

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

## **CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the foregoing Petition to Intervene has been furnished by electronic mail and/or U.S. Mail this 26th day of January 2026 to the following:

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

Dianne M. Triplett  
299 1st Avenue North  
St. Petersburg, FL 33701  
Dianne.Triplett@duke-energy.com

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

Matthew R. Bernier/Stephanie Cuello  
106 E. College Avenue, Ste. 800  
Tallahassee, FL 32301  
Matt.Bernier@duke-energy.com  
Stephanie.Cuello@duke-energy.com  
FLRegulatoryLegal@duke-energy.com

### **Florida Public Service Commission**

#### **Office of General Counsel**

Major Thompson  
Saad Farooqi  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850  
major.thompson@psc.state.fl.us  
sfarooqi@psc.state.fl.us  
discovery-gcl@psc.state.fl.us

### **Florida Industrial Power Users Group**

Jon C. Moyle, Jr.  
Karen A. Putnal  
Moyle Law Firm, P.A.  
118 North Gadsden Street  
Tallahassee, FL 32301  
jmoyle@moylelaw.com  
kputnal@moylelaw.com  
mqualls@moylelaw.com

### **Nucor Steel Florida, Inc.**

Peter J. Mattheis  
Michael K. Lavanga  
Joseph R. Briscar  
Stone Mattheis Xenopoulos & Brew, PC  
1025 Thomas Jefferson Street, NW  
Suite E-3400  
Washington, DC 20007-5201  
pjm@smxblaw.com  
mkl@smxblaw.com  
jrb@smxblaw.com

### **Office of Public Counsel**

Walt Trierweiler  
Charles J. Rehwinkel  
Patricia A. Christensen  
Mary A. Wessling  
Octavio Simoes-Ponce  
Austin A. Watrous  
c/o The Florida Legislature  
111 West Madison Street  
Suite 812  
Tallahassee, FL 32399-1400  
trierweiler.walt@leg.state.fl.us  
rehwinkel.charles@leg.state.fl.us  
christensen.patty@leg.state.fl.us  
wessling.mary@leg.state.fl.us  
ponce.octavio@leg.state.fl.us  
watrous.austin@leg.state.fl.us

s/ Sarah B. Newman