

BCC Mtg. Date: July 2, 2019

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for approval of revised
underground residential distribution tariffs, by
Duke Energy Florida, LLC.

DOCKET NO. 20190076-EI
ORDER NO. PSC-2019-0212-PCO-EI
ISSUED: June 3, 2019

The following Commissioners participated in the disposition of this matter:

ART GRAHAM, Chairman
JULIE I. BROWN
DONALD J. POLMANN
GARY F. CLARK
ANDREW GILES FAY

ORDER SUSPENDING PROPOSED TARIFFS

BY THE COMMISSION:

Background

On April 1, 2019, Duke Energy Florida, LLC (Duke) filed a petition for approval of its 2019 revisions to its underground residential differential tariffs and associated charges. These tariffs represent the additional costs Duke incurs to provide underground service in place of overhead service in new residential subdivisions. This order suspends the proposed tariff. We have jurisdiction over this matter pursuant to Sections 366.03, 366.04, 366.05, and 366.06, Florida Statutes (F.S.).

Decision

On April 1, 2019, Duke filed a petition for approval of its 2019 revisions to its underground residential differential tariffs and associated charges. Commission staff requested that the tariff be suspended to allow staff sufficient time to review the petition and gather all pertinent information in order to present this Commission with an informed recommendation on the tariff proposal.

Pursuant to Section 366.06(3), F.S., we may withhold consent to the operation of all or any portion of a new rate schedule, by delivering to the utility a reason or written statement of good cause for doing so within 60 days. We find that the reason stated above is good cause consistent with the requirement of Section 366.06(3), F.S.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that Duke Energy Florida, LLC's proposed tariffs concerning its 2019 revisions to its underground residential differential tariffs and associated charges shall be suspended. It is further

Received by: Clerk of BCC June 3, 2019 CAS
c: County Mayor
Commissioner Districts 1, 2, 3 & 6 only
County Administrator
Utilities Department Director Ray Hanson

ORDERED that the docket shall remain open pending the our vote on the proposed tariff revisions.

By ORDER of the Florida Public Service Commission this 3rd day of June, 2019.



ADAM J. TEITZMAN
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.

WLT

NOTICE OF FURTHER PROCEEDINGS

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.