



Public Service Commission

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DATE: June 11, 2003
TO: Kay Flynn, Division of the Commission Clerk and Administrative Services
FROM: Cochran Keating, Office of the General Counsel WCK
Todd Bohrmann, Division of Economic Regulation Tb
RE: Docket No. 030001-EI - Fuel and Purchased Power Cost Recovery Clause with Generating Performance Incentive Factor

Confidential Document Nos. 12005-01 and 15053-01

By Order No. PSC-01-2530-CFO-EI, issued December 28, 2001, in Docket No. 010001-EI, the Commission granted Florida Power & Light Company's (FPL) request for confidential classification of information contained in Document No. 12005-01. By Order No. PSC-01-2535-CFO-EI, issued December 28, 2001, in Docket No. 010001-EI, the Commission granted FPL's request for confidential classification of information contained in Document No. 15053-01. Both documents contained confidential responses from FPL to specified Commission staff discovery.

Both orders recognized that this information could be used in a subsequent proceeding. The subsequent proceeding occurred in Docket No. 011605-EI. The confidential information contained in Document Nos. 12005-01 and 15053-01 was not made part of the record in that proceeding. Pursuant to Section 366.093(2), Florida Statutes, these two documents should be returned to FPL.

WCK
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