

## ORIGINAL Florida Power & Light Company, 215 S. Monroe St., Suite 810, Tallahassee, FL 32301

June 20, 2003

### HAND DELIVERED

Ms. Blanca S. Bayó, Director Division of Commission Clerk and Administrative Services Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, Florida 32399-0850 COMMISSION

Re: Fuel and Purchased Power Cost Recovery Clause with Generating Performance Incentive Factor - FPSC Docket No. 030001-EI

Dear Ms. Bayó:

Enclosed please find a copy of Florida Power & Light Company's Notice of Intent To Request Confidential Classification regarding FPL's supplemental response to Staff's discovery request No. 8. filed on June 18, 2003, along with a copy of the redacted response. A complete, unredacted version of the Confidential response was filed with the Clerk and is available for Staff's review.

Please contact me should you or your Staff have any questions regarding this filing at (561) 691-7100.

RECEIVED & FILED BUREAU OF RECORDS

Sincerely,

R. Wade Litchfield

RWL:ec Enclosure cc: All Parties of Record (without enclosure)

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# ORIGINAL

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

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In Re: Fuel and Purchased Power Cost Recovery Clause With Generating Performance Incentive Factor DOCKET NO. 030001-EI DATED: June 20, 2003

#### FLORIDA POWER & LIGHT COMPANY'S NOTICE OF INTENT TO REQUEST CONFIDENTIAL CLASSIFICATION

Florida Power & Light Company ("FPL"), pursuant to Section 366.093, Florida Statutes and Rule 25-22.006(3)(a), Florida Administrative Code, hereby files this Notice of Intent to Request Confidential Classification and states the following:

1. FPL's supplemental response to Request No. 8 to Staff Questions for FPL in response to June 13, 2003 Mid-Course Correction filing ("Staff Questions") contains confidential, proprietary business information of FPL. A copy of the Staff Questions is attached. Accordingly, pursuant to Rule 25-22.006(3)(a), FPL hereby gives notices of its intent to seek confidential classification with respect to its responses.

2. Contemporaneously herewith, FPL is providing to the Division of the Commission Clerk and Administrative Services its response to the Staff Questions in an envelope marked "CONFIDENTIAL." The information for which FPL will seek confidential classification has been highlighted in yellow. A copy of this Notice of Intent is being provided to Cochran Keating, a member of the Division requesting the confidential information.

3. In accordance with Rule 25-22.006(3)(a) and (4), Florida Administrative Code, FPL will file a request for confidential classification of said proprietary

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confidential business information within twenty-one (21) days of the filing of this Notice of Intent.

Respectfully submitted,

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John T. Butler, P.A. Florida Bar No. 283479 Steel Hector & Davis LLP Attorneys for Florida Power & Light Company 200 South Biscayne Boulevard Suite 4000 Miami, Florida 33131-2398 Telephone: 305-577-2939

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#### **CERTIFICATE OF SERVICE**

I, THE UNDERSIGNED COUNSEL, HEREBY CERTIFY that a copy of Florida Power & Light Company's Notice of Intent to Request Confidential Classification, has been served via first class mail, postage prepaid to the parties listed below, this 20th day of June 2003:

Wm. Cochran Keating, IV, Esq. Division of Legal Services Florida Public Service Commission 2540 Shumard Oak Blvd. Tallahassee, Florida 32399-0850

Robert Vandiver, Esq. Jack Shreve, Esq. Office of Public Counsel 111 West Madison Street Room 812 Tallahassee, Florida 32399

Norman H. Horton, Esq. Floyd R. Self, Esq. Messer, Caparello & Self Attorneys for FPUC 215 South Monroe Street, Suite 701 Tallahassee, Florida 32302-0551

John W. McWhirter, Jr., Esq. McWhirter, Reeves, McGlothlin, Davidson, et al. Attorneys for FIPUG P. O. Box 3350 Tampa, Florida 33602 Lee L. Willis, Esq. James D. Beasley, Esq. Ausley & McMullen Attorneys for TECO P.O. Box 391 Tallahassee, Florida 32302

James A. McGee, Esq. Florida Power Corporation P.O. Box 14042 St. Petersburg, Florida 33733

Joseph A.McGlothlin, Esq. Vicki Gordon Kaufman, Esq. McWhirter, Reeves, McGlothlin, Davidson, et al. Attorneys for FIPUG 117 South Gadsden Street Tallahassee, Florida 32301

Jeffrey A. Stone, Esq. Russell A. Badders, Esq. Beggs & Lane Attorneys for Gulf Power P.O. Box 12950 Pensacola, Florida 32591-2950

ΔA R. WADE LITCHFIELD