



ORIGINAL

Florida Power & Light Company, P.O. Box 029100, Miami, FL 33102-9100

Law Department
(305) 552-3922

April 16, 2004

VIA HAND DELIVERY

Ms. Blanca S. Bayó, Director
Division of the Commission Clerk and
Administrative Services
Florida Public Service Commission
Betty Easley Conference Center, Room 110
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

RECEIVED-FPSC
APR 16 PM 1:33
COMMISSION
CLERK

Re: CONFIDENTIAL DOCUMENT FILING
Docket No. 040206-EI
Florida Power & Light Company's ("FPL's") Notice of Intent to Request
Confidential Classification for Certain Documents and Information Filed in
Connection with FPL's Response to Staff's First Set of Interrogatories

Dear Ms. Bayó:

Enclosed for filing on behalf of FPL are the original and seven (7) copies of a Notice of Intent to Request Confidential Classification, together with a diskette containing the electronic version of same. The enclosed diskette is 2HD density; the operating system is Windows 2000; and the word processing software in which the document appears is Word 97 SR-2.

The Notice of Intent pertains to certain information responsive to Florida Public Service Commission Staff's First Set of Interrogatories to FPL, Interrogatory No. 23, in Docket No. 040206-EI.

Please note that the separate envelope stamped "CONFIDENTIAL" contains the information that is CONFIDENTIAL. To facilitate the confidential handling of this document, we have stamped each page containing confidential information CONFIDENTIAL

- AUS _____
- CAF _____
- CMP _____
- COM _____
- CTR _____
- ECR
- GCL _____
- GPC _____
- MMS _____
- SEC
- OTH

records

RECEIVED & FILED

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FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

04584 APR 16 04

FPSC-COMMISSION CLERK

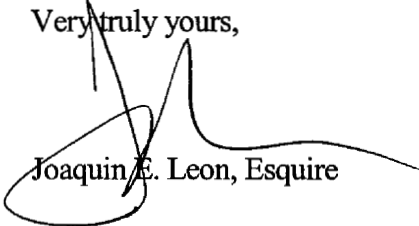
Ms. Blanca S. Bayó, Director
Division of the Commission Clerk and
Administrative Services
Florida Public Service Commission
April 16, 2004
Page 2

and enclosed it in a separate envelope labeled CONFIDENTIAL. Only the portions of the documents highlighted are CONFIDENTIAL.

Copies of the Notice of Intent without the confidential documents have been served upon the Division of Legal Services and all parties of record. So that your office will have redacted copies available for public disclosure, two redacted copies are enclosed as well.

If you or your Staff have any questions regarding this transmittal, please contact me at (305) 552-3922.

Very truly yours,



Joaquin E. Leon, Esquire

JEL:alc
Enclosures

cc: Jennifer Brubaker, Senior Attorney
Parties of Record w/enclosure

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition to Determine Need for) Docket No. 040206-EI
Turkey Point Unit 5 Power Plant)
by Florida Power & Light Company.) Dated: April 16, 2004
_____)

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


Pursuant to Rule 25-22.006(3)(a), Florida Administrative Code, Florida Power & Light Company ("FPL") files this Notice of Intent to Request Confidential Classification for certain information provided in response to Interrogatory No. 23 of the Florida Public Service Commission ("PSC" or the "Commission") Staff's ("Staff's") First Set of Interrogatories, which were served on FPL via U.S. Mail on March 22, 2004. FPL, pursuant to Rule 25-22.006(3)(a), requests confidential handling of the documents contained in the attached envelope marked "CONFIDENTIAL," the highlighted portions of which are the information FPL asserts is confidential. In addition, two redacted copies of Interrogatory No. 23 of Staff's First Set of Interrogatories are appended to this Notice.

The information for which FPL intends to request confidential classification is sensitive contractual data related to power purchase agreements. FPL is negotiating with the counterparties to the power purchase agreements to reduce the scope of the request.

Respectfully submitted,

R. Wade Litchfield
Natalie F. Smith
Florida Power & Light Company
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700 Universe Boulevard
Juno Beach, FL 33408
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By: 
David M. Lee
Fla. Bar No.: 103152

DOCUMENT NUMBER-DATE

04584 APR 16 04

FPSC-COMMISSION CLERK

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, without the confidential document, has been hand-delivered (*) and has been furnished by United States Mail this 16th day of April, 2004, to the following:


Jennifer Brubaker, Esq.*
Senior Attorney
Florida Public Service Commission
Gerald L. Gunter Building
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

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Myron Rollins
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Overland Park, KS 66211

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Buck Oven
Siting Coordination Office
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Tallahassee, FL 32301

Jon C. Moyle, Jr., Esq.
Cathy M. Sellers, Esq.
Moyle Flanigan Katz Raymond &
Sheehan, P.A.
The Perkins House
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Tallahassee, FL 32301

By: 
Joaquin E. Leon, Esquire
Fla. Bar No. 230197