



ORIGINAL

Natalie F. Smith P.O. Box 029100, Miami, FL 33102-9100
Attorney
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, FL 33408-0420
(561) 691-7207
(561) 691-7135 (Facsimile)

June 24, 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
2540 Shumard Oak Boulevard, Room 110
Tallahassee, FL 32399-0850

Re: Florida Power & Light Company's Request for Confidential Classification of
Certain Information Obtained in Connection with Audit No. 04-096-4-1
Docket No. 040001-EI

Dear Ms. Bayó:

Enclosed for filing in the above-referenced docket are the original and seven (7) copies of Florida
Power & Light Company's (FPL's) Request for Confidential Classification of Certain Information
Obtained in Connection with Audit No. 04-096-4-1. The original includes Exhibits A, B, C and D. The 7
copies do not include Exhibits A and B.

Exhibit A consists of copies of certain documents obtained in connection with the above-
referenced audit on which all information that FPL asserts is entitled to confidential treatment has been
highlighted. Exhibit A is submitted for filing in a separate, sealed folder marked "EXHIBIT A -
CONFIDENTIAL." Exhibit B is an edited version of Exhibit A, in which the information FPL asserts is
confidential has been redacted. Exhibit C consists of FPL's justification for its Request for Confidential
Classification. Exhibit D contains affidavits in support of FPL's Request for Confidential Classification.

Also included in this filing is a computer diskette containing FPL's Request for Confidential
Classification and Exhibit C. The enclosed diskette is HD density, the operating system is Windows
2000, and the word processing software in which the document appears is Word 2000.

In accord with Rule 25-22.006(3)(d), FPL requests confidential treatment of the information in
Exhibit A pending disposition of FPL's Request for Confidential Classification. Please do not hesitate to
contact me should you or your Staff have any questions regarding this filing.

- CMP
COM
CTR
ECR
GCL
OPC
MMS
RCA
SCR
SEC
OTH

RECEIVED & FILED
FPLSC-BUREAU OF RECORDS

Sincerely,
Karel M. Dibi for NFS
Natalie F. Smith

NFS:ec
Enclosures
cc: Gabriela Leon, Audit Manager, FPSC (without enclosures)

DOCUMENT NUMBER-DATE
06980 JUN 24 3
FPSC-COMMISSION CLERK

BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and Purchased Power)
Cost Recovery Clause and Generating)
Performance Incentive Factor)
_____)

DOCKET NO. 040001-EI

FILED: June 24, 2004

**FLORIDA POWER & LIGHT COMPANY'S REQUEST FOR CONFIDENTIAL
CLASSIFICATION OF CERTAIN INFORMATION OBTAINED
IN CONNECTION WITH AUDIT CONTROL NO. 04-096-4-1**

Pursuant to Section 366.093,¹ and Rule 25-22.006,² Florida Power & Light Company ("FPL") requests confidential classification of certain materials obtained by the Florida Public Service Commission ("FPSC" or "Commission") Staff ("Staff") in connection with Audit Control No. 04-096-4-1 (the "Audit") in Docket No. 040001-EI. In support of its Request, FPL states:

1. Petitioner's name and address is as follows:

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

Orders, notices, or other pleadings related to this request should be served on:

¹ All references to "Section" or "§" are to the latest version of the Florida Statutes unless indicated otherwise.

² All references to "Rule" are to the latest version of the Florida Administrative Code unless indicated otherwise.

DOCUMENT NUMBER-DATE
06980 JUN 24 3
FPSC-COMMISSION CLERK

William G. Walker, III
Vice President
Florida Power & Light Company
215 South Monroe Street, Ste. 810
Tallahassee, FL 32301-1859
Telephone: (850) 521-3910
Telecopier: (850) 521-3939

R. Wade Litchfield, Senior Attorney
Natalie F. Smith, Esq.
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, Florida 33408
Telephone: 561-691-7100
Telecopier: 561-691-7135

John T. Butler, Esq.
Steel Hector & Davis, LLP
200 South Biscayne Boulevard
Suite 4000
Miami, Florida 33131-2398

2. During the Audit, Staff requested access to various FPL reports and other documents. By letter dated June 3, 2004, Staff indicated its intent to retain certain working papers from the Audit (the "Working Papers"). The Commission advised FPL that it was maintaining the Working Papers in a Temporary Confidential Status. Per the letter, FPL was given 21 days, or until June 24, 2004, to file a Request for Confidential Classification in accordance with Rule 25-22.006 to protect from disclosure any confidential information contained in the Working Papers. By this pleading, FPL makes such request.

3. The following exhibits are included with and made a part of this request:

a. **Composite Exhibit A consists of one copy of the Working Papers,** on which all information that FPL asserts is entitled to confidential treatment has been highlighted. Composite Exhibit A is submitted separately in a sealed folder marked "CONFIDENTIAL."

b. Composite Exhibit B consists of an edited version of Exhibit A on which all information FPL asserts is entitled to confidential treatment has been redacted.

c. Exhibit C is a table containing a line-by-line and page-by-page identification of the information for which confidential treatment is sought, and, with

regard to each document or portions thereof, references to the specific statutory basis or bases for the claim of confidentiality and to the affidavits in support of the requested classification.

d. Exhibit D consists of the affidavits of Osvaldo J. Lom, Robert Onsgard and Gerard J. Yupp in support of this Request.

4. FPL seeks confidential protection for the information highlighted in Exhibit A. The highlighted information is proprietary confidential business information within the meaning of Section 366.093(3). The information is intended to be, and has been, treated by FPL as confidential.

5. Pursuant to Section 366.093, the information highlighted in Exhibit A is entitled to confidential treatment and is exempt from the disclosure provisions of the public records law. Thus, once the Commission determines that the information in question is proprietary confidential business information, the Commission is not required to engage in any further analysis or review such as weighing the harm of disclosure against the public interest in access to the information.

6. The statutory bases for FPL's assertion of confidentiality with regard to each document or portion thereof are set forth in Exhibit C under the column titled "Florida Statute 366.093(3) Subsection." The letters (b), (d), or (e) in that column refer to the subsection(s) of Section 366.093(3) that provide justification for FPL's request. Further support for FPL's Request for Confidential Classification of the referenced material is provided through the affidavits of Osvaldo J. Lom, Robert Onsgard and Gerard J. Yupp, included as Exhibit D to this Request.

7. Information that FPL asserts is proprietary and confidential business information includes information related to internal auditing reports and associated documents. Such information is proprietary confidential business information pursuant to Section 366.093(3)(b).

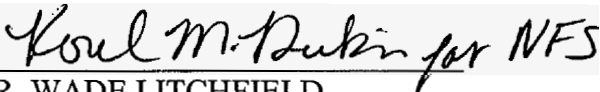
8. Other information that FPL asserts is proprietary confidential business information includes data related to FPL's fuel and power purchase transactions and to FPL's practices and procedures for such transactions. The disclosure of such information would inhibit FPL's ability to enter into power purchase transactions on favorable terms for the benefit of its customers in the future and/or would impair the competitive interests of FPL. Certain of the information would also place FPL at a disadvantage when coupled with other information that is publicly available. The information described in this paragraph is protected from disclosure by Section 366.093(3)(d) and (e).

9. Upon a finding by the Commission that the information highlighted in Exhibit A, and referenced in Exhibit C, is proprietary confidential business information, the information should not be declassified for a period of at least eighteen (18) months and should be returned to FPL as soon as the information is no longer necessary for the Commission to conduct its business. *See* § 366.093(4).

WHEREFORE, for the above and foregoing reasons, as more fully set forth in the supporting materials and affidavits included with this request, Florida Power & Light Company respectfully requests that its Request for Confidential Classification be granted.

Respectfully submitted,

JOHN T. BUTLER, ESQ.
Florida Bar No. 283479
Steel Hector & Davis LLP


R. WADE LITCHFIELD
Florida Authorized House Counsel
NATALIE F. SMITH, ESQ.

Attorneys for Florida Power & Light
Company
200 South Biscayne Boulevard
Suite 4000
Miami, Florida 33131-2398
Telephone: (305) 577-2939
Telecopier: (305) 577-7001

Florida Bar No. 0470200
Attorneys for Florida Power & Light Company
700 Universe Boulevard
Juno Beach, FL 33408-0420
Telephone: (561) 691-7101
Telecopier: (561) 691-7135

CERTIFICATE OF SERVICE

I, **THE UNDERSIGNED COUNSEL, HEREBY CERTIFY** that a copy of Florida Power & Light Company's Request for Confidential Classification of Certain Information Obtained in Connection With Audit Control No. 04-096-4-1, without Exhibits A and B, has been served via first class mail, postage prepaid to the parties listed below, this 24th day of June, 2004.

Wm. Cochran Keating, IV, Esq.
Jennifer Rodan, Esq.
Adrienne Vining, Esq.
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850
Robert Vandiver, Esq.
Office of Public Counsel
111 West Madison Street
Room 812
Tallahassee, Florida 32399

Lee L. Willis, Esq.
James D. Beasley, Esq.
Ausley & McMullen
Attorneys for TECO
P.O. Box 391
Tallahassee, Florida 32302

James A. McGee, Esq.
Progress Energy Florida, Inc.
P.O. Box 14042
St. Petersburg, Florida 33733

Norman H. Horton, Esq.
Floyd R. Self, Esq.
Messer, Caparello & Self
Attorneys for FPUC
P.O. Box 1876
Tallahassee, Florida 32302-1876

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

John W. McWhirter, Jr., Esq.
McWhirter, Reeves, McGlothlin,
Davidson, et al.
Attorneys for FIPUG
400 North Tampa Street, Suite 2450
Tampa, Florida 33602

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


NATALIE F. SMITH, ESQ.

Exhibit C

Justification Table

EXHIBIT C

COMPANY: Florida Power & Light Company
TITLE: List of Confidential Workpapers
AUDIT: FPL., Fuel and Purchased Power Audit from
 January 1 – December 31, 2003
Docket No: 040001-EI
AUDIT CONTROL NO: 04-096-4-1

Workpaper No.	Description	No. of Pages	Conf Y/N	Col No./Line No.	Florida Statute 366.903(3) Subsection	Affiant
9	Notes from Internal Auditor's Workpapers	11	Y	All	(b)	R. Onsgard
9-1	List of all internal audits performed in 2003	2	Y	All	(b)	R. Onsgard
10	Document Record Requests	1 2 3 4 5	N N Y N N	(Request 13A) p. 3, lines 12-20	(b)	R. Onsgard
12-3	Fuel Coal Adjustment	3	N			
44-1/1	A8 Worksheet for the month of March 2003	1	N			
44-1/1-1	Daily Energy Payment Summary	1	Y	p. 1, Cols. A, B, and C; lines 1-37	(d), (e)	O. Lom
44-1/1-2	Billing Statement	1	N			
44-1/1-3	Daily Energy Payment Summary	1	Y	p. 1, Cols. A, B, and C; lines 1-39	(d), (e)	O. Lom
45	Summary of Power Sales	1	N			
45-1	Schedule A6 on Filing	1	N			
45-1/1	Power Sold	1	N			

Workpaper No.	Description	No. of Pages	Conf Y/N	Col No./Line No.	Florida Statute 366.903(3) Subsection	Affiant
45-1/1-1	Power Deal Lambda Report	1	Y	p. 1, Cols. C, H-N, lines 1-36	(d), (e)	G. Yupp
45-1/1-1/1	Answer to Document Record Request 38A	1	N			
45-1/1-2	Estimated Transmission Service Billing Summary	1	N			
45-1/2	Payment Coupon	1	Y	p. 1, line 1, Col. A, lines 4, 16, 23	(d), (e)	G. Yupp
45-1/2-1	Invoice	3	Y	p. 1, Cols. C-F, lines 15-50 p. 2, Cols. C-F, lines 7-47 p. 3, Cols. C-F, lines 7-24	(d), (e)	G. Yupp
46-1/1	Schedule A7 worksheet	1	N			
46-1/1-1	ITS Received Schedule Report	1	Y	All	(d), (e)	O. Lom
47-1/1	March Estimated Purchases Summary	1	N			
47-1/1-1	Economy Energy Purchases	2	N			
47-1/1-1/1	Power Deal Lambda Report	9	Y	p. 1, Cols. C, H, I, K-N, lines 2-47 p. 2, Cols. C, H-N, lines 2-46 p. 3, Cols. C, H, I, K-N, lines 6-48 p. 4, Cols. C, H, I, K-N, line 7; Cols. C, H-N, line 8; Cols. C, H-I, K-N, lines 9-48 p. 5, Cols. C, H-I, K-N, lines 2-47 p. 6, Cols. C, H-I, K-N, lines 2-47 p. 7, Cols. C, H-I,	(d), (e)	G. Yupp

Workpaper No.	Description	No. of Pages	Conf Y/N	Col No./Line No.	Florida Statute 366.903(3) Subsection	Affiant
				K-N, lines 2-47 p. 8, Cols. C, H-I, K-N, lines 2-48 p. 9, Cols. C, H-I, K-N, lines 2-11; Cols. C, H-N, line 12; Cols. C, H-I, K-N, lines 13-41		
47-1/1-2	Invoice	1	N			
47-1/1-2/1	Purchase Statement	4	Y	p. 1, Cols. C-F, lines 15-50 p. 2, Cols. C-F, lines 7-48 p. 3, Cols. C-F, lines 6-49 p. 4, Cols. C-F, lines 7-27	(d), (e)	G. Yupp
47-1/1-2/2	Invoice	1	Y	p. 1, Cols. C-F, lines 15-20	(d), (e)	G. Yupp
47-2	Schedule A9, Economy Purchases Report	2	N			
48-1/1	Fuel Requisition	2	N			
48-1/1-1	Fuel Inventory Analysis	1	N			
48-1/1-2	Fuel Inventory Analysis	1	N			
48-1/1-3	Fuel Inventory Analysis	1	N			
48-1/2	Fuel Requisition	14	N			
48-1/3	Fuel Requisition	26	N			
49	Summary of Schedule A5	1	N			
49-1	Schedule A5	1	N			
49-1/1	Monthly Report of cost and quality of fuel oil for electric plants	2	Y N	p. 1, Cols. H-N, P&Q, lines 1-22 p. 2	(d), (e)	G. Yupp
49-1/1-1	Reconciliation of Form 423 to Schedule A5	1	N			
49-1/1-1/1	Fossil Fuel	1	N			

Workpaper No.	Description	No. of Pages	Conf Y/N	Col No./Line No.	Florida Statute 366.903(3) Subsection	Affiant
	Inventory Report					
49-1/1-1/2	Monthly Report of cost and quality of fuel oil for electric plants	1	Y	p. 1, Cols. H-N, P&Q, lines 1-13	(d), (e)	G.Yupp
49-1/1-2	Monthly report of fuel receipts	2	N			
52	Summary of Hedging Transactions	2	Y	p. 1, line 31 p. 2, Col B, lines 8-10	(d), (e)	G. Yupp
52 p.3	Explanation of flow of Hedging Transactions	1	N			
52 p.4	Identification of gains/losses of Hedging Transactions	1	N			
52-2	Hedging Filing	3	Y	p. 1, Cols. C-F, lines 1a-10a; Cols. C, D, lines 11-12 p. 2, Cols. C-F, lines 1a-10a; Cols. C, D, line 12 p. 3, Cols. C-F, lines 1a-10a; Cols, C, D, line 11	(d), (e)	G. Yupp
52-2/1	Hedging Filing	12	Y	p. 1, Cols. C-F, lines 2-10a; Col. B, lines 12-24 p. 2, Cols. C-F, lines 2-11 p. 3, Cols. C-F, lines 2-11 p. 4, Cols. C-F, lines 2-11 p. 5, Cols. C-F, lines 2-11 p. 6, Cols. C-F, lines 2-11 p. 7, Cols. C-F,	(d), (e)	G. Yupp

Workpaper No.	Description	No. of Pages	Conf Y/N	Col No./Line No.	Florida Statute 366.903(3) Subsection	Affiant
				lines 2-11 p. 8, Cols. C-F, lines 2-11 p. 9, Cols. C-F, lines 2-11 p. 10, Cols. C-F, lines 2-11 p.11, Cols. C-F, lines 2-11 p. 12, Cols. C-F, lines 2-11		
52-2/1-1	Hedging Filing	1	Y	p. 1, Cols. C-F, lines 2-11	(d), (e)	G. Yupp
52-2/1-1/1	Calculation of Gain Summary	1	Y	p. 1, Col. D, lines 5-10, 28; Col. C, lines 11-28, Col E, line 28, line 34	(d), (e)	G. Yupp
52-2/1-1/1-1	EMT Allocation of Oil Financial Instruments	1	Y	p. 1, Col. H, lines 9-18; Cols. F-H, lines 21-26; Col. H, lines 28-36; Col. H, lines 40-47; Col. H, lines 49-56; Cols. G, H, line 57; Col. F, line 59	(d), (e)	G. Yupp
52-2/1-1/1-1/1	EMT Allocation of Oil Financial Instruments	1	Y	p. 1, Col. H, lines 10-18; Cols. F-H, lines 20-26; Col. H, lines 28-36; Col. H, lines 40-42, 44, 46-47, 49-53; Col. G, line 54	(d), (e)	G. Yupp
52-2/2	Hedging Filing	12	Y	p. 1, Cols. C-F, line 2-11; Col. B, lines 14-26 p. 2, Cols. C-F, lines 2-11 p. 3, Cols. C-F, lines 2-11 p. 4, Cols. C-F, lines 2-11 p. 5, Cols. C-F,	(d), (e)	G. Yupp

Workpaper No.	Description	No. of Pages	Conf Y/N	Col No./Line No.	Florida Statute 366.903(3) Subsection	Affiant
				lines 2-11 p. 6, Cols. C-F, lines 2-11 p. 7, Cols. C-F, lines 2-11 p. 8, Cols. C-F, lines 2-11 p. 9, Cols. C-F, lines 2-11 p. 10, Cols. C-F, lines 2-11 p.11, Cols. C-F, lines 2-11 p. 12, Cols. C-F, lines 2-11		
52-2/2-1	Hedging Filing	1	Y	p. 1, Cols. C-F, lines 2-11	(d), (e)	G. Yupp
52-2/2-1/1	Swap Deal Entry	1	Y	p. 1, lines 1, 3; Cols. A, B, line 11; Cols. C, D, E, lines 7-18; Col. B, line 22	(d), (e)	G. Yupp
52-2/2-1/2	Calculation of Gain/Loss Summary	1	Y	p. 1, Col. D, line 1c, lines 1-25; Col. C, lines 1-25	(d), (e)	G. Yupp
52-2/3	Hedging Filing	12	Y	p. 1, Cols. C-F, lines 2-11; Col. B, lines 14-26 p. 2, Cols. C-F, lines 2-12 p. 3, Cols. C-F, lines 2-11 p. 4, Cols. C-F, lines 2-11 p. 5, Cols. C-F, lines 2-11 p. 6, Cols. C-F, lines 2-11 p. 7, Cols. C-F, lines 2-11 p. 8, Cols. C-F, lines 2-11 p. 9, Cols. C-F,	(d), (e)	G. Yupp

Workpaper No.	Description	No. of Pages	Conf Y/N	Col No./Line No.	Florida Statute 366.903(3) Subsection	Affiant
				lines 2-11 p. 10, Cols. C-F, lines 2-11 p. 11, Cols. C-F, lines 2-11 p. 12, Cols. C-F, lines 2-11		
52-2/3-1	Hedging Filing	23	Y	p. 1, Cols. C-F, lines 2-11 p. 2, Col. N, line 4; Cols. B, D, E, L, M, line 10; Cols. E, L, M, lines 12, 14, 16, 18, 20; Cols. B, D, E, H, L, M, line 26; Cols. E, L, M, line 28 p. 3, lines 3,4,5,8,9, 11-17, 22-23 p. 4, All p. 5, All p. 6, lines 1, 5, 18, 26; Cols. C, D, lines 28; Col. A, line 29; Col. B, line 35 p. 7, Col. A, line 14; Cols. B-E, lines 15-17; Cols. C, E, lines 18-19 p. 8, lines 4,5,7, 10-11, 13-20, 25, 26 p. 9, Col. B, lines 12-38 p. 10, Col. B, lines 6-30 p. 11-19, All p. 20, Cols. A-C, lines 16, 18, 20; Col. C, lines 25-27; Col. C, line	(d), (e)	G. Yupp

Workpaper No.	Description	No. of Pages	Conf Y/N	Col No./Line No.	Florida Statute 366.903(3) Subsection	Affiant
				<p>43</p> <p>p. 21, Cols. A-D, lines 15-18; Cols. A, D, line 19-20; Cols. B, D, lines 21-22</p> <p>p. 22, Col. B, lines 13-39</p> <p>p. 23, Col. B, lines 6-30</p>		
52-3	Request 4A	2	N			
52-3/1	Example of Fuel transaction process	40	Y	<p>p. 1, lines 1, 3, 7-18, 22</p> <p>p. 2, Cols. B, D, E, G, K, M, line 11; Cols. E, M, lines 13, 15, 17; Cols. B, D, E, G, K, M, line 21; Cols. E, M, lines 23, 25, 27; Cols. B, D, E, G, K, M, line 31</p> <p>p. 3, Cols. E, M, lines 5, 7, 9, 11, 13; Col. M, line 17; Cols. B, D, E, G, H, K, L, M, line 19; Cols. E, K, M, lines 21, 23, 25, 27, 29</p> <p>p. 4, Cols. B, D, E, G, K, M, line 5; Cols. E, M, lines 7, 9, 11, 13, 15; Cols. E, L, M, lines 17, 19, 21-24</p> <p>p. 5, line 1; Col. A, line 4, Col. B, line 8, Col. B, line 18; Col. E, lines 25-26, 28; Cols. C, D, lines 26, 29; Col. D, line</p>	(d), (e)	G. Yupp

Workpaper No.	Description	No. of Pages	Conf Y/N	Col No./Line No.	Florida Statute 366.903(3) Subsection	Affiant
				<p>32</p> <p>p. 6, line 4; Cols. C-F, lines 15-29; Cols. D, F, lines 31-32; Col. E, lines 38-39</p> <p>p. 7, Cols. B-G, lines 14-21; Col. G, line 22</p> <p>p. 8, line 1; Col. A, line 4; Col. B, line 8; Col. B, line 18, 24; Col. C-D, lines 26, 29</p> <p>p. 9, line 4, Cols. C-F, lines 15-18; Cols. D, F, lines 19-20</p> <p>p. 10, Cols. B-G, lines 14-15; Col. G, line 16</p> <p>p. 11, Col. D, line 1; Cols. C, E, I, lines 2-35</p> <p>p. 12, Col. D, lines 3-4, 8-9, 11; Cols. D, F, line 12; Col. D, lines 13-14, 16-17</p> <p>p. 13, Cols. A-D, lines 10-40; Cols. B-D, line 42; Cols. A-E, line 46-53; Cols. B-D, line 55; Col. E, line 60; Cols. A-E, line 64-66; Col. D, line 67; Col. E, line 68; Col. D, E, line 71; Col. D, line 72; Col. F, lines 13, 16, 19, 22, 27</p> <p>p. 14, Cols. A, C-E, lines 5-15; Col. A, C-E, lines</p>		

Workpaper No.	Description	No. of Pages	Conf Y/N	Col No./Line No.	Florida Statute 366.903(3) Subsection	Affiant
				<p>17-28; Cols. C, E, line 29</p> <p>p. 15, Cols. C, D, lines 7-12, 14-18</p> <p>p. 16, Col. B, lines 4-9; Cols. A-B, lines 15-17; Cols. A-C, lines 46-66; Col. C, lines 10, 12, 18, 20-28, 31-42, 46-66</p> <p>p. 17, Col. D, lines 6-20; Col. B, lines 24, 26-31</p> <p>p. 18, lines 59, 61-63</p> <p>p. 19, Col. J, lines 6-22, 25-26; Col. K, line 13</p> <p>p. 20, Col. F, lines 10-24, 26-28</p> <p>p. 21 N</p> <p>p. 22, Col. M, lines 14-32, lines 33-35</p> <p>p. 23, Col. M, lines 14-27</p> <p>p. 24, Cols. L, M, lines 14-23; Col. M, lines 24-27</p> <p>p. 25, Cols. L, M, lines 14-24, Col. M, lines 25-28</p> <p>p. 26, Col. M, lines 14-47</p> <p>p. 27, Cols. L, M, lines 5-13; Col. M, lines 14-15; Col. L, M, line 16; Col. M, line 17</p> <p>p. 28, Cols. L, M, lines 14-47; Col.</p>		

Workpaper No.	Description	No. of Pages	Conf Y/N	Col No./Line No.	Florida Statute 366.903(3) Subsection	Affiant	
				M, line 48 p. 29, Cols. L, M, lines 5-53 p. 30, Cols. L, M, line 5-53 p. 31, Cols. L, M, line 5-53 p. 32, Cols. L, M, line 5-53 p. 33, Cols. L, M, line 5-53 p. 34, Cols. L, M, line 5-31; Col. M, lines 30-36 p. 35, Cols. L, N, lines 14-17; Col. N, lines 18-21; Col. L, lines 22, 24 p. 36, Cols. C, D, lines 4-6, Col. D, lines 8-9; Cols. C-D, line 10 p. 37, N p. 38, N p. 39, Cols. M-O, line 24; Col. O, line 25; Col. O, lines 35-36 p. 40, Col. O, line 5			
52-3/1-1	Settle Price	1	N				
52-4	Energy Marketing and Trading	61	Y	All	(e)	G. Yupp	
57-4	Fossil Fuel Inventory	2	N				
57-5	Fuel Used Report	2	N				

Exhibit D

AFFIDAVITS

EXHIBIT D

**BEFORE THE FLORIDA
PUBLIC SERVICE COMMISSION**

In re: Florida Power & Light Company's)
Request for Confidential Classification)
of Certain Information Obtained Pursuant)
to Audit Control No. 04-096-4-1)

Docket No: 040001-EI

Filed June 24, 2004

STATE OF FLORIDA)
)
PALM BEACH COUNTY)

AFFIDAVIT OF ROBERT ONSGARD


BEFORE ME, the undersigned authority, personally appeared Robert Onsgard, who, being first duly sworn, deposes and says:

1. My name is Robert Onsgard. I am currently employed by Florida Power & Light ("FPL") as Manager, Internal Auditing. I have personal knowledge of the matters stated in this affidavit.

2. With respect to Exhibit C, I have reviewed the documents and information for which I am listed as Affiant and which are included in Exhibit A to FPL's Request for Confidential Classification. Documents or materials that I have reviewed and which are asserted by FPL to be proprietary confidential business information contain or constitute information relating to internal auditing controls and reports of internal auditors. To the best of my knowledge, FPL has maintained the confidentiality of these documents and materials.

3. Consistent with the provisions of the Florida Administrative Code, such materials should remain confidential for a period of not less than 18 months. In addition, they should be returned to FPL as soon as the information is no longer necessary for the Commission to conduct its business so that FPL can continue to maintain the confidentiality of these documents.

4. Affiant says nothing further.



Robert Onsgard

SWORN TO AND SUBSCRIBED before me this 21st day of June, 2004, by Robert Onsgard, who is personally known to me or who has produced DRIVERS LICENSE (type of identification) as identification and who did take an oath.

Lois M. Crews
Notary Public, State of Florida

My Commission Expires:

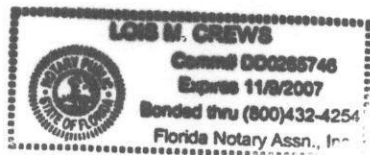


EXHIBIT D

STATE OF FLORIDA)
)
COUNTY OF MIAMI-DADE)


AFFIDAVIT OF OSVALDO J. LOM

BEFORE ME, the undersigned authority, personally appeared Osvaldo J. Lom who, being first duly sworn, deposes and says:

1. My name is Osvaldo J. Lom. I am employed by Florida Power & Light Company ("FPL") as Supervisor, Purchase Power Contracts, Wholesale Services. My business address is 9250 West Flagler Street, Miami, Florida. I have personal knowledge of the matters stated in this affidavit.

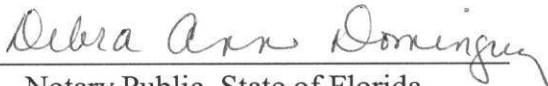
2. I have reviewed the information for which I am listed in Exhibit C as Affiant and which is included in Exhibit A to FPL's Request for Confidential Classification of Materials Obtained in Connection With Audit Control No. 04-096-4-1. Documents or materials that I have reviewed and which are asserted by FPL to be proprietary confidential business information contain or constitute data related to FPL's power purchase transactions. The disclosure of such information would inhibit FPL's ability to enter into power purchase transactions on favorable terms for the benefit of its customers in the future and/or would impair the competitive interests of FPL. Certain of the information would also place FPL at a disadvantage when coupled with other information that is publicly available. To the best of my knowledge, FPL has maintained the confidentiality of this information.

3. Affiant says nothing further.



Osvaldo J. Lom

SWORN TO AND SUBSCRIBED before me this 22 day of June 2004, by Osvaldo J. Lom, who is personally known to me or who has produced _____ (type of identification) as identification and who did take an oath.



Notary Public, State of Florida
6/22/04

My Commission Expires: April 20, 2008

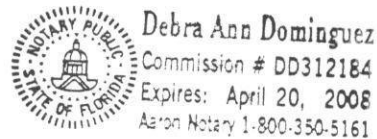


EXHIBIT D

STATE OF FLORIDA)
)
)
PALM BEACH COUNTY)

AFFIDAVIT OF GERARD J. YUPP

BEFORE ME, the undersigned authority, personally appeared Gerard J. Yupp, who, being first duly sworn, deposes and says:

1. My name is Gerard J. Yupp. I am currently employed by Florida Power & Light Company (FPL), Energy Marketing and Trading (EMT) Division, as Manager of Regulated Wholesale Power Trading. I have personal knowledge of the matters stated in this affidavit.

2. With respect to Exhibit C, I have reviewed the documents and information for which I am listed as Affiant and which are included in Exhibit A to FPL's Request for Confidential Classification of Certain Information Obtained in Connection With Audit Control No. 04-096-4-1. Documents or materials that I have reviewed and which are asserted by FPL to be proprietary confidential business information contain or constitute data related to FPL's fuel and power purchase transactions and to FPL's practices and procedures for such transactions. The disclosure of such information would inhibit FPL's ability to enter into power purchase transactions on favorable terms for the benefit of its customers in the future and/or would impair the competitive interests of FPL. Certain of the information would also place FPL at a disadvantage when coupled with other information that is publicly available.

3. Consistent with the provisions of the Florida Administrative Code, such materials should continue to remain confidential for an additional period of not less than 18 months. In addition, they should be returned to FPL as soon as the information is no longer necessary for the Commission to conduct its business so that FPL can maintain the confidentiality of these documents.

4. Affiant says nothing further.

Gerard J. Yupp

Gerard J. Yupp

SWORN TO AND SUBSCRIBED before me this *22nd* day of June, 2004, by Gerard J. Yupp, who is personally known to me or who has produced *personally known* (as identification) as identification.

Marie B. Lopez

Notary Public, State of Florida

My Commission Expires: *7/17/04*

