



Natalie F. Smith
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 Florida Power & Light Company
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ORIGINAL

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COMMISSION
 CLERK

March 3, 2005

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 Materials Provided in Connection with the Storm Cost Recovery Audit No. 04-343-4-1**
~~Docket No. 041291-EL~~, In re: **Florida Power & Light Company's Petition for Authority to Recover Prudently Incurred Storm Restoration Costs Related to the 2004 Storm Season that Exceed the Storm Reserve Balance**

Dear Ms. Bayó:

- CMP** _____ Enclosed for filing are the original and seven (7) copies of Florida Power & Light Company's
- COM** _____ (FPL's) Request for Confidential Classification of Materials Provided in Connection with the Storm Cost
- CTR** _____ Recovery Audit No. 04-343-4-1 in the above-referenced Docket. The original includes Exhibits A, B, C
- ECR** _____ and D. The 7 copies only include Exhibit C.
- GCL** _____ Exhibit A consists of copies of certain documents obtained in connection with the above-
- OPC** _____ referenced audit on which all information that FPL asserts is entitled to confidential treatment has been
- MMS** _____ highlighted. Exhibit A is submitted for filing in a separate, sealed folder marked "EXHIBIT A -
- RCA** _____ CONFIDENTIAL." Exhibit B is an edited version of Exhibit A, in which the information FPL asserts is
- SCR** _____ confidential has been redacted. Exhibit C consists of FPL's justification for its Request for Confidential
- SEC** _____ Classification. Exhibit D contains affidavits in support of FPL's Request for Confidential Classification.
- OTH** _____ Also included in this filing is a computer diskette containing FPL's Request for Confidential
- _____ Classification and Exhibit C in Microsoft Word 2002 format.
- _____ 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.

RECEIVED & FILED

Sincerely,

FPSC-BUREAU OF RECORDS

Natalie F. Smith

NFS:ec
 Enclosures

cc: Iliana Piedra, Audit Manager, Florida Public Service Commission (without enclosures)

DOCUMENT NUMBER - DATE

02235 MAR -3 05

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for authority to recover prudently incurred storm restoration costs related to 2004 storm season that exceed storm reserve balance, by Florida Power & Light Company.) Docket No. 041291-EI
)
)
) Filed: March 3, 2005

**REQUEST FOR CONFIDENTIAL
CLASSIFICATION OF CERTAIN MATERIALS PROVIDED IN
CONNECTION WITH THE STORM COST RECOVERY AUDIT NO. 04-343-4-1**

NOW, BEFORE THIS COMMISSION, through undersigned counsel, comes Florida Power & Light Company ("FPL") and, pursuant to Rule 25-22.006, Florida Administrative Code, and Section 366.093 of the Florida Statutes, hereby requests confidential classification of certain work papers provided to the Florida Public Service Commission ("FPSC" or "Commission") staff ("Staff") in connection with the Storm Cost Recovery Audit No. 04-343-4-1 (hereinafter the "Audit"). In support of its request, FPL states as follows:

1. During the Audit, Staff requested access to various FPL reports and other documents. By letter dated February 10, 2005, Staff indicated its intent to retain certain audit work papers. Pursuant to Rule 25-22.006(3)(a), Florida Administrative Code, FPL was given 21 days from the date of the letter, or until March 3, 2005, to file a formal request for confidential classification with respect to such workpapers.

2. The following exhibits are included herewith and made a part hereof:

a. Exhibit A consists of all documents for which FPL seeks confidential treatment, whether in whole or in part. All information in Exhibit A that FPL asserts is entitled to confidential treatment has been highlighted. Exhibit A is submitted separately in a sealed folder marked "CONFIDENTIAL."

b. Exhibit B consists of edited versions of all documents for which FPL seeks confidential treatment. All information for which FPL requests confidential treatment has been redacted in Exhibit B.

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. Exhibit C is sometimes referred to hereinafter as the "Justification Table."

d. Exhibit D includes the affidavits of Robert H. Adams, Jr., Samuel R. Coleman, Paul J. Seiler, Pamela L. Sonnelitter and Christopher J. Trump in support of this request.

3. FPL submits that the highlighted information in Exhibit A is proprietary confidential business information within the meaning of Section 366.093(3), *Florida Statutes*. To the best of FPL's knowledge, the highlighted information has not been publicly disclosed. Pursuant to Section 366.093, *Florida Statutes*, such information 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.

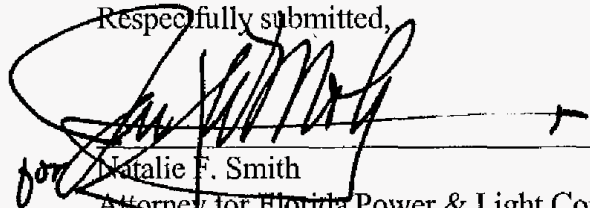
4. As the affidavits of Robert H. Adams, Jr., Samuel R. Coleman, Paul J. Seiler, Pamela L. Sonnelitter and Christopher J. Trump indicate, certain highlighted information consists of contractual vendor data, such as pricing and other terms, the disclosure of which would impair the efforts of FPL to contract for goods and services on favorable terms in the future to the detriment of FPL and its customers. This information is protected by Section 366.093(3)(d),

Florida Statutes. In addition, certain information is competitively sensitive insofar as FPL's contractors and vendors are concerned insofar as disclosure of such information could afford their competitors an unfair advantage in competing for both FPL and non-FPL contracts. This competitively sensitive information is proprietary confidential business information pursuant to Section 366.093(3)(e), Florida Statutes.

5. Upon a finding by the Commission that the material in Exhibit A for which FPL seeks confidential treatment is proprietary confidential business information within the meaning of Section 366.093(3), pursuant to Section 366.093(4) such materials 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.

WHEREFORE, for the above and foregoing reasons, as more fully set forth in the supporting materials and affidavits included herewith, Florida Power & Light Company respectfully requests that its request for confidential classification be granted.

Respectfully submitted,



Natalie F. Smith

Attorney for Florida Power & Light Company

700 Universe Boulevard

Juno Beach, Florida 33408-0420

Tel. (561) 691-7207

Fax: (561) 691-7135

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of Florida Power & Light Company's Request for Confidential Classification of Certain Materials Provided in Connection With Audit No. 04-343-4-1, without Exhibits A, B, and D, was served by United States Mail this 3rd day of March, 2005, to the following:

Wm. Cochran Keating, IV, Esq.
Katherine E. Fleming, Esq.
Florida Public Service Commission
Gerald L. Gunter Building
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Harold McLean, Esq.
Patricia Christensen, Esq.
Office of Public Counsel
The Florida Legislature
111 West Madison Street, Room 812
Tallahassee, FL 32399-1400

John W. McWhirter, Jr., Esq.
McWhirter, Reeves, et al.
400 North Tampa Street, Suite 2450
Tampa, FL 33602
Attorneys for Florida Industrial Power Users Group

Vicki Gordon Kaufman, Esq.
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117 South Gadsden Street
Tallahassee, FL 32301
Attorneys for Florida Industrial Power Users Group

Michael B. Twomey, Esq.
P.O. Box 5256
Tallahassee, FL 32314-5256
Attorney for Thomas P. Twomey and Genevieve E. Twomey

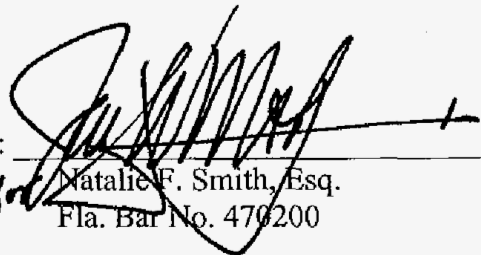
By: 
Natalie F. Smith, Esq.
Fla. Bar No. 470200

EXHIBIT “C”

Justification Table

EXHIBIT C

COMPANY: Florida Power & Light Company
TITLE: List of Confidential Workpapers
AUDIT: FPL, Storm Cost Recovery Audit
AUDIT CONTROL NO: 04-343-4-1

Workpaper No.	Description	No. of Pages	Conf Y/N	Line No/Col No.	Florida Statute 366.093(3) Subsection	Affiant
42	Summary of Data	1	N			
42-1	File Summary Through Nov 2004	2	N			
42-2	Memo	1	N			
42-2/1	Account 186.18	1	N			
42-2/2	Account 186.18	1	N			
42-2/3	Account 186.18	1	N			
42-2/4	Payroll Summary Report	1	N			
42-2/4-1	Misc. Def. Deb. Storm Maintenance	1	N			
42-2/4-2	Payroll Detail	6	N			
42-2/4-3	Reconciliation of Total Regular Hours & OT	2	N			
42-3	Journal Voucher Source	4	N			
42-3/2	On Demand Query Report	4	N			
42-3/3	Account 228.100	4	N			
42-4	Journal Voucher Source	1	N			
42-4/1	On Demand Query Report	10	N			
43	Cash Voucher	1	N			
43-1	Cash Voucher	1	N			
43-2	Sample of Cash Voucher	3	Y	p.1, Col A, lines 38, 41; Col N, lines 38,41; p.2, Col K, line 20 p.3	(d), (e)	C. Trump
			N			

Workpaper No.	Description	No. of Pages	Conf Y/N	Line No/Col No.	Florida Statute 366.093(3) Subsection	Affiant
43-2/1	Sample of Bartech	1	Y	p.1, Col D,G,H,I, lines 13-17, 21-25, 29-34; Col C, F, lines 13-16, 21-24, 29-32; Col F, line 35; Col F,G, line 36; Col G, lines 37,38	(d), (e)	P. Seiler
43-2/2	Corporate Express	1	N			
43-2/2-1	Office Supplies	1	N			
43-2/3	Roof Assessment Expense	1	N			
43-3A	Summary of Cash Vouchers	1	N			
43-3	Sample Run of Cash Vouchers	6	N			
43-3/1	Sample of Cash Vouchers	3	N			
43-3/1-1	Testing of Cash Vouchers over \$400,000	11	Y N	p.1, Col C, line 6; p.3, Col C, line 62 p.2,4-11	(d), (e)	C. Trump, R. Adams
44	Analysis of Storm Cost Expenses	6	N			
44-1	Sample Run of Journal Vouchers	2	N			
44-1/1	Sample of Journal Vouchers	5	N			
44-1/2	Request No. 7	2	N			
44-2	Summary of Journal Vouchers	1	N			
44-2/1	On Demand Query Report	8	N			
44-2/2	On Demand Query Report	5	N			
44-2/3	On Demand Query Report	5	N			
44-2/4	On Demand Query Report	1	N			
44-2/5	On Demand Query Report	3	N			
	Storm Maintenance					

Workpaper No.	Description	No. of Pages	Conf Y/N	Line No/Col No.	Florida Statute 366.093(3) Subsection	Affiant
44-3	Nuclear Restoration	3	N			
44-3/1	Query Report	8	N			
44-3/2	Request No. 18	1	N			
44-3/2-1	Storm Maintenance Account	2	N			
44-3/2-2	Storm Account	7	N			
44-3/3	Query Report	6	N			
44-3/4	Query Report	4	N			
44-3/5	Query Report		N			
44-4	Query Report	8	N			
44-5	Summary	1	N			
44-5/1	On Demand Query Report	6	N			
44-5/2	Service Entry Sheet Master					
44-5/2-1	Purchase Order	16	Y	p.2, Col B, line 25	(d), (e)	P. Sonnellitter
			N	p.1,3-16		
44-6	On Demand Query Report	2	N			
44-6/1	Backup to Request 7	1	N			
44-6/1-1	Document Record Request 31	1	N			
44-6/2	Answer to Request 31, item	1	N			
44-6/2-1	Answer to Request 31, item	18	N			
44-6/2-2	Accruals as of 11/30/04	20	N			
44-6/3-1	November Accrual	1	N			
44-6/3-2	Answer to Request 40	1	N			
44-6/3-3	Answer to Request 40	1	N			
44-7	On Demand Query Report	1	N			
44-7/1	Storm Estimates	1	N			
44-7/1-1	Document Record Request 39	1	N			

Workpaper No.	Description	No. of Pages	Conf Y/N	Line No/Col No.	Florida Statute 366.093(3) Subsection	Affiant
44-7/2	Journal Voucher Entry		N			
44-7/3	Journal Voucher Entry	3	N			
44-7/4	Detail Transactions by Sub Total	6	N			
44-7/5-1	Non-Power Generation Detail	1	N			
44-7/5-2	Detail Transactions by Sub Total	2	N			
44-7/5-3	Detail Transactions by Sub Total	7	N			
44-7/5-4	Non-Power Generation Detail	1	N			
44-7/5-5	Detail Transactions by Sub Total	7	N			
44-7/6	Request 39.1 & 39.3	1	N			
44-7/6-1	Journal Voucher Entry	1	N			
44-7/6-2	Hurricane Damage Estimate	1	N			
44-7/6-3	Hurricane Damage Estimate	1	N			
44-7/6-4	Hurricane Damage Estimate	1	N			
44-7/7	Journal Voucher Entry	4	N			
44-8	Summary of Journal Vouchers	2	Y	p. 1, lines 15,41,43,47; p.2, lines 9,13,15,18,20	(d), (e)	C. Trump
44-8/1	On Demand Query Report	6	N			
44-8/1-1	Substation Work Order	10	N			
44-8/1-2	Substation Work Order	20	N			
44-8/1-3	Answer to Request 14A	2	Y N	p. 1, Col B, lines 18-20; Col C, line 9 p.2	(d), (e)	C. Trump
44-8/1-4	Purchase Order	1	Y	p. 1, Col C, D, lines 11, 23, 35, 47	(d), (e)	C. Trump

Workpaper No.	Description	No. of Pages	Conf Y/N	Line No/Col No.	Florida Statute 366.093(3) Subsection	Affiant
44-8/1-5	Request No. 14A	1	Y	p. 1, Col A, lines 6,23,26,31	(d), (e)	C. Trump
44-8/2	On Demand Query Report	7	Y	p. 2, Col E, lines 24-25	(d), (e)	C. Trump
			N	p. 1,3-7		
44-8/2-1	Substation Work Order	8	Y	p. 1, Col C, lines 11,12 p. 7, Col C, lines 13-17; Col F, line 19	(d), (e)	C. Trump
			N	p. 2-6,8		
44-8/2-2	Purchase Order	4	Y	p.1, Col C, lines 21, 39; Col D, lines 7, 13, 14,21, 23, 27, 39, 43, 46; p. 2, Col C, D, lines 5, 13, 21; p. 3, Col I, lines 2, 4, 7; Col K, line 2;	(d), (e)	C. Trump
			N			
44-8/3	On Demand Query Report	5	N			
44-8/3-1	Substation Work Order	7	Y	p. 1, Col C, lines 14-19; p. 6, Col C, lines 13-16	(d), (e)	C. Trump
			N			
44-8/3-2	Substation Eq	4	Y	2; p. 2, Col C, lines 14-16 p. 3, Col C, lines 5-8		C. Trump
			N	p. 4		
44-8/3-3	FINS Construction Report	1	Y	p. 1, Col N,O, lines 17-18; Col P, lines 17-22	(d), (e)	C. Trump
44-9	On Demand Query Report	9	N			
44-9/1	Detail Transaction Report	1	N			
44-9/1-1	On Demand Query Report	1	N			
44-9/1-2	Request 48	1	N			
44-9/1-3	On Demand Query Report	5	N			
44-9/2	Request 42	1	N			

Workpaper No.	Description	No. of Pages	Conf Y/N	Line No/Col No.	Florida Statute 366.093(3) Subsection	Affiant
44-9/3	List of Invoices	3				
44-9/3-1	Invoice	3	N			
44-10	Summary	1	N			
44-10/1	On Demand Query Report	7	Y	P. 7, Col H, I, J, lines 6-12, 15-21	(d),(e)	P. Sonnelitter
			N	p: 1-6		
44-10/2	Purchase Order	2	N			
44-10/3	Maintenance Service Entry	1	N			
44-10/4	Request 43	1	N			
44-10/4-1	FMIP Report	3	N			
44-10/4-2	Purchase Order	3	N			
44-10/4-3	Accrual Request	2	N			
			N			
45	Materials and	2	N			
45-1	Sample of Materials and	2	N			
45-1/1	Material and Supply Sample Hurricane	2	N			
45-2	Costing of Inventory	2	N			
45-3	Over the Counter	1	N			
45-4	Materials and Supplies	1	N			
45-4/1	Reservation	2	N			
45-4/2	Reservation	2	N			
45-4/3	Reservation	2	N			
45-4/4	Reservation	2	N			
45-4/5	Reservation	2	N			
45-4/6	Reservation	2	N			
45-4/7	Reservation	2	N			
45-5	Log	1	N			
45-6	Materials and Supplies	1	N			
			N			
	Sample					
46A	Vehicle Charges	1	N			
46-1	Run of Vehicle Charges Sample	2	N			
46-1A	Random Number generator	1	N			
46-1/1	Vehicle Rate Development	2	N			
46-1/1-1	2004 Rate Analysis	15	N			
46-1/1-2	2004 Rate	16	N			

Workpaper No.	Description	No. of Pages	Conf Y/N	Line No/Col No.	Florida Statute 366.093(3) Subsection	Affiant
	Analysis					
46-1/1-3	Sample Backup	1	N			
46-1/1-4	DVTR Account Distribution Audit -Trail	3	N			
46-2	Adjusting Entries	51	N			
47	Analysis of Storm Cost Expenses	6	N			
47-1	Payroll Sample	1	N			
47-2A	Bonus	11	N			
47-2	Payroll Sample	4	N			
47-2/1	Bonus Sample	4	N			
47-2/1-1	Bonus Reversals	1	N			
47-2/1-2	Additional Bonus	8	N			
47-2/1-3	Bonus Policy	1	N			
47-2/2	Shift Differential Pay	2	N			
47-2/2-1	Shift Differential Pay	12	N			
47-2/2-2	Shift Differential Explanation	1	N			
47-2/2-2/1	Shift Differential Explanation	1	N			
47-2/3	Temporary Release	5	N			
47-2/3-1	Temporary Release	5	N			
47-2/3-2	Temporary Release Explanation	2	N			
47-2/4	Storm Preparation	8	N			
47-2/4-1	Storm Preparation	5	N			
47-2/4-2	Storm Preparation	1	N			
47-2/4-2/1	Storm Preparation	5	N			
47-2/4-2/2	Storm Preparation	13	N			
47-2/4-2/3	Storm Preparation	6	N			
47-2/4-2/5	Exempt OT	2	N			
47-2/5-1	Exempt OT	1	N			
47-2/5-2	Exempt OT	2	N			
47-2/6	Payroll Loading	2	N			
47-2/6-1	Payroll Loading	4	N			
47-2/6-2	Payroll Loading	4	N			
47-2/6-3	Payroll Loading	1	N			
47-2/7	Sample Item - Time Sheet	1	N			
47-2/8	Payroll Sample	2	N			

Workpaper No.	Description	No. of Pages	Conf Y/N	Line No/Col No.	Florida Statute 366.093(3) Subsection	Affiant
	Item					
47-2/9	Payroll Sample Item	1	N			
47-3	Sample Payroll	12	N			
47-3/1	Time Sheet Code	2	N			
47-3/2	Payroll Explanation	1	N			
47-3/3	Sample Item – Time Sheet	1	N			
47-3/4	Payroll Explanation	1	N			
47-3/5	EAC Payroll Codes	11	N			
47-4	Payroll Sample	5	N			
47-4/1	Title, Dept for Time Sheets	4	N			
47-4/1-1	Duties	2	N			
47-4/2	Storm Daily Records	1	N			
47-4/3	Sample Item – Time Sheets	7	N			
47-4/4	Salary Ranges	1	N			
47-4/5	Daily Storm Records	1	N			
47-4/6	Sample Item – Time Sheets	8	N			
47-4/7	Sample Item – Time Sheets	5	N			
47-4/7-1	Payroll Questions	1	N			
47-4/7-1/1	Payroll Documentation	1	N			
47-4/7-1/2	Payroll Documentation	2	N			
47-4/7-1/3	Payroll Documentation	2	N			
47-4/7-1/4	Payroll Documentation	2	N			
47-4/8	Bonus Sample Item	1	N			
47-5	December Payroll	3	N			
47-5/1	December Timesheet	2	N			
47-5/2	December Timesheet	2	N			
47-6	Statistical Sample	1	N			
47-6/1	Random # for Sample	3	N			
47-7	Determination of Sample Size	1	N			
52	December 2004	2	N			

Workpaper No.	Description	No. of Pages	Conf Y/N	Line No/Col No.	Florida Statute 366.093(3) Subsection	Affiant
	Accrual					
52-1	Request 31 Answer	1	N			
52-1/1	December Accrual Information	1	N			
52-1/2	Restoration Analysis	1	N			
52-2	December Accrual Information	1	N			
52-3	List of Invoices	3	N			
52-3/1	Request 47	1	N			
52-3/2	List of Invoices	5	N			
52-3/3	List of Invoices	3	N			
52-3/4	List of Invoices	1	N			
52-4	Request 32	1	N			
52-4/1	Request 47	1	N			
52-4/2	Request 47	1	N			
52-5	Request 32	2	N			
52-5/1	Request 47	1	N			
52-5/2	Estimated Storm Expenses	2	Y	p. 1, Col A, lines 10-12,35-37; Col B, lines 10,12,13,23-25,36-41; Col C, lines 12,13,24,25,37-41; Col D, line 30; Col F, lines 12,13,24,25,37-41; p. 2, Col A, lines 6-8; Col B, lines 7,9,10-14; Col C, lines 10-14; Col D, lines 4,16; Col F, lines 10-14	(d), (e)	R. Adams
52-5/3	December Accrual Information	1	Y	p. 1, Col B,C,D,G,H,I, lines 4-8; Col E line 7; Col K,L, lines 4-9; Col M, lines 7,9	(d),(e)	R. Adams
52-6	Journal Voucher	11	N			
52-7	December Accrual Information	1	N			
52-7/1	HR ISC Accrual	4	N			

Workpaper No.	Description	No. of Pages	Conf Y/N	Line No/Col No.	Florida Statute 366.093(3) Subsection	Affiant
52-7/1-1	Reconciliation Form	10	Y	p. 2, Col D, lines 11-16,25; Col F, lines 11-16,25,26; p. 3, Col D,E, line 14; Col F, line 25; Col G, line 25; p. 4, Col B,D,F, lines 20,22; Col C,E lines 20,22,30; Col G,H, lines 10,14,15,20,22,23; Col I, lines 8,13,20,22,23; Col J, L, lines 8,13,17,20; Col K, lines 8,13,17,20,24; p. 8, Col C,E,F, lines 8-53; Col G,I, line 43; p. 9, Col C, lines 7-58; Col E,F, lines 7-58,60; Col G, line 60; Col I, lines 60,61	(d), (e)	S. Coleman
			N	p. 1,5-7,10		
52-7/1-2	List of Contractors	6	Y	p. 5, Col F, line 2	(d), (e)	R. Adams
			N	p. 1-4,6		