

State of Florida



ORIGINAL

Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850

RECEIVED FPSC

05 AUG 17 AM 9:30

COMMISSION

-M-E-M-O-R-A-N-D-U-M CLERK

DATE: August 15, 2005

TO: Cochran Keating, Office of the General Counsel

FROM: Andrew Maurey, Division of Economic Regulation *ALM*

RE: Docket No. 050045-EI, Petition for Rate Increase by Florida Power & Light Company – Confidentiality Request – Document No. 07806-05 *JDJ fw TD*

On August 11, 2005, Florida Power & Light Company (FPL or Company) filed a request for confidential classification of Document No. 07806-05. Specifically, the Company requested confidential treatment for the identified portions of FPL's responses to Staff's 5th request for production of documents, No. 55. The proprietary business information in question deals confidential discussions and presentations between FPL and Citigroup regarding securitization.

Staff has reviewed Document No. 07806-05 and recommends FPL's request for confidential classification for the identified portions of this response be granted. Staff is in agreement with the Company that "the confidential information consists of proprietary, confidential business information of Citigroup" and that disclosure of this information could impair the competitive business interests of Citigroup and/or FPL. As such, staff believes this information should be afforded confidential treatment under Section 366.093(3)(e), Florida Statutes.

- CMP cc: CCA – Bureau of Records and Hearing Services
- COM Marshall Willis
- Sam Merta
- CTR Karla Barnes
- ECR
- GCL
- OPC
- RCA
- SCR
- SGA
- SEC 1
- OTH Lockard

DOCUMENT NUMBER-DATE

07966 AUG 17 05

FPSC-COMMISSION CLERK