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06 AUG 21 AM 10:09

August 18, 2006

- VIA OVERNIGHT DELIVERY -

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

RECEIVED-FPSC
06 AUG 21 AM 10:40
COMMISSION
CLERK

Re: Docket No. 060001-EI

Dear Ms. Bayó:

I am enclosing for filing in the above docket the original and seven (7) copies of Florida Power & Light Company's First Request for Extension of Confidential Classification of Certain Documents Responsive to Staff's Third Request for Production of Documents (Nos. 10-12), together with a diskette containing the electronic version of same. The enclosed diskette is HD density, the operating system is Windows XP, and the word processing software is Word 2003.

If there are any questions regarding this transmittal, please contact me at 561-304-5639.

- GMP _____
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- RCA _____
- SCR _____
- SGA _____
- SEC 1
- OTH KUMP, Lockard

Sincerely,

Carol M. Debra for John T. Butler
John T. Butler

Enclosure

Cc: Counsel for parties of record (w/encl.)

DOCUMENT NUMBER-DATE

07479 AUG 21 06

**BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION**

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

DOCKET NO. 060001-EI

FILED: August 21, 2006

**FLORIDA POWER & LIGHT COMPANY'S FIRST REQUEST FOR EXTENSION OF
CONFIDENTIAL CLASSIFICATION OF CERTAIN DOCUMENTS RESPONSIVE TO
STAFF'S THIRD REQUEST FOR PRODUCTION OF DOCUMENTS (NOS. 10-12)**

NOW, BEFORE THE COMMISSION, through undersigned counsel, comes Florida Power & Light Company ("FPL") and, pursuant to Rule 25-22.006 of the Florida Administrative Code and Section 366.093 of the Florida Statutes, hereby submits its First Request for Extension of Confidential Classification of certain documents responsive to Requests 10-12 of Staff's Third Request for Production of Documents in Docket No. 050001-EI (the "Confidential Discovery Responses"). In support of its First Request, FPL states as follows:

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:

William G. Walker, III
Florida Power & Light Company
Vice President
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810
Tallahassee, Florida 32301-1859
(850) 521-3910 Telephone
(850) 521-3939 Facsimile

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DOCUMENT NUMBER-DATE

07479 AUG 21 06

FPSC-COMMISSION CLERK

2. On January 7, 2005, FPL filed its Request for Confidential Classification of the Confidential Discovery Responses. FPL's initial filing consisted of the Request for Confidential Classification and Exhibits A through D.

3. By Order No. PSC-05-0201-CFO-EI, dated February 21, 2005, the Commission granted FPL's request.

4. The period of confidential treatment granted by the Commission will soon expire. The information that was the subject of FPL's January 7, 2005 Request warrants continued treatment as proprietary and confidential business information with the meaning of Section 366.093. Accordingly, FPL hereby submits its First Request for Extension of Confidential Classification.

5. FPL incorporates herein by reference Exhibits A, B, and C from its January 7, 2005 Request.

6. Included herewith and made a part hereof is Exhibit D. Exhibit D consists of the affidavits of Ken Brockway, Walter E. Gwinn, and Gerard Yupp, which affidavits replace the Exhibit D previously filed.

7. FPL submits that the Confidential Discovery Responses are proprietary confidential business information within the meaning of Section 366.093(3). Pursuant to Section 366.093, such materials are entitled to confidential treatment and are 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.

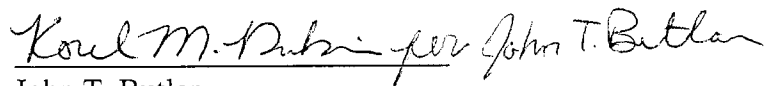
8. The statutory bases for FPL's assertion of confidentiality with regard to each document or portion thereof are set forth in Exhibit C under the column titled "Florida Statute 366.093(3) Subsection." The letters in that column refer to the subsection(s) of Section 366.093(3) that provide justification for FPL's Request. Further support for FPL's First Request for Extension of Confidential Classification of the Confidential Discovery Responses is provided through the affidavits that are attached hereto as Exhibit D.

9. As attested in the affidavits attached hereto as Exhibit D, nothing has changed since the issuance of Order No. PSC 05-0201-CFO-EI to render the Confidential Discovery Responses stale or public, such that continued confidential treatment would not be appropriate. Accordingly, FPL requests that the Confidential Discovery Responses be accorded confidential classification for an additional eighteen month period. FPL further requests that the Confidential Discovery Responses be returned to FPL as soon as they are 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 or incorporated herein by reference, Florida Power & Light Company respectfully requests that its First Request for Extension of Confidential Classification be granted.

Respectfully submitted,

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(561) 304-5639 Telephone
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John T. Butler
Fla. Bar No. 283479

CERTIFICATE OF SERVICE

I, THE UNDERSIGNED COUNSEL, HEREBY CERTIFY that a copy of the foregoing, without exhibits, has been served via overnight delivery (*) or first class mail, postage prepaid to the parties listed below, this 21st day of August, 2006.

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By: Kerul M. Rubin per John T. Butler
John T. Butler