

John T. Butler
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October 20, 2006

- VIA OVERNIGHT 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: Docket No. 060001-EI

Dear Ms. Bayó:

I am enclosing for filing in the above docket the original and seven (7) copies of a supplemental affidavit of Gerard J. Yupp, which provides further support for Florida Power & Light Company's Request for Confidential Classification of Certain Information Provided in Schedule E12 and Exhibits GJY-3, GJY-4, GJY-5 and GJY-6 that was filed on September 22, 2006.

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

Sincerely,



John T. Butler

Enclosure

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

DOCUMENT NUMBER-DATE

09771 OCT 24 06

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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

Docket No. 060001-EI
Date: October 18, 2006

STATE OF FLORIDA)
)
PALM BEACH COUNTY)

AFFIDAVIT OF GERARD YUPP SUPPORTING CONFIDENTIAL CLASSIFICATION OF CERTAIN INFORMATION CONTAINED IN SCHEDULE E12 AND EXHIBITS GJY-3, GJY-4, GJY-5 AND GJY-6

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

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

2. I have reviewed the documents and information for which I am listed as an affiant in Exhibit C and which are included in Exhibit A to FPL's Request for Confidential Classification of Certain Information contained in Schedule E12 and Exhibits GJY-3, GJY-4, GJY-5 and GJY-6 in FPL's projected fuel cost recovery filing in Docket No. 060001-IE. The documents that FPL asserts to be confidential contain contractual data and, in particular, information relating to the competitive interests of FPL, Falcon Gas Storage, Inc. ("MoBay") and Southeast Supply Header, LLC ("SESH"). The disclosure of this information would impair the ability of FPL and these parties to contract on favorable terms in the future. Specifically, FPL is providing contractual data that contains pricing information, non-price terms and Conditions Precedent. The particular contractual terms that FPL asserts to be confidential are not standard for all potential customers and contracts. Therefore, FPL had to negotiate the pricing, non-price terms and Conditions Precedent that are contained in its contracts. FPL was able to negotiate favorable terms on behalf of its customers. The disclosure of FPL's contractual terms could detrimentally affect these parties' current and future negotiations with other potential customers and this, in turn would impact FPL's ability to negotiate with these and other counterparties in future business dealings. To the best of my knowledge, FPL and its counterparties have 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 eighteen (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.

Gerard Yupp
Gerard Yupp

SWORN TO AND SUBSCRIBED before me this 18th day of October 2006, by Gerard Yupp, who is personally known to me or who has produced _____ (type of identification) as identification and who did take an oath.

Jamie A Patterson
Notary Public, State of Florida

My commission Expires:

