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June 5, 2008

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COMMISSION
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-VIA OVERNIGHT DELIVERY -

Ms. Ann Cole, Director
Division of the Commission Clerk and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Re: Docket No. 080007-EI

Dear Ms. Cole:

I am enclosing for filing in the above docket the original and seven (7) copies of Florida Power and Light Company's Notice of Objections and Responses to Staff's Second Request for Production of Documents (No. 3), 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 in which the document appears is Word 2003.

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

Sincerely,

Terry J. Keith
for John T. Butler

- OMP _____
- ODM _____
- OTD _____
- OCR _____
- OC
- OPC _____
- OCA _____
- OCR _____
- OCA _____
- SEC _____
- OTH _____

Enclosure

cc: Counsel for Parties of Record (w/encl.)

DOCUMENT NUMBER-DATE

04836 JUN -6 8

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Environmental Cost)
Recovery Clause)

Docket No. 080007-EI
Filed: June 6, 2008

**FLORIDA POWER & LIGHT COMPANY'S NOTICE OF SERVING OBJECTIONS
AND RESPONSES TO STAFF'S SECOND REQUEST FOR THE PRODUCTION OF
DOCUMENTS (NO. 3)**

Florida Power & Light Company ("FPL") submits the following Objections and Responses to Staff's Second Request for the Production of Documents (No. 3).

I. General Objections.

FPL objects to each and every discovery request, to the extent it calls for information protected by the attorney-client privilege, the work product doctrine, the accountant-client privilege, the trade secret privilege, or any other applicable privilege or protection afforded by law, whether such privilege or protection appears at the time response is first made or is later determined to be applicable for any reason. FPL in no way intends to waive any such privilege or protection. The nature of the any such document(s) will be described in a privilege log filed/prepared by FPL.

FPL objects to providing information that is proprietary, confidential business information without provisions in place to protect the confidentiality of the information. FPL in no way intends to waive claims of confidentiality.

FPL objects to each discovery request and any instructions that purport to expand FPL's obligations under applicable law.

FPL is a large corporation with employees located in many different locations. In the course of its business, FPL creates numerous documents that are not subject to Florida Public Service Commission or other governmental record retention requirements. These documents are kept in numerous locations and frequently are moved from site to site as employees change jobs or as business is reorganized. Therefore, it is possible that not every relevant document may have been consulted in developing FPL's responses to the discovery requests. Rather, these responses provide all the information that FPL obtained after a reasonable and diligent search conducted in connection with these discovery requests. To the extent that the discovery requests propose to require more, FPL objects on the grounds that compliance would impose an undue burden or expense on FPL.

FPL objects to each discovery request to the extent that it seeks information that is not relevant to the subject matter of this docket and is not reasonably calculated to lead to the discovery of admissible evidence.

FPL objects to each and every discovery request to the extent it is vague, ambiguous overly broad, imprecise, or utilizes terms that are subject to multiple interpretations but are not properly defined or explained for purposes of such discovery requests.


FPL expressly reserves and does not waive any and all objections it may have to the admissibility, authenticity or relevancy of the information provided in its responses to Staff's discovery requests.

II. Responses

Pursuant to Rule 28-106.106, Florida Administrative Code and Rule 1.350, Florida Rules of Civil Procedure, and consistent with its prior objections, FPL is hereby enclosing for service to Staff the documents responsive to Staff's First Request for Production of Documents (No.3)

Respectfully submitted this 5th day of June, 2008.

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By  for
John T. Butler
Fla. Bar No. 283479

CERTIFICATE OF SERVICE
Docket No. 080007-EI

I HEREBY CERTIFY that a true and correct copy of the forgoing has been furnished by overnight delivery (*) or U.S. Mail on June 5, 2008 to the following:

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