

**Marguerite McLean**

**From:** John\_Butler@fpl.com  
**Sent:** Monday, June 30, 2008 2:33 PM  
**To:** Filings@psc.state.fl.us  
**Cc:** Charles Beck; burgess.steve@leg.state.fl.us; cecilia\_bradley@oag.state.fl.us; Jeff Stone; Jim Beasley; jbrew@bbrslaw.com; John McWhirter; John Burnett; kelly.jr@leg.state.fl.us; Keino Young; Lisa Bennett; Lee Willis; Joe McGlothlin; miketwomey@talstar.com; nhorton@lawfla.com; Russell Badders; swright@yvlaw.net  
**Subject:** Electronic Filing in Docket 080001-EI/ Florida Power & Light Company's Notice of Serving Objections and Responses to the Florida Industrial Power Users Group's First Set of Interrogatories (Nos. 1-17) and First Request for Production of Documents (Nos. 1  
**Attachments:** Notice of Intent (FIPUG. Discovery Request)FINAL.doc; Notice of Serving, FIPUG'S 1st INTs and 1st PODs (FINAL).doc

**Electronic Filing****a. Person responsible for this electronic filing:**

John T. Butler, Esq.

700 Universe Boulevard

Juno Beach, FL 33408

561-304-5639

John\_Butler@fpl.com

**b. Docket No. 080001-EI**

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

**c. The documents are being filed on behalf of Florida Power & Light Company.****d. There are a total of 4 pages**

**e. The documents attached for electronic filing are Florida Power & Light Company's Notice of Serving Objections and Responses to the Florida Industrial Power Users Group's First Set of Interrogatories (Nos. 1-17) and First Request for Production of Documents (Nos. 1-11) and Florida Power & Light Company's Notice of Intent to Seek Confidential Classification.**

*(See attached file: Notice of Intent (FIPUG. Discovery Request)FINAL.doc)(See attached file: Notice of Serving, FIPUG'S 1st INTs and 1st PODs (FINAL).doc)*

DOCUMENT NUMBER-DATE

05667 JUN 30 8

6/30/2008

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and Purchased Power ) Docket No: 080001-EI  
Cost Recovery Clause with Generating )  
Performance Incentive Factor ) Filed: June 30, 2008

**FLORIDA POWER & LIGHT COMPANY'S  
NOTICE OF INTENT TO SEEK CONFIDENTIAL CLASSIFICATION**

Pursuant to Section 366.093 of the Florida Statutes and Rule 25-22.006 of the Florida Administrative Code, Florida Power & Light Company ("FPL") hereby files its Notice of Intent to Seek Confidential Classification of certain information responsive to the Florida Industrial Power Users Group's (FIPUG's) First Set of Interrogatories (Nos. 1-17) and First Request for Production of Documents (Nos. 1-11), served to FPL electronically on June 13, 2008.

Interrogatory Nos. 1, 2, 4 and 5 and Production of Documents Nos. 1, 2, 6 and 10 seek production of confidential, proprietary business information of FPL. Pursuant to the Order Establishing Procedure in this docket, FPL is to provide Staff with copies of answers and documents responsive to discovery requests of other parties. Accordingly, FPL hereby gives notice of its intent to seek confidential classification of its answers to Interrogatory Nos. 1, 2, 4 and 5 and document responsive to Production of Documents Nos. 1, 2, 6 and 10, pursuant to Rule 25-22.006(3)(a).

Respectfully submitted,

R. Wade Litchfield, Esq.  
Vice President and Associate General Counsel  
John T. Butler, Esquire  
Senior Attorney  
Florida Power & Light Company  
700 Universe Boulevard  
Juno Beach, FL 33408-0420  
Telephone: (561) 304-5639  
Facsimile: (561) 691-7135

By: s/ John T Butler  
John T. Butler  
Fla. Bar No. 283479

DOCUMENT NUMBER - DATE

05667 JUN 30 8

FPSC - COMMISSION CLERK

**CERTIFICATE OF SERVICE**

**Docket No. 080001-EI**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by electronic mail on June 30, 2008 to the following:

Lisa Bennett, Esq.  
Division of Legal Services  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, Florida 32399-0850

J. R. Kelly, Esq.  
Steve Burgess, Esq.  
Office of Public Counsel  
c/o The Florida Legislature  
111 West Madison Street, Room 812  
Tallahassee, Florida 32399

Lee L. Willis, Esq.  
James D. Beasley, Esq.  
Ausley & McMullen  
Attorneys for Tampa Electric  
P.O. Box 391  
Tallahassee, Florida 32302

John T. Burnett, Esq.  
Progress Energy Service Company, LLC  
P.O. Box 14042  
St. Petersburg, Florida 33733-4042

John W. McWhirter, Jr., Esq.  
McWhirter Reeves  
Attorneys for FIPUG  
400 North Tampa Street, Suite 2450  
Tampa, Florida 33602

Norman H. Horton, Jr., Esq.  
Floyd R. Self, Esq.  
Messer, Caparello & Self  
Attorneys for FPUC  
P.O. Box 1876  
Tallahassee, Florida 32302-1876

Jeffrey A. Stone, Esq.  
Russell A. Badders, Esq.  
Beggs & Lane  
Attorneys for Gulf Power  
P.O. Box 12950  
Pensacola, Florida 32576-2950

Michael B. Twomey, Esq.  
Attorney for AARP  
Post Office Box 5256  
Tallahassee, Florida 32314-5256

Office of Attorney General  
Cecilia Bradley  
Capitol-PL 01  
Tallahassee, FL 32399-1050

James W. Brew  
Brickfield, Burchette, Ritts & Stone, The P.C  
1025 Thomas Jefferson Street, NW  
Eight Floor, West Tower  
Washington, DC 2007-5201

By: s/ John T. Butler  
John T. Butler