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April 24, 2012

VIA HAND DELIVERY

Ms. Ann Cole
Commission Clerk
Florida Public Service Commission
Betty Easley Conference Center
2540 Shumard Oak Boulevard, Room 110
Tallahassee, FL 32399-0850

claim of confidentiality
 notice of intent
 request for confidentiality
 filed by OPC

RECEIVED-FPSC
APR 24 PM 3:11
COMMISSION
CLERK

Re: Docket No. 011403-EI

For DN 02580-12, which
is in locked storage. You must be
authorized to view this DN.-CLK

Dear Ms. Cole:

Enclosed for filing on behalf of Florida Power & Light Company ("FPL") are an original and seven (7) copies of FPL's Sixth Request for Extension of Confidential Classification of Materials Provided Pursuant to Audit No. 01-073-4-1. The original includes Revised Exhibits A and B together with Sixth Revised Exhibits C and D. The seven copies do not include copies of the Exhibits.

Revised Exhibit A contains the confidential information that is the subject of FPL's Sixth Request for Extension of Confidential Classification. Revised Exhibit A is submitted for filing separately and marked "**REVISED EXHIBIT A**"- **CONFIDENTIAL**. Revised Exhibit B is an edited version of Revised Exhibit A, in which the information FPL asserts is confidential has been redacted. Sixth Revised Exhibit C contains FPL's Justification table for its Sixth Request for Extension of Confidential Classification. Sixth Revised Exhibit D contains the affidavit of Antonio Maceo in support of FPL's Sixth Request for Extension of Confidential Classification. In accordance with Rule 25-22.006(3)(d), FPL requests confidential treatment of information in Revised Exhibit A pending disposition of FPL's Sixth Request for Extension of Confidential Classification.

Also included herewith is a computer CD containing FPL's Sixth Request for Extension of Confidential Classification and Sixth Revised Exhibit C. The operating system is windows XP, and the processing software is word.

- COM
- APA
- ECR
- GCL
- RAD
- SRC
- ADM
- OPC
- CLK

S+CD Please contact me if you or your Staff has any questions regarding this filing.

Sincerely,

Maria J. Moncada

Enclosures
cc: party of record, w/out exhibits

DOCUMENT NUMBER-DATE

02579 APR 24 2012

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Florida Power & Light Company's
Request for Confidential Classification of
Materials Provided Pursuant to Audit No.
01-073-4-1

Docket No: 011403-EI

Date: April 24, 2012

**FLORIDA POWER & LIGHT COMPANY'S SIXTH REQUEST FOR
EXTENSION OF CONFIDENTIAL CLASSIFICATION OF
MATERIALS PROVIDED PURSUANT TO AUDIT NO. 01-073-4-1**

Pursuant to Section 366.093, Florida Statutes (2011) ("Section 366.093"), and Rule 25-22.006, Florida Administrative Code (2011) ("Rule 25-22.006"), Florida Power & Light Company ("FPL") requests confidential classification of certain material provided to the Staff of the Florida Public Service Commission ("Staff") pursuant to Audit Control No. 01-073-4-1 ("the Audit"). In support of this request, FPL states as follows:

1. On October 29, 2001, FPL filed a Request for Confidential Classification of the Confidential Information, which included Exhibits A, B, C, and D ("October 29, 2001 Request"). By PSC-01-2339-CFO-EI, dated December 5, 2001 ("Order 2339"), the Commission granted FPL's October 29, 2001 Request. FPL adopts and incorporates by reference the October 29, 2001 Request and Order 2339.
2. FPL's First Request for Extension of Confidential Classification was granted on August 4, 2003 by Order No. PSC-03-0892-CFO-EI.
3. FPL's Second Request for Extension of Confidential Classification was granted on March 23, 2005 by Order No. PSC-05-0332-CFO-EI.
4. FPL's Third Request for Extension of Confidential Classification was granted on November 28, 2006 by Order No. PSC-06-0980-CFO-EI.
5. FPL's Amended Fourth Request for Extension of Confidential Classification was granted on November 24, 2008 by Order No. PSC-08-0776-CFO-EI.

DOCUMENT NUMBER-DATE

02579 APR 24 2012

FPSC-COMMISSION CLERK

6. FPL's Fifth Request for Extension of Confidential Classification was granted on November 3, 2010 by Order No. PSC-10-0669-CFO-EI.

7. The period of confidential treatment granted by Order No. PSC-10-0669-CFO-EI will soon expire. Some of the information that was the subject of FPL's November 3, 2010 Request warrants continued treatment as proprietary and confidential business information within the meaning of section 366.093(3), Florida Statutes. Accordingly, FPL hereby submits its Sixth Request for Extension of Confidential Classification.

8. Included herewith and made a part hereof are Revised Exhibit A, Revised Exhibit B and Sixth Revised Exhibit C. Also included is a Sixth Revised Exhibit D which consists of the affidavit of Antonio Maceo.

9. FPL submits that the information identified in Sixth Revised Exhibit C continues to be proprietary confidential business information within the meaning of section 366.093(3), Florida Statutes. 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.

10. As the affidavit provided herewith indicates, the information that FPL asserts is proprietary and confidential business information includes internal auditing controls and reports of internal auditors or information relating to internal auditing reports issued in 2000. This information is protected by Section 366.093(3)(b).

11. FPL requests that this information be accorded continued confidential classification for an additional 18-month period. FPL further requests that the information be

returned to FPL as soon as it is no longer necessary for the Commission to conduct its business.

See § 366.093(4), Fla. Stat.

WHEREFORE, for the above and forgoing reasons, as more fully set forth in the supporting materials and affidavits included herewith and incorporated herein by reference, Florida Power & Light Company respectfully requests that its Sixth Request for Extension of Confidential Classification be granted.

Respectfully submitted,

Maria J. Moncada, Attorney
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, FL 33408
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Facsimile: (561) 691-7135
Email: maria.moncada@fpl.com

By:




Maria J. Moncada
Fla. Bar No. 0773301

CERTIFICATE OF SERVICE
DOCKET NO. 011403-EI

I HEREBY CERTIFY that a true and correct copy of Florida Power & Light Company's Sixth Request for Extension of Confidential Classification* was served via hand delivery this 24th day of April, 2012 to the following:

Rosanne Gervasi
Samantha Cibula
Florida Public Service Commission
Office of the General Counsel
2540 Shumard Oak Blvd.
Tallahassee, FL, 32399-0850

By:  _____
Maria J. Moncada

* Exhibits to this Request are not included with the service copies, but copies of Exhibits C and D are available upon request.

**REVISED
EXHIBIT A**

**CONFIDENTIAL
FILED UNDER SEPARATE COVER**

**REVISED
EXHIBIT B**

REDACTED COPIES

REDACTED

CONFIDENTIAL



59
2 of 3
P.

CONFIDENTIAL

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

9-4 p. 3
3 of 3

**SIXTH REVISED
EXHIBIT C**

JUSTIFICATION TABLE

SIXTH REVISED EXHIBIT C

COMPANY: Florida Power & Light Company
TITLE: List of Confidential Work Papers
DOCKET: 011403-EI
AUDIT CONTROL NO: 01-073-4-1
REVISED DATE: 04/24/12

Work Paper No.	Description	No. of Pages	Conf. Y/N	Line No./Col. No.	Florida Statute 366.093(3) Subsection	Affiant
8-1	Committee Notes	7	N			
9A	Summary Int. & External Audit	3	N			
9-1	Internal Audit Notes	9	N			
9-2	Internal Audit Notes	2	N			
9-3	Internal Audit Notes	5	N			
9-4	Internal Audit Notes	3	Y	Pg. 3, All	(b)	Antonio Maceo
9-5	Internal Audit Notes	3	N			
9-7	Internal Audit Notes	5	N			
9-8	Internal Audit Notes	2	N			
9-9	Internal Audit Notes	3	Y			
9-10	Internal Audit Notes	3	N			
9-11	Internal Audit Notes	1	N			
9-12	Internal Audit Notes	2	N			
9-13	Internal Audit Notes	1	N			
9-14	Internal Audit Notes	1	N			
9-15	Internal Audit Notes	5	N			
9-16	Internal Audit Notes	1	N			
9-17	Internal Audit Notes	2	N			
9-18	Internal Audit Notes	2	N			

9-19	Internal Audit Notes	1	N			
9-20	Internal Audit Notes	5	N			
9-21	Internal Audit Notes	1	N			
9-22	Internal Audit Notes	4	N			
9-23	Internal Audit Notes	1	N			
9-24	Internal Audit Notes	2	N			
9-25	Internal Audit Notes	1	N			
10	Audit Reports	3	N			
59	Reconciliation	3	N Y N	Pg. 1 Pg. 2, All Pg. 3	(b)	Antonio Maceo

**SIXTH REVISED
EXHIBIT D**

AFFIDAVIT

SIXTH REVISED EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Florida Power & Light Company's Request for Confidential Classification of Materials Provided Pursuant to Audit No. 01-073-4-1

Docket No: 011403-EI

Date: April 24, 2012

STATE OF FLORIDA)
COUNTY OF MIAMI-DADE)

AFFIDAVIT OF ANTONIO MACEO

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

1. My name is Antonio Maceo. I am currently employed by Florida Power & Light Company ("FPL") as Manager, Internal Auditing. I have personal knowledge of the matters stated in this affidavit.

2. I have reviewed Exhibit C, and the documents that are included in Revised Exhibit A to FPL's Sixth Request for Extension of Confidential Classification of Materials Provided Pursuant to Audit No. 01-073-4-1, for which I am identified on Sixth Revised Exhibit C as the affiant. Such documents or materials that I have reviewed and which, in whole or in part, are asserted by FPL to be proprietary confidential business information, contain or constitute internal auditing controls and reports of internal auditors or information relating to internal auditing reports issued in 2000. To the best of my knowledge, FPL has maintained the confidentiality of these documents and materials.

3. No significant changes have occurred to render the information stale or public such that continued confidential treatment would not be appropriate. Therefore, the information should remain confidential for a period of at least eighteen (18) months. These materials 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.

[Handwritten signature of Antonio Maceo]
Antonio Maceo

SWORN TO AND SUBSCRIBED before me this 17th day of April, 2012, by Antonio Maceo, who is personally known to me or who has produced (type of identification) as identification and who did take an oath.

[Handwritten signature of Notary Public]
Notary Public, State of Florida

My Commission Expires:

