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August 18, 2022

REDACTED

VIA HAND DELIVERY

Mr. Adam Teitzman
Division of the Commission Clerk and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

RECEIVED-FPSC
2022 AUG 18 PM 12:45
COMMISSION CLERK

**Re: Docket No. 20220001-EI
Florida Power & Light Company Request for Confidential Classification**

Dear Mr. Teitzman:

Enclosed for filing in the above docket is Florida Power & Light Company's ("FPL") Request for Confidential Classification of certain information provided in response to Office of Public Counsel's ("OPC") Third Request for Production of Documents, Nos. 31, 33 and 39. The request includes Exhibits A, B (two copies), C and D.

Exhibit A consists of the confidential documents, and all the information that FPL asserts is entitled to confidential treatment has been highlighted. Exhibit B consists of insert pages indicating each document in Exhibit A is confidential in its entirety. Exhibit C is a justification table in support of FPL's Request for Confidential Classification. Exhibit D contains the declaration in support of FPL's request.

Please contact me if you or your Staff have any questions regarding this filing.

- COM _____
- AFD 1 exh "B" _____
- APA _____
- ECO _____
- ENG _____
- GCL _____
- IDM _____
- CLK _____

Sincerely,

David M. Lee

Enclosures

cc: Counsel for Parties of Record (w/ copy of FPL's Request for Confidential Classification)

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and purchased power cost recovery
clause with generating performance incentive
factor.

Docket No. 20220001-EI

Filed: August 18, 2022

**FLORIDA POWER & LIGHT COMPANY'S
REQUEST FOR CONFIDENTIAL CLASSIFICATION OF
INFORMATION PROVIDED IN RESPONSE TO OFFICE OF PUBLIC COUNSEL'S
THIRD REQUEST FOR PRODUCTION OF DOCUMENTS (Nos. 31, 33 and 39)**

Pursuant to Section 366.093, Florida Statutes (“Section 366.093”), and Rule 25-22.006, Florida Administrative Code, Florida Power & Light Company (“FPL”) hereby requests confidential classification of certain information provided in response to Office of Public Counsel’s (“OPC”) First Request for Production of Documents (Nos. 31, 33 and 39) (the “Confidential Documents”). In support of this Request, FPL states as follows:

1. On July 19, 2022, OPC served its Third Request for Production of Documents on FPL. FPL’s Responses to OPC’s Third Request for Production of Documents Nos. 31, 33 and 39 contain information of a confidential nature within the meaning of Section 366.093(3), Florida Statutes.

2. Contemporaneously with this filing, FPL served its response to OPC’s Third Request for Production of Documents (Nos. 31, 33 and 39) on August 18, 2022. FPL is requesting confidential classification of the Confidential Discovery Responses consistent with Rule 25-22.006, Florida Administrative Code.

3. The following exhibits are attached to and made a part of this Request:

- a. Exhibit A consists of a copy of the Confidential Documents on which all information that FPL asserts is entitled to confidential treatment is highlighted. The documents in Exhibit A are confidential in their entirety.

- b. Exhibit B is an edited version of Exhibit A, in which the information FPL asserts is confidential has been redacted. As the responsive documents are confidential in their entirety, only a corresponding identification page is included for each document.
- c. Exhibit C is a table that identifies the information highlighted in Exhibit A and references the specific statutory basis for the claim of confidentiality and identifies the Declarant who supports the requested classification.
- d. Exhibit D consists of the declaration of Dean Curtland in support of this Request.

4. FPL submits that the highlighted information in Exhibit A is proprietary confidential business information within the meaning of Section 366.093(3), Florida Statutes. This information is intended to be and is treated by FPL as private, and its confidentiality has been maintained. Pursuant to Section 366.093, Florida Statutes (“F.S.”) 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.

5. As the descriptions included in Exhibit C and the declaration described in Exhibit D indicate, the Confidential Documents contain information that if made public, would impair the competitive interests of FPL and the third-parties who provided the information to FPL. Specifically, the confidential documents contain third-parties’ proprietary procedures related to forced outage reports and nuclear equipment inspection reports. This information is protected by

Sections 366.093(3)(e), F.S. To the best of FPL's knowledge, FPL has maintained the confidentiality of the Confidential Documents.

6. Upon a finding by the Commission that the information contained in the Confidential Documents is proprietary and confidential business information, the information should not be declassified for at least eighteen (18) months and should be returned to FPL as soon as it is no longer necessary for the Commission to conduct its business. *See* Section 366.093(4), F.S.

WHEREFORE, for the above and foregoing reasons, as more fully set forth in the supporting materials, Florida Power & Light Company respectfully requests that its Request for Confidential Classification be granted.

Respectfully submitted,

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By: 

David M. Lee
Florida Bar No. 103152

CERTIFICATE OF SERVICE
Docket 20220001-EI

I **HEREBY CERTIFY** that a true and correct copy of the foregoing* has been furnished by electronic delivery on this 18th day of August 2022 to the following:

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By: 

David M. Lee
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*** Copies of Exhibits C and D are available upon request.**

Docket No. 20220001-EI

EXHIBIT “B”

**FPL’s DOCUMENTS RESPONSIVE TO OPC’S
THIRD REQUEST FOR PRODUCTION OF
DOCUMENTS NOS. 31, 33 & 39**

Florida Power & Light Company

Docket No. 20220001-EI

REDACTED VERSION OF CONFIDENTIAL DOCUMENTS

The document (Siemens' Exciter Permanent Magnet Generator Inspection [PTN4 Summer Forced Outage Report]) responsive to OPC's Third Request for Production of Document No. 31 (Bates Nos. FCR-22-003271 to FCR-22-003422) is confidential in its entirety.

Florida Power & Light Company

Docket No. 20220001-EI

REDACTED VERSION OF CONFIDENTIAL DOCUMENTS

The document (Siemens' PTN 4-29 Spring 2016 Generator Crawl-through and Exciter Inspections [PTN4 Spring 2016 Outage Report]) responsive to OPC's Third Request for Production of Document No. 33 (Bates Nos. FCR-22-003577 to FCR-22-003615) is confidential in its entirety.

Florida Power & Light Company

Docket No. 20220001-EI

REDACTED VERSION OF CONFIDENTIAL DOCUMENTS

The document (Siemens' Generator Minor, Exciter Rotor Replacement, Valves [Spring 2019 Outage Report]) responsive to OPC's Third Request for Production of Document No. 33 (Bates Nos. FCR-22-003616 to FCR-22-003727) is confidential in its entirety.

Florida Power & Light Company

Docket No. 20220001-EI

REDACTED VERSION OF CONFIDENTIAL DOCUMENTS

The document (Siemens' Generator Crawl-Through and Exciter Inspection [PTN4 Fall 2014 Outage Report]) responsive to OPC's Third Request for Production of Document No. 33 (Bates Nos. FCR-22-003728 to FCR-22-003770) is confidential in its entirety.

Florida Power & Light Company

Docket No. 20220001-EI

REDACTED VERSION OF CONFIDENTIAL DOCUMENTS

The document (Siemens' PTN U4R33 GNN Mini-Flex Link Replacement, Crawl-Through Inspection, Exciter PMG & Valve Replacement [PTN4 Spring 2022 Outage Report]) responsive to OPC's Third Request for Production of Document No. 33 (Bates Nos. FCR-22-003771 to FCR-22-003856) is confidential in its entirety.

Florida Power & Light Company

Docket No. 20220001-EI

REDACTED VERSION OF CONFIDENTIAL DOCUMENTS

The document (Framatome's Turkey Point 15 X 15 Gripper Observations 10-13-2021) responsive to OPC's Third Request for Production of Document No. 39 (Bates Nos. FCR-22-004428 to FCR-22-004429) is confidential in its entirety.

Florida Power & Light Company

Docket No. 20220001-EI

REDACTED VERSION OF CONFIDENTIAL DOCUMENTS

The document (Framatome's Turkey Point Unit 3 15x15 Gripper Evaluation) responsive to OPC's Third Request for Production of Document No. 39 (Bates Nos. FCR-22-004395 to FCR-22-004427) is confidential in its entirety.

EXHIBIT C

COMPANY: Florida Power & Light Company
TITLE: List of Confidential Documents
DOCKET NO.: 20220001-EI
DOCKET TITLE: Fuel and Purchased Power Cost Recovery Clause with Generating Performance Incentive Factor
SUBJECT: FPL's Response to OPC's Third Request for Production (Nos. 31, 33 and 39).
DATE: August 18, 2022

Item No.	Bates Nos. / Page Nos.	Description	Line No./ Col. No.	Florida Statute 366.093(3) Subsection	Declarant
OPC 3rd POD, No. 31	FCR-22-003271 to FCR-22-003422	Siemens' Exciter Permanent Magnet Generator Inspection [PTN4 Summer Forced Outage Report]	ALL	(e)	Dean Curtland
OPC 3rd POD, No. 33	FCR-22-003577 to FCR-22-003615	Siemens' PTN 4-29 Spring 2016 Generator Crawl-through and Exciter Inspections [PTN4 Spring 2016 Outage Report]	ALL	(e)	Dean Curtland
	FCR-22-003616 to FCR-22-003727	Siemens' Generator Minor, Exciter Rotor Replacement, Valves [Spring 2019 Outage Report]	ALL	(e)	Dean Curtland
	FCR-22-003728 to FCR-22-003770	Siemens' Generator Crawl-Through and Exciter Inspection [PTN4 Fall 2014 Outage Report]	ALL	(e)	Dean Curtland
	FCR-22-003771 to FCR-22-003856	Siemens' PTN U4R33 GNN Mini-Flex Link Replacement, Crawl-Through Inspection, Exciter PMG & Valve Replacement [PTN4 Spring 2022 Outage Report]	ALL	(e)	Dean Curtland
OPC 3rd POD, No. 39	FCR-22-004428 to FCR-22-004429	Framatome's Turkey Point 15 X 15 Gripper Observations 10-13-2021	ALL	(e)	Dean Curtland
	FCR-22-004395 to FCR-22-004427	Framatome's Turkey Point Unit 3 15x15 Gripper Evaluation	ALL	(e)	Dean Curtland

EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and purchased power cost recovery
clause with generating performance incentive
factor.

Docket No: 20220001-EI

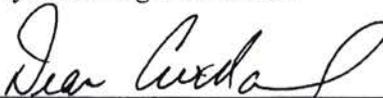
DECLARATION OF DEAN CURTLAND

1. My name is Dean Curtland. I am currently employed by Florida Power & Light Company ("FPL") as Vice President, Nuclear Business Operations. I have personal knowledge of the matters stated in this written declaration.

2. I have reviewed FPL's responses to Office of Public Counsel's Third Request for Production of Documents, Nos. 31, 33 and 39, including Exhibit C and the documents and information included in Exhibit A of FPL's Request for Confidential Classification. The documents and materials in Exhibit A which are asserted by FPL to be proprietary confidential business information contain information relating to the competitive interests of third-parties, the disclosure of which would impair the competitive business of the provider of the information. Specifically, the confidential documents contain third-parties' proprietary procedures related to forced outage reports and nuclear equipment inspection reports. To the best of my knowledge, FPL has maintained the confidentiality of this information.

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. Under penalties of perjury, I declare that I have read the foregoing declaration and that the facts stated in it are true to the best of my knowledge and belief.



Dean Curtland

Date: 8/14/2022