

State of Florida



Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850

-M-E-M-O-R-A-N-D-U-M-

DATE: January 31, 2023
TO: Division of Accounting and Finance, Office of Primary Responsibility
FROM: OFFICE OF COMMISSION CLERK
RE: CONFIDENTIALITY OF CERTAIN INFORMATION

DOCKET NOS: 20210015-EI DOCUMENT NO: 03701-2021

DESCRIPTION: FPL (Moncada) - (CONFIDENTIAL) Certain information provided in second supplemental responses to OPC's 1st request for PODs (Nos. 45 and 57) and 1st set of interrogatories (Nos. 93-96).

SOURCE: Florida Power & Light

The above confidential material was filed along with a request for extension of confidential classification. Please complete the following form by checking all applicable information and forward it to the attorney assigned to the docket, along with a brief memorandum supporting your recommendation.

- The document(s) is (are), in fact, what the utility asserts it (them) to be.
- The utility has provided enough details to perform a reasoned analysis of its request.
- The material has been received incident to an inquiry.
- The material is confidential business information because it includes:
 - (a) Trade secrets;
 - (b) Internal auditing controls and reports of internal auditors;
 - (c) Security measures, systems, or procedures;
 - (d) Information concerning bids or other contractual data, the disclosure of which would impair the efforts of the public utility or its affiliates to contract for goods or services on favorable terms;
 - (e) Information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of information;
 - (f) Employee personnel information unrelated to compensation, duties, qualifications, or responsibilities;
- The material appears to be confidential in nature and harm to the company or its ratepayers will result from public disclosure.
- The material appears not to be confidential in nature.
- The material is a periodic or recurring filing and each filing contains confidential information.

This response was prepared by /s/Aaron Zaslow on 02/03/2023, a copy of which has been sent to the Office of Commission Clerk and the Office of General Counsel.

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-M-E-M-O-R-A-N-D-U-M-

DATE: February 03, 2023

TO: Samantha Cibula, Office of the General Counsel

FROM: Aaron Zaslow, Division of Accounting and Finance

RE: CONFIDENTIALITY OF CERTAIN INFORMATION

DOCKET NOS: 20210015-EI DOCUMENT NO: 03701-2021

DESCRIPTION: FPL (Moncada) - (CONFIDENTIAL) Certain information provided in second supplemental responses to OPC's 1st request for PODs (Nos. 45 and 57) and 1st set of interrogatories (Nos. 93-96).

SOURCE: **Florida Power & Light**

Pursuant to Section 366.093 of the Florida Statutes (F.S.), and Rule 25-22.006, Florida Administrative Code, Florida Power & Light (FPL or Company) requests an extension of confidential classification of certain information filed in the above-referenced docket, dated April 26, 2021.

The Company is claiming confidentiality of its information under Section 366.093(3)(b), Section 366.093(3)(d) and Section 366.093(3)(e), F.S. Per the Statute, propriety of confidential business information includes, but is not limited to: Subsection (b) “[i]nternal auditing controls and reports of internal auditors.” Subsection (d) “[i]nformation concerning bids or other contractual data, the disclosure of which would impair the efforts of the public utility or its affiliates to contract for goods or services on favorable terms.” Subsection (e) “[i]nformation relating to competitive interests, the disclosure of which would impair the competitive business of the provider of information.”

More specifically, the information contains affiliate management fee information related to employee compensation, disclosure of which could affect the utility’s ability to attract and retain employees. Other information consists of reports from internal auditors. In addition, some of the information contains bids or other contractual data (insurance contracts). FPL asserts that if this information is publicly disclosed, such disclosure could harm the competitive interests of the provider of the information.

Staff has reviewed the subject information as well as the Company's extension of confidentiality request, and in staff's opinion, the request meets the criteria for an extension of confidentiality contained in Section 366.093(3)(b), Section 366.093(3)(d) and Section 366.093(3)(e), F.S.