

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:** March 20, 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: 08318-2021

DESCRIPTION: FPL (Moncada) - (CONFIDENTIAL) Certain information provided in response to FL Rising, LULAC, and ECOSWF's 3rd request for PODs (No. 25).

SOURCE: Florida Power & Light

The above confidential material was filed along with a first 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 Dee R. Bump on 4/10/2023, 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-**

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**DATE:** April 10, 2023

**TO:** Suzanne S. Brownless, Special Counsel, Office of the General Counsel

**FROM:** Dale R. Buys, Public Utilities Supervisor, Division of Accounting & Finance 

**RE:** Staff recommendation on Florida Power & Light Company's First Request for Extension of Confidential Classification of Document No. 08318-2021 which includes certain information provided in FPL's response to FL Rising, LULAC, and ECOSWF's 3rd request for PODs (No. 25).

DOCKET NO: 20210015-EI DOCUMENT NO: 08318-2021

SOURCE: Florida Power & Light

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On March 17, 2023, Florida Power & Light Company (FPL) filed its First Request for Extension of Confidential Classification pursuant to Section 366.093(3)(e) of the Florida Statutes (F.S.), and Rule 25-22.006, Florida Administrative Code (F.A.C), for information contained in FPL's response to Florida Rising's, League Of United Latin American Citizens', and Environmental Confederation Of Southwest Florida's Third Request for Production of Documents, No. 25.

FPL claims the confidential information is intended to be and has been treated by FPL as private, its confidentiality has been maintained, and its disclosure would cause harm to FPL and its customers. Pursuant to Section 366.093, F. S., such materials are entitled to confidential treatment and are exempt from the disclosure provisions of the public records law. FPL also claims that the confidential information consists of proprietary confidential business information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of the information. Specifically, the confidential information includes: rating agency reports; data provided by a third-party vendor which is proprietary to the vendor; financial forecasts and projected interest rates available only by paid subscription, and therefore, the information is protected by Section 366.093(3)(e), F.S.

Staff reviewed FPL's request and concurs that documents and, FPL's request for extension meets the criteria for confidentiality set forth in Section 366.093(3)(e), F.S. Therefore, staff recommends that FPL's request for extension of confidential classification of the information contained in Document No. 08318-2021 be approved.