

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by Florida Power & Light Company for
Base Rate Increase and Rate Unification

Docket No. 20210015-EI

Filed: July 8, 2024

**FLORIDA POWER & LIGHT COMPANY'S
FIRST REQUEST FOR EXTENSION OF CONFIDENTIAL
CLASSIFICATION OF CERTAIN INFORMATION PROVIDED
IN ITS RESPONSES TO STAFF'S TENTH DATA REQUEST, NO. 7**

Pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, Florida Power & Light Company ("FPL") hereby submits its First Request for Extension of Confidential Classification of certain information provided in its responses to Florida Public Service Commission Staff's ("Staff") Tenth Data Request, No. 7 (the "Confidential Information").

In support of its Request, FPL states as follows:

1. On September 9, 2021 FPL filed a Request for Confidential Classification of the Confidential Information (Document No. 11023-2021). By Order No. PSC-2023-0032-CFO-EI, issued January 10, 2023, the Commission granted FPL's September 9, 2021 Request for Confidential Classification. FPL herein adopts and incorporates by reference the September 9, 2021 Request and Order No. PSC-2023-0032-CFO-EI.

2. The period of confidential treatment granted by Order No. PSC-2023-0032-CFO-EI will expire on July 10, 2024. The Confidential Discovery Responses that were the subject of FPL's September 9, 2021 Request and Order No. PSC-2023-0032-CFO-EI warrant continued treatment as proprietary and confidential business information within the meaning of Section 366.093(3). Accordingly, FPL hereby submits this First Request for Extension of Confidential Classification.

3. All the information designated in Exhibits A and B to the September 9, 2021 Request remain confidential. Accordingly, those exhibits will not be reproduced or reattached here.

4. Regarding First Revised Exhibit C, all the information listed in the September 9, 2021 Request remains confidential; the Exhibit is revised only to identify Timothy Oliver as a new declarant.

5. Also included is First Revised Exhibit D, the declaration of Timothy Oliver.

6. 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, Fla. Stat., 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.

7. As stated in FPL's September 9, 2021 Request and as described in the declaration included as First Revised Exhibit D, the Confidential Information contains competitive business information the disclosure of which would impair the competitive business of the provider of the information, as well as information concerning bids or other contractual data, the disclosure of which would impair FPL's ability to contract for goods or services on favorable terms. This information is protected by Sections 366.093(3)(d) and (e), Fla. Stat.

8. Upon a finding by the Commission that the Confidential Information is proprietary confidential business information, the information should not be declassified for a period of at

least eighteen (18) months and should be returned to FPL as soon as the information is no longer necessary for the Commission to conduct its business. See§ 399.093(4), Fla. Stat.

WHEREFORE, for the above reasons, as more fully set forth in the supporting materials and declarations, FPL respectfully requests that its Request for Extension of Confidential Classification be granted.

Respectfully submitted,

FLORIDA POWER & LIGHT COMPANY

By: s/ Maria Jose Moncada

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CERTIFICATE OF SERVICE
20210015-EI

I **HEREBY CERTIFY** that a true and correct copy of the foregoing has been furnished
by electronic mail this 8th day of July 2024 to the following parties:

Douglas Sunshine
Samantha Cibula
Suzanne Brownless
Shaw Stiller
Florida Public Service Commission
Office of the General Counsel
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850
dsunshin@psc.state.fl.us
scibula@psc.state.fl.us
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sstiller@psc.state.fl.us

By: s/ Maria Jose Moncada
Maria Jose Moncada
Assistant General Counsel
Florida Bar No. 0773301

EXHIBIT C

FIRST REVISED EXHIBIT C

COMPANY: Florida Power & Light Company
TITLE: Petition by Florida Power & Light Company for Base Rate Increase and Rate Unification
DOCKET NO.: 20210015-EI
DATE: July 8, 2024

Bold Indicates a New Declarant

Staff's 10th Date Request, No. 7						
Begin Bates Number	End Bates Number	Description	Conf?	Page No.	Florida Statute 366.093 (3) Subsection	Declarant
070741	070741	Excel File - FPL's Response to Staff's 10th Data Request, No. 7	N	N/A	N/A	N/A
070742	070744	Excel File - FPL's Response to Staff's 10th Data Request, No. 7	Y	All	(d), (e)	Timothy Oliver
070745	070745	Excel File - FPL's Response to Staff's 10th Data Request, No. 7	N	N/A	N/A	N/A
070746	070746	Excel File - FPL's Response to Staff's 10th Data Request, No. 7	Y	All	(d), (e)	Timothy Oliver
070747	070748	Excel File - FPL's Response to Staff's 10th Data Request, No. 7	N	N/A	N/A	N/A
070749	070750	Excel File - FPL's Response to Staff's 10th Data Request, No. 7	Y	All	(d), (e)	Timothy Oliver
070751	070752	Excel File - FPL's Response to Staff's 10th Data Request, No. 7	N	N/A	N/A	N/A

EXHIBIT D

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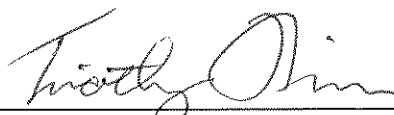
DECLARATION OF TIMOTHY OLIVER

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

2. I have reviewed the documents referenced and incorporated in FPL's Request for Confidential Classification, specifically the information contained in FPL's response to Florida Public Commission Staff's Tenth Data Request, No. 7. The documents or materials that I have reviewed are proprietary confidential business information containing information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of the information, as well as information concerning bids or other contractual data, the disclosure of which would impair FPL's ability to contract for goods or services on favorable terms. Specifically, the information contains pricing and cost data related to electric vehicle charging that can be used to derive vendor product bid pricing. To the best of my knowledge, FPL has maintained the confidentiality of these documents and materials.

3. Confidential treatment of the above-described information was granted by Commission Order No. PSC-2023-0032-CFO-EI issued January 10, 2023. Nothing has occurred since that time to change the confidential nature of this information and, as such, these materials should remain confidential for a period of not less than 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.



Timothy Oliver

Date: _____

7/8/24