

BEFORE THE PUBLIC SERVICE COMMISSION

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

DOCKET NO. 040001-EI
ORDER NO. PSC-04-0294-CFO-EI
ISSUED: March 16, 2004

ORDER GRANTING CONFIDENTIAL CLASSIFICATION OF CERTAIN MATERIALS OBTAINED IN PREPARATION OF THE FLORIDA POWER & LIGHT COMPANY AUDIT NO. 03-034-4-1 (DOCUMENT NOS. 07539-03, 07540-03, 07961-03, AND 13003-03)

Florida Power & Light Company (FPL) requests confidential classification of certain materials obtained during Audit No. 03-034-4-1 (Fuel Clause Audit). FPL makes this request pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code. This request for confidential classification was filed on August 26, 2003, and supplemented on December 15, 2003. The information for which FPL seeks confidential treatment is filed with the Commission as Document Nos. 07539-03, and 07540-03, 07961-03, and 13003-03.

FPL requests that the following work papers be granted confidential classification:

Staff Work Paper Number	Page(s)	Line(s)	Type of Information Classified Confidential
9	1-2	All	Internal audit reports and related information
9-1	1-7	All	Internal audit reports and related information
9-1/1	1	All	Internal audit reports and related information
9-2	1-12	All	Internal audit reports and related information
41-2/2	1	Col B, 2,3; Col C, 2-4; Cols G-H,J-K	Sensitive competitive and contractual information
43-1/4	1-3	Cols K-M	Sensitive competitive and contractual information
43-2/1	1-4	Cols B-C	Sensitive competitive and contractual information

DECLINER NUMBER-DATE

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Staff Work Paper Number	Page(s)	Line(s)	Type of Information Classified Confidential
43-2/1-1	1-4	Cols F-G	Sensitive competitive and contractual information
43-2/1-1/1	1	Cols F-G	Sensitive competitive and contractual information
43-2/1-1/1-1	1	Cols B-C, E-F	Sensitive competitive and contractual information

Staff Work Paper Number	Page(s)	Line(s)	Type of Information Classified Confidential
43-2/1-1/2	1	Col A, 2; 3-4; Cols B-E, 10-29, 33-40; Col F, 5; Col G, 45; Cols H, 49-53; Col K, 49-53, 57-58; Col L, 54,59-61; 63-65	Sensitive competitive and contractual information
43-2/1-1/2-1	1	1-48	Sensitive competitive and contractual information
32-2/1-1/2-2	1	1-48	Sensitive competitive and contractual information
43-2/1-1/2-2	2	1-49	Sensitive competitive and contractual information
43-2/1-1/2-3	1	Cols B-C, 2,23; Cols E-G, 4-28; Col I, 4-28,35; Col J, 4-28	Sensitive competitive and contractual information

Staff Work Paper Number	Page(s)	Line(s)	Type of Information Classified Confidential
43-2/1-1/2-3	2	Cols B-C, 2,12,24; Cols E-G, 4-27; Col I, 4-27,34; Col J, 4-27	Sensitive competitive and contractual information
43-2/1-1/2-3	3	Cols B-C, 2,10; Cols E-G,I-J, 4-17,20	Sensitive competitive and contractual information
43-2/1-1/2-4	1	Cols, B-C, 1; Cols E-G,I, 3,5; Col J, 3,5-8	Sensitive competitive and contractual information
43-2/1-1/2-5	1-3	Col A, 3-5; Col B, 3; Col D, 4; Col E, 5-9; Cols F-G,K-M, O,R-S, 16	Sensitive competitive and contractual information

Staff Work Paper Number	Page(s)	Line(s)	Type of Information Classified Confidential
43-2/1-1/2-5	4	Col A, 3-5; Col B, 3; Col D, 4; Col E, 5-9; Cols F-G,K-N, 16-18; Col Q, 14,16-18; Col R-S, 16-18; 21	Sensitive competitive and contractual information

Staff Work Paper Number	Page(s)	Line(s)	Type of Information Classified Confidential
43-2/1-1/2-5	6	Col A, 3-5; Col B, 3; Col D, 4; Col E, 5-9; Cols F-G,K-N, 16-18; Col Q, 14; Col R-S, 16-18	Sensitive competitive and contractual information
43-2/1-1/2-5	8	Col A, 3-5; Col B, 3; Col D, 4; Col E, 5-9; Cols. F-G, K-N, 16-18; Col Q, 14,16-18; Cols R-S, 16-18; 21	Sensitive competitive and contractual information

Staff Work Paper Number	Page(s)	Line(s)	Type of Information Classified Confidential
43-2/1-1/2-5	10	Col A, 3-5; Col B, 3; Col D, 4; Col E, 5-9; Cols, F-G,K-N,R-S	Sensitive competitive and contractual information
43-2/1-1/2-5	12	Col A, 3-5; Col B, 3; Col D, 4; Col E, 5-9; Cols F-G,K-M, 16-20; Col Q, 14,16-20; Col R,S, 16-20; 21	Sensitive competitive and contractual information

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43-2/1-1/2-5	13	Col A, 3-5; Col B, 3; Col D, 4; Col E, 5-9; Cols F-G,K-M,P, 16-20; Col Q, 14; Cols R-S, 16-20	Sensitive competitive and contractual information
43-2/1-1/2-5	14	Col A, 3-5; Col B, 3; Col D, 4; Col E, 5-9; Cols F-G,K-M,P, 16-20; Col Q, 14; Cols R-S, 16-20	Sensitive competitive and contractual information
43-2/1-1/2-5	15	Cols F,H-K	Sensitive competitive and contractual information
43-2/1-1/2-6	1	Col A, 15-20; Col B, 2-7,10,12, 15-21; Col C, 2-7,10,12	Sensitive competitive and contractual information

Staff Work Paper Number	Page(s)	Line(s)	Type of Information Classified Confidential
43-2/1-1/2-6	2	Col C-D, 1; Col G, 1-2; Col H, 1; Col I, 1-2;	Sensitive competitive and contractual information
43-2/1-1/2-6	3	Cols C-D, 1-2; Col G, 1-3; Col H, 1-2; Col I, 1-3	Sensitive competitive and contractual information
43-2/1-1/2-6	4	Cols C-D, 1; Col G, 1-2; Col H, 1; Col I, 1-2	Sensitive competitive and contractual information
43-2/1-1/2-6	5	Cols C-D, 1-2; Col G, 1-3; Col H, 1-2; Col I, 1-3	Sensitive competitive and contractual information
43-2/1-1/2-6	6	Col C-D, 1; Col G, 1-2; Col H, 1; Col I, 1-2	Sensitive competitive and contractual information
42-2/1-2	1	Cols I-J, 6-11	Sensitive competitive and contractual information

Staff Work Paper Number	Page(s)	Line(s)	Type of Information Classified Confidential
43-2/1-2/1	1	Col A, 6-15,29-32; Cols B-E	Sensitive competitive and contractual information
43-2/1-3	1	Col B, 4,7-9,12-17; Col C, 6,18	Sensitive competitive and contractual information
43-2/1-3/1	1	Cols B-C	Sensitive competitive and contractual information
43-2/1-3/1-1	1	Col F, 3; Col G, 13-15; Col H	Sensitive competitive and contractual information
43-2/1-3/1-1	2	Col B-C, 4; Col D, 1,4-5,7	Sensitive competitive and contractual information
43-2/1-4	1	Col A, 13; Col B, 2-3; Col E, 15-16; Col G, 15; Col H, 15,17-20	Sensitive competitive and contractual information
43-3	1-2	Cols G-H	Sensitive competitive and contractual information
43-3/2-1	1	Col A-B, 8,17; Col C, 8-11; Col D, 5,8,11	Sensitive competitive and contractual information
43-3/3	1	Cols K-M	Sensitive competitive and contractual information
43-3/3-1	1	Cols C-E	Sensitive competitive and contractual information
43-3/3-2	1-2	Cols F-G	Sensitive competitive and contractual information

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43-3/3-3	1	Cols B-C,E-F,L; Col M, 42-43	Sensitive competitive and contractual information
43-3/3-4	1	Col A, 5; Col B, 9-30,34-40, 50-53,65; Cols C-D, 9-31, 34-41; Col E, 9-31,34-41, 50-54,58-59;65-67; Col F, 46,55,60-67	Sensitive competitive and contractual information
43-3/3-4	2	Col A, 5-10, 13-15, 20-24; Cols B-D	Sensitive competitive and contractual information
43-3/4-1	1	Col A-B, 8,14,17; Col C, 8,11; Col D, 5,8,11;	Sensitive competitive and contractual information
43-3/5	1	Cols F-G	Sensitive competitive and contractual information
43-3/5-1	1	Cols K-M, 15-17	Sensitive competitive and contractual information
43-3/5-1/1	1	Col A, 7-15; Cols B-D, 9,12,15	Sensitive competitive and contractual information
43-3/5-1/2	1	Cols I-K, 9-44	Sensitive competitive and contractual information
45-3/1	1	Cols C,I-J,L-O, 4-36	Sensitive competitive and contractual information
45-3/1-1	1	2	Sensitive competitive and contractual information

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45-3/1-1/1	1-2	Cols C-F	Sensitive competitive and contractual information
45-3/1-1/1	3	Cols C, 2-19,23-24; Cols D-F, 2-19	Sensitive competitive and contractual information
45-3/1-2	1-4	All	Sensitive competitive and contractual information
45-3/2	1	Cols C,H-N	Sensitive competitive and contractual information
45-3/2	3	Cols C-D,I-O	Sensitive competitive and contractual information
45-3/2-1	1	1	Sensitive competitive and contractual information
45-3/2-1	2-3	Col C-F	Sensitive competitive and contractual information
45-3/2-1/1	1	1	Sensitive competitive and contractual information
45-3/2-1/1	2	Col B, 14-15,20-21; 14-15, 20-21; Col C, 14,16-17; Col D, 14	Sensitive competitive and contractual information
45-4/1	1	Cols C,H-N	Sensitive competitive and contractual information
45-4/1	2	Col A, 42-46; Cols C,H-N	Sensitive competitive and contractual information
45-4/1-3	1	1; Col B, 9; Col F, 29-36; Col H, 39; Cols I-J, 29,33	Sensitive competitive and contractual information

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45-4/1-3/1	1-4	Col B, 4; Cols G-J	Sensitive competitive and contractual information
45-4/1-3/1	5	Col B, 4,6-7,12-13; Col H, 6,8-9; Col I, 6; Col J, 6,8-9	Sensitive competitive and contractual information
45-4/1-3/2	1	Col B, 4; Col F, 15; Col G, 15-17, 22-23; Col H, 15,18-19; Col I, 15; 25-27	Sensitive competitive and contractual information

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45-4/1-3/2-1	1	Col B, 4; Col F, 15; Col G, 15-19, 23-24; Col H, 15,19-20, 29-32; Col I, 15; Col J, 15,18,20; Col K, 15; 18,26-27	Sensitive competitive and contractual information
45-4/1-3/2-2	1-3	All	Sensitive competitive and contractual information
45-4/1-3/3	1	Col B, 4; Cols F-J	Sensitive competitive and contractual information
45-4/1-3/3	2	Col B, 4; Cols F,H, 5; Col J, 8,9	Sensitive competitive and contractual information
45-4/1-3/3-1	1	1; Col F, 35; Col G, 37	Sensitive competitive and contractual information
45-4/1-4	1	Col L, 2-17	Sensitive competitive and contractual information

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47-5/1	1	Col A, 2-3,10, 18,20; Cols C, 3-4,18,20; Col D, 3,18,20; Col E, 3-4,18,20; Col F, 3,20; Col J, 21-24	Sensitive competitive and contractual information
47-5/1	2	Col A-B, 7,16; Col C, 7,10; Col D, 4,7,10; Col E	Sensitive competitive and contractual information

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47-5/2	1	Col A, 3,8,10, 18,20; Col B, 2; Col D, 3-4,8-9, 18,20; Col E, 3,18; Col F, 3-4,8-9, 18,20; Col G, 3,8,20; Col H, 3,8; Col K, 21,24-25	Sensitive competitive and contractual information
47-5/2	2	Col A-B, 7,13,16; Col C, 7,10; Col D, 4,7,10; Col E	Sensitive competitive and contractual information
47-5/2-1	1	Col A, 1; Cols B-D	Sensitive competitive and contractual information

Staff Work Paper Number	Page(s)	Line(s)	Type of Information Classified Confidential
47-5/2-2	1	18; Col A, 1,27; Col B,C-E; Col F, 30-48; Col H-J	Sensitive competitive and contractual information
47-5/2-3	1	18; Col A, 1,19,26; Cols B-E; Col F, 29-47; Col G-J	Sensitive competitive and contractual information
47-5/2-4	1	Col B, 2; Col D, 2-3,8-10	Sensitive competitive and contractual information

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47-5/2-5	1	Col A, 26; Col B, 3-5,11,18; Col C, 3-5,18, 23-24,26,30; Col D, 3-5,18; Col E, 4-5,18; Col F, 13; Col G, 2-5,13,18; Col H, 9,12	Sensitive competitive and contractual information
47-5/3	1	Col A, 3,11,16, 25,33; Col B 2; Col E, 3-4, 16-17,33; Col F, 3,33; Col G, 3-4, 16-17,33; Col H, 3,16	Sensitive competitive and contractual information

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47-5/3	2	Col A-B, 8,17; Col C, 8,11; Col D, 5,8,11; Col E	Sensitive competitive and contractual information
47-5/4	1	Col A, 3,9,15, 21,23; Col B, 2; Col E, 3-4,9,21,23; Col F, 3,21,23; Col G, 3-4,9,21,23; Col H, 3,9,23; Col I, 3,9; Col L, 24-26,28	Sensitive competitive and contractual information
47-5/4	2	Col A-B, 8,14,17; Col C, 8,11; Col D, 5,8,11; Col E	Sensitive competitive and contractual information

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47-5/5	1	Col A, 3,9,15, 21,23; Col B, 2; Col E, 3-4,9-10, 21,23; Col F, 3,21,23; Col G, 3-4,9-10, 21,23; Col H, 3,23; Col L 24-26,28	Sensitive competitive and contractual information
47-5/5	2	Cols A,B, 8,17; Col C, 8,11; Col D, 5,8,11; Col E	Sensitive competitive and contractual information

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47-5/6	1	Col A, 3,9,15, 23,33; Col B, 2; Col E, 3-4,9-10, 15-16,33; Col F, 3,33; Col G, 3-4,9-10, 15-16,33; Col H, 3,9,15; Col I, 9,15	Sensitive competitive and contractual information
47-5/6	2	Col A-B, 8,17; Col C, 8,11; Col D, 5,8,11; Col E	Sensitive competitive and contractual information

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47-5/7	1	Col A, 3,9,16, 22,24; Col B, 2; Col D, 3-4,9-10, 22,24; Col E, 33,22,24; Col F, 3-4,9-10, 22,24; Col G, 3,22,24; Col K, 25-27,29	Sensitive competitive and contractual information
47-5/7	2	Col A-B, 8,17; Col C, 8,11; Col D, 5,8,11; Col E	Sensitive competitive and contractual information

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49-1/1	1	Col B, 3-6, 15-20, 23-29,32-35, 40-42,44; Col C, 15-17,23, 40-42,44; Col D, 40-42-44; Col E, 4-8, 40-42,44; Cols F-I,40-42,44; Col K, 40-42	Sensitive competitive and contractual information
49-1/1-1	1	Cols H-N,P-Q, 1-21	Sensitive competitive and contractual information
49-1/1-2	1	Cols C-Q	Sensitive competitive and contractual information
49-1/1-3	1	Cols H-N,P-Q, 1-21	Sensitive competitive and contractual information
49-1/1-3/1	1	Col B, .5,19.5; Cols C-E; Col F, 3,12,15, 19.5-25,41; Col G, 2,19.5,21; Col H, 19.5,21	Sensitive competitive and contractual information

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49-1/1-3/1	2	41; Cols C-E; Col F, 54,73	Sensitive competitive and contractual information
49-1/1-3/1	3	83; Cols C-E; Col F, 84,96,108, 125	Sensitive competitive and contractual information
49-1/1-3/1	4	125; Cols C-E; Col F, 146,161-167	Sensitive competitive and contractual information
49-1/1-3/1	5	167; Cols C-F	Sensitive competitive and contractual information

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49-1/1-3/1	6	209; Col B, 209,218.5; Cols C-E; Col F, 210-219, 228-230; Cols G-H; 235; Col C, 237-239	Sensitive competitive and contractual information
49-1/1-4	1	Cols H-N,P-Q, 1-21	Sensitive competitive and contractual information
49-1/1-5	1	Cols H-N,P-Q, 1-21	Sensitive competitive and contractual information
49-1/1-5	2	Cols H-N,P-Q, 1-24	Sensitive competitive and contractual information
49-1/1-6	1	Col B, 1-9; Cols C-Q	Sensitive competitive and contractual information
49-1/2	1	Col B, 3-6,15-20, 23-30,33-38, 44-46,48; Col C, 15-17, 44-46,48; Col D-M; Col N, 44-46	Sensitive competitive and contractual information
49-1/2-1	1	Cols H-N,P-Q, 1-30	Sensitive competitive and contractual information

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49-1/2-1	2	Cols H-N,P-Q, 31-32	Sensitive competitive and contractual information
49-1/2-2	1	Cols C-Q	Sensitive competitive and contractual information
49-1/2-3	1	Cols H-N,P-Q, 1-30	Sensitive competitive and contractual information
49-1/2-3	2	Cols H-N,P-Q, 31-32	Sensitive competitive and contractual information
49-1/2-3/1	1	.5,27.5,29.5; Cols D-F; Col G, 5-15,21-22, 24,28-39; Col H, 5-22,28-39; Col I, 5-11,22, 28-29	Sensitive competitive and contractual information
49-1/2-3/1	2	39; Cols D-I	Sensitive competitive and contractual information
49-1/2-3/1	3	81,95.5; Col D, 82-120; Cols E-I	Sensitive competitive and contractual information
49-1/2-4	1	Cols H-N,P-Q, 1-21	Sensitive competitive and contractual information

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49-1/2-5	1	Cols H-N,P-Q, 1-30	Sensitive competitive and contractual information
49-1/2-5	2	Cols H-N,P-Q, 31-32	Sensitive competitive and contractual information
49-1/2-5	3	Cols H-N,P-Q, 1-21	Sensitive competitive and contractual information
49-1/2-6	1	Cols C-Q	Sensitive competitive and contractual information
49-1/3-1/2	1	Cols C-G	Sensitive competitive and contractual information
52-2/1	1	Col A, 14-25; Col B, 3-11,14-25; Col C, 3-13; Cols D-F, 3-11	Sensitive competitive and contractual information
52-2/1-1	1	4-11	Sensitive competitive and contractual information
52-2/1-1/1	1	3,13,23,33; Cols C-D, 4,6,8, 10-11,14,16,18, 20-21,24,26,28, 30-31; Cols E-P	Sensitive competitive and contractual information
52-2/1-1/1	2	3-11,21,31; Col C, 14,18-19,24, 28-29,34; Cols D-P	Sensitive competitive and contractual information
52-2/1-1/1-1	1	All	Sensitive competitive and contractual information

Staff Work Paper Number	Page(s)	Line(s)	Type of Information Classified Confidential
52-2/1-2	1	Cols A,C-F	Sensitive competitive and contractual information
52-2/1-2/1	1	4-6,16,26; Col C, 1-2,7,9, 13-14,19,23-24; Cols D-Q	Sensitive competitive and contractual information
52-2/1-2/1	2	8-16,26-28; Col C, 1,5-6,19, 23-24,31; Cols D-P	Sensitive competitive and contractual information
52-2/1-2/1	3	8,21-23; Col C, 5-6,11, 17,19; Col D-P	Sensitive competitive and contractual information
52-2/1-2/1-1	1	2,6-9	Sensitive competitive and contractual information
52-2/1-2/1-2	1	All	Sensitive competitive and contractual information
52-2/1-2/1-3	1	3,7	Sensitive competitive and contractual information
52-2/1-2/1-4	1	All	Sensitive competitive and contractual information

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52-2/1-2/1-5	1	Col A, 2-3,15,17; Col D, 17; Col E, 3; Col F, 13; Col G, 17; Cols H-P	Sensitive competitive and contractual information
52-2/1-2/1-6	1-3	All	Sensitive competitive and contractual information
52-2/1-2/2	1	All	Sensitive competitive and contractual information
52-2/1-2/2	2	Col A, 5; Col B, 3; Cols F-J	Sensitive competitive and contractual information
52-2/1-2/2	3	11,12; Col K, 13	Sensitive competitive and contractual information
52-2/1-2/2	4	Col A, 6-9; Col B, 4; Cols F-K	Sensitive competitive and contractual information
52-2/1-2/2	5	Col B, 4; Cols E-I	Sensitive competitive and contractual information
52-2/1-2/2	6	Col B, 4; Col D-H	Sensitive competitive and contractual information

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52-2/1-2/2	7	10,11; Col J, 12	Sensitive competitive and contractual information
52-2/1-2/2	8	Col A, 6-12; Col B, 4; Cols E-H, 15-17; Col I, 15-27,30	Sensitive competitive and contractual information
52-2/1-2/2	9	.5,1-2,4-5,7-8,11-14	Sensitive competitive and contractual information
52-2/1-2/2	10	16-22; Col A, 5-9; Col C, 1,6-12; Col D, 13	Sensitive competitive and contractual information
52-2/1-2/2	11	6-46	Sensitive competitive and contractual information
52-2/1-2/2	12	1-30	Sensitive competitive and contractual information
52-2/1-2/2	13	11-39	Sensitive competitive and contractual information
52-2/1-2/2	14	All	Sensitive competitive and contractual information
52-2/1-2/2	15	1-8	Sensitive competitive and contractual information
52-2/2	1	6-14,18-29; Col C, 15-16	Sensitive competitive and contractual information
52-2/2-1	1	6-13	Sensitive competitive and contractual information
52-2/2-1/1	1	9,19,29-30; Cols C-O	Sensitive competitive and contractual information

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52-2/2-1/1	2	9-10; Cols C-O	Sensitive competitive and contractual information
52-2/2-1/1-1	1	All	Sensitive competitive and contractual information
52-2/3	1	6-14,17-28	Sensitive competitive and contractual information
52-2/3-1	1	6-13	Sensitive competitive and contractual information
52-2/3-1/1	1	10,26; Cols C-E, 7-28; Cols F-J, 5,7-28; Col K, 7-28; Col L, 7-28,29; Cols M-O, 7-28	Sensitive competitive and contractual information
52-2/3-1/1-1	1	Col A, 4,7-8,11; Col B, 9,11-12,14; Col D, 3; Col E, 11	Sensitive competitive and contractual information

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52-2/3-1/1-2	1-2	All	Sensitive competitive and contractual information
52-2/3-1/1-3	1	Col A, 6-11; Col B, 3-4; Col D, 2-3; Col E, 14,17-18; Col F, 14-16; Col G, 14,17-18; Col H, 14,17,18; Col I, 14,17,18; Col J, 21-22	Sensitive competitive and contractual information
52-3	1-32	All	Sensitive competitive and contractual information

FPL seeks confidential classification for material that contains or constitutes internal audit reports and associated documents within the meaning of Section 366.093(3)(b), Florida Statutes. FPL also seeks confidential classification for data related to fuel and purchased-power transactions, the disclosure of which would impair the efforts of FPL to contract for goods and services on favorable terms and would impair the competitive interests of FPL and the contractors. FPL also seeks confidential classification for customer billing information. FPL asserts that its longstanding policy is to keep such information confidential in order to protect customers' privacy and business interests. FPL asserts that this customer billing information qualifies as proprietary confidential business information because "disclosure of the information would cause harm to the ratepayers [i.e. customers]..." in question.

FPL asserts that, pursuant to Section 366.093, Florida Statutes, such information is entitled to confidential classification and is exempt from the mandatory disclosure provisions of the public records law. FPL asserts that the sensitive contractual and competitive information, if disclosed, would impair the efforts of the public utility or its affiliates to contract for goods or services on favorable terms. Section 366.093(3)(d), Florida Statutes. FPL also asserts that the information for which it seeks confidential classification relates "to competitive interests, the disclosure of which would impair the competitive business of the provider of the information." Section 366.093(3)(e), Florida Statutes.

CONCLUSION

Upon review, it appears that the information discussed above is proprietary confidential business information and should be granted confidential treatment to avoid harm to the company and its ratepayers. Based on the foregoing, FPL's request for confidential treatment of Document Nos. 07539-03, 07540-03, 07961-03, and 13003-03 is granted.

It is therefore

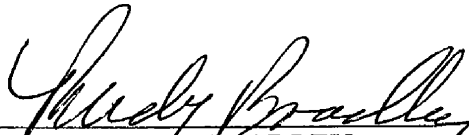
ORDERED by Commissioner Rudolph "Rudy" Bradley, as Prehearing Officer, that the information described in Florida Power and Light Company's request for confidential treatment of certain materials obtained during Audit No. 03-034-4-1, Document Nos. 07539-03, 07540-03, 07961-03, and 13003-03, is granted confidential classification. It is further

ORDERED that the information described within the body of this Order shall be granted confidential treatment for 18 months from the date of this Order. It is further

ORDERED that this Order will be the only notification by the Commission to the parties of the date of declassification of the materials discussed herein.

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By ORDER of Commissioner Rudolph "Rudy" Bradley, as Prehearing Officer, this
16th day of March, 2004.



RUDOLPH "RUDY" BRADLEY
Commissioner and Prehearing Officer

(SEAL)

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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

Any party adversely affected by this order, which is preliminary, procedural or intermediate in nature, may request: (1) reconsideration within 10 days pursuant to Rule 25-22.0376, Florida Administrative Code; or (2) judicial review by the Florida Supreme Court, in the case of an electric, gas or telephone utility, or the First District Court of Appeal, in the case of a water or wastewater utility. A motion for reconsideration shall be filed with the Director, Division of the Commission Clerk and Administrative Services, in the form prescribed by Rule 25-22.060, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.