

BEFORE THE PUBLIC SERVICE COMMISSION

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

DOCKET NO. 070001-EI
ORDER NO. PSC-07-0946-CFO-EI
ISSUED: November 28, 2007

ORDER GRANTING FLORIDA POWER & LIGHT COMPANY'S
FIRST REQUEST FOR EXTENSION OF CONFIDENTIAL CLASSIFICATION
GRANTED BY ORDER NO. PSC-05-0805-CFO-EI
(DOCUMENT NOS. 04671-05, 04672-05, AND 04864-05)

This Order addresses the continuation of confidential treatment for certain portions of staff's working papers prepared during the "Florida Power & Light Company Fuel Adjustment Clause Audit for the Year Ended December 31, 2004." By Order No. PSC-05-0805-CFO-EI, issued August 5, 2005, the Commission granted confidential classification for portions of the documents. On January 31, 2007, in Docket No. 070001-EI, FPL requested that confidential treatment be extended for an additional 18 months for the redacted information contained in Document Nos. 04671-05, 04672-05, and 04864-05.

Section 366.093(1), Florida Statutes, provides that "any records received by the commission which are shown and found by the commission to be proprietary confidential business information shall be kept confidential and shall be exempt from [the Public Records Act]." Section 366.093(3), Florida Statutes, defines proprietary confidential business information as information that is intended to be and is treated by the company as private, in that disclosure of the information would cause harm to the company's ratepayers or business operations, and has not been voluntarily disclosed to the public. Section 366.093(3)(b),(d) and (e), Florida Statutes, provides that proprietary confidential business information includes, but is not limited to "[i]nternal auditing controls and reports of internal auditors," "[i]nformation concerning bids or other contractual data, the disclosure of which would impair the efforts of the public utility or its affiliate to contract for goods or services on favorable terms," and "[i]nformation relating to competitive interests, the disclosure of which would impair the competitive business of the provider of the information."

In its request, FPL states that the period of confidential classification granted by Order No. PSC-05-0805-CFO-EI will soon expire, and that all of the information covered by that Order warrants continued treatment as proprietary and confidential business information within the meaning of Section 366.093, Florida Statutes. The information is not stale and FPL states that it still maintains the information as confidential and has not disclosed it to the public.

DOCUMENT NUMBER-DATE

10563 NOV 28 07

FPSC-COMMISSION CLERK

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

Staff Work Paper Number	Description	Page(s)	Line(s)	Type of Information Classified Confidential
9	Notes from Internal Audits	1-5	All	Internal auditing controls and reports of internal auditors
16-1/1	Purchase Order	1	1,16,19-26	Sensitive contractual and competitive business information
16-1/1	Purchase Order	2	1,3	Sensitive contractual and competitive business information
16-1/1-1	Invoice	1	Cols A-B, 1,5-15; 19-21,22	Sensitive contractual and competitive business information
16-1/1-1	Invoice	2	Cols A-B, 1-11; 12	Sensitive contractual and competitive business information
16-1/1-1	Invoice	3	Cols A-B, 1-10; 11	Sensitive contractual and competitive business information
16-1/1-1	Invoice	4	Cols A-B, 1-11; 13	Sensitive contractual and competitive business information
16-1/1-1	Invoice	5	Cols A-B, 1-7; 10	Sensitive contractual and competitive business information
16-1/1-1	Invoice	7	1	Sensitive contractual and competitive business information
16-1/1-2	Invoice	1	Col A, 1; Col B, 1-2; 8-10	Sensitive contractual and competitive business information
16-1/1-2	Invoice	3	Col A, 1-2	Sensitive contractual and competitive business information
16-1/1-2	Invoice	5	1	Sensitive contractual and competitive business information
16-1/1-3	Invoice	1	Cols A-B, 1-11; 15-17,18	Sensitive contractual and competitive business information
16-1/1-3	Invoice	2	Cols A-B, 1-11; 12	Sensitive contractual and competitive business information
16-1/1-3	Invoice	3	Cols A-B, 1-9; 11	Sensitive contractual and competitive business information

Staff Work Paper Number	Description	Page(s)	Line(s)	Type of Information Classified Confidential
16-1/1-3	Invoice	4	Cols A-B, 1-11; 13	Sensitive contractual and competitive business information
16-1/1-3	Invoice	6	1	Sensitive contractual and competitive business information
21	Retail Car Accident Costs	1	All	Sensitive contractual and competitive business information
41-2	Revenues	1	1	Sensitive competitive business information
41-2/4	Revenues Calculation	1	Col A, 1-50	Sensitive competitive business information
41-2/5	Revenues Calculation	1	Col A, 1-60	Sensitive competitive business information
41-2/5-1	Sample Bill	1	1-4	Sensitive competitive business information
41-2/6	Revenues Calculation	1	1-50	Sensitive competitive business information
41-2/6-1	Sample Bill	1	1-4	Sensitive competitive business information
43-3/1-4	Natural Gas Requisition	4	Cols A-D, 1-29, 32-43,52-54	Sensitive contractual and competitive business information
43-3/1-4/1	Gas Closing Report	1	Cols A-D, 1-30; Col E , 11,13,17;	Sensitive contractual and competitive business information
43-3/1-4/1	Gas Closing Report	2	Col A, 35 Col B, 1-3,38-49 Col C, 8,16,28, 33-49 50	Sensitive contractual and competitive business information
43-3/1-4/1-1	Purchase Statement	1	1; Col A, 12-26, 30-32; Col B, 1,12-28; Col C, 1,12-26; Col D, 1,12-28, 35-37	Sensitive contractual and competitive business information
43-3/1-4/1-1/1	Gas Deal Form	1	1,3-8,10-15,19-20, 22	Sensitive contractual and competitive business information

Staff Work Paper Number	Description	Page(s)	Line(s)	Type of Information Classified Confidential
43-3/1-4/1-1/1	Gas Deal Form	2	1-2,4-6,9-26A	Sensitive contractual and competitive business information
43-3/1-4/2	Invoice Details	1	Cols A-H, 1-16:	Sensitive contractual and competitive business information
43-3/1-4/2-1	Gas Deal Form	1	1,3-8,10-15,18-19, 23-24	Sensitive contractual and competitive business information
43-3/1-4/3	Invoice Chevron	1	Cols B-E, 1-8; 9-14	Sensitive contractual and competitive business information
43-3/1-4/3	Invoice Chevron	2	1,2; Col A,C, 6-7; Col B,D 6-8;	Sensitive contractual and competitive business information
43-3/1-4/3	Invoice Chevron	3-4	1-2; Col A, 6; Col B, 6-7; Col C, 6; Col D, 6-7	Sensitive contractual and competitive business information
43-3/1-4/4	Monthly Gas Closing Report	1	Cols A-D, 1-30; Col E, 12,16,19, 31,33	Sensitive contractual and competitive business information
43-3/1-4/4	Monthly Gas Closing Report	2	1-3,8,15,27,32-49	Sensitive contractual and competitive business information
43-3/1-4/4-1	Invoice Details	1	Cols A,E,F,G,H, 1-16; Cols I-J, 1-18	Sensitive contractual and competitive business information
43-3/1-4/4-2	Invoice	1	1-2; Cols A-F, 9; Col G, 9-12	Sensitive contractual and competitive business information
43-3/1-4/5	Monthly Gas Closing Report	1	Col A, 1-29; Col B, 1-30; Col C, 1-30; Col D, 1-30; Col E, 17,22,27	Sensitive contractual and competitive business information

Staff Work Paper Number	Description	Page(s)	Line(s)	Type of Information Classified Confidential
43-3/1-4/5	Monthly Gas Closing Report	2	Col A, 34,49; Col B, 1-3,31-49; Col C, 8,15,27, 31-49	Sensitive contractual and competitive business information
43-3/1-4/5-1	Purchase Statement	1	Col A, 1,12-47; Cols B-E, 12-47	Sensitive contractual and competitive business information
43-3/1-4/5-1	Purchase Statement	2	Col A, 2,4-6; Col B, 1,4-6,9-11; Col C, 4-8; Col D, 4-6; Col E, 4-8,14-16	Sensitive contractual and competitive business information
43-3/1-4/5-2	Invoice Details	1	1,8,15,17 Cols A,E-F, 1-16; Cols G-I, 1-18; Col J, 1	Sensitive contractual and competitive business information
43-3/1-4/5-2/1	Gas Deal Form	1	1,3-8,10-15,18-19, 21,23-27	Sensitive contractual and competitive business information
43-4	Inventory Sample	23	1,6	Sensitive contractual and competitive business information
43-4	Inventory Sample	24	1,12,21,27	Sensitive contractual and competitive business information
43-4	Inventory Sample	25	1,10	Sensitive contractual and competitive business information
43-4/1-3/1	Gas Adjustment	1	Col A, 32,42; Col B, 1-3,31-42; Col C, 8,14,27, 31-42;	Sensitive contractual and competitive business information

Staff Work Paper Number	Description	Page(s)	Line(s)	Type of Information Classified Confidential
43-4/1-4	Gas Closing Report	1	Col A, 1-31,35-47, 55-57; Cols B-C, 1-31, 35-47; Col D, 1-31,35-47, 55-57;	Sensitive contractual and competitive business information
43-4/1-5	Gas Sales	1	1-4,7-13	Sensitive contractual and competitive business information
43-4/1-5/2	Invoice	1	1,4,8,15,21,23-25, 27;	Sensitive contractual and competitive business information
43-4/1-5/2-1	Invoice Detail	1	1; Col B-F, 11-46	Sensitive contractual and competitive business information
43-4/1-5/2-1	Invoice Detail	2	1, Col B, 3,5-7; Col C, 5-7; Col D, 5-7,9-10; Col E, 5-7; Col F, 5-7,9-10; 12-14	Sensitive contractual and competitive business information
43-4/1-5/2-1/2	Invoice Detail	1	Cols A, D-G, 2-32; Cols H-I, 2-34	Sensitive contractual and competitive business information
43-4/1-5/2-1/2-1	Publication Prices	1	2-5	Sensitive contractual and competitive business information
43-4/1-5/2-1/2-3	Publication Prices	1	2-4	Sensitive contractual and competitive business information
43-4/1-5/3	Invoice	2	1: Col B,F,G,H, 9-19 Col I, 9-20 Cols K-L, 9-21	Sensitive contractual and competitive business information
43-4/1-6	Miscellaneous Expenses	1	Col A, 1-9,14-23; Cols C-D, 1-12, 14-24	Sensitive contractual and competitive business information

Staff Work Paper Number	Description	Page(s)	Line(s)	Type of Information Classified Confidential
43-4/1-7	Miscellaneous Expenses	1	Cols A-C, 1-2; Col D, 1-3	Sensitive contractual and competitive business information
43-4/2	Natural Gas Receiving Report	4	1-32,37-50; Col A,D, 60-62	Sensitive contractual and competitive business information
43-4/2-1	Purchase Statement	1	1; Cols B-C, 10-12; Col D, 10-12, 13-14; Col E, 10-12; Col F, 10-12, 13-14; 16-18	Sensitive contractual and competitive business information
43-4/2-1/1	Invoice Details	1	1; Col B,F-H, 9-14; Col I, 15; Cols K-L, 9-16; Col M 9-14	Sensitive contractual and competitive business information
43-4/2-1/1-1	Gas Deal Form	1	1,3-8,11-16,19-20	Sensitive contractual and competitive business information
43-4/2-1/1-1	Gas Deal Form	2	1-6,10-11,13-14,16	Sensitive contractual and competitive business information
43-4/2-1/1-1	Gas Deal Form	3	Col D,F,H-K,M, 1-18	Sensitive contractual and competitive business information
43-4/2-1/1-1	Gas Deal Form	4	1; Col B, 2-29	Sensitive contractual and competitive business information
45-1	Coal Inv. Adjustments	3	Col A, 1-18,21-25, 27-30,32-35,38-40, 42-56	Sensitive contractual and competitive business information
45-1	Coal Inv. Adjustments	5	Col A, 1-18,21-30, 32-35,38-40, 42-56	Sensitive contractual and competitive business information
45-1	Coal Inv. Adjustments	7	Col A, 1-18,21-26	Sensitive contractual and competitive business information

Staff Work Paper Number	Description	Page(s)	Line(s)	Type of Information Classified Confidential
45-1	Coal Inv. Adjustments	9	Col A, 1-18,21-34, 37-55	Sensitive contractual and competitive business information
45-1/1	Fuel Requisitions	2	Col A, 1-16	Sensitive contractual and competitive business information
45-1/2	Fuel Requisitions	2	Col A, 1-15	Sensitive contractual and competitive business information
45-1/3-1	Coal Reconciliation Sheet	1	Col A, 1-15	Sensitive contractual and competitive business information
45-1/4	Fuel Requisitions	2	Col A, 1-15	Sensitive contractual and competitive business information
46-3	Fossil Fuel Inventory Report	1	Cols A-B, 1-9, 11-56; Cols C-D, 19-23, 32-56; Cols E-L, 1-56; Cols M-O, 1-9, 11-56	Sensitive contractual and competitive business information
46-3	Fossil Fuel Inventory Report	2	Col A-D, 1-2; Col E-L, 1-10; Col M-O, 1-2; 15-16,18-20	Sensitive contractual and competitive business information
49-2	Inventory Transmission	1	Cols, H-N,P-Q, 1-19	Sensitive contractual and competitive business information
49-2/1	Fuel Receipt Report	1	Col F, 1-7,9-20; Cols H-I, 9-20	Sensitive contractual and competitive business information
49-3	Inventory Transmission	1	Cols H-N,P-Q, 1-26	Sensitive contractual and competitive business information
49-3	Inventory Transmission	2	Cols, H-N,P-Q, 1-3	Sensitive contractual and competitive business information

Staff Work Paper Number	Description	Page(s)	Line(s)	Type of Information Classified Confidential
49-4	Fossil Fuel Inventory Report	1	Cols C-D, 1-9, 11-55; Cols E-F, 21-23, 32-55; Cols G-N, 1-55; Cols O-Q, 1-9, 11-55;	Sensitive contractual and competitive business information
53A	EMT procedures	1-69	All	Sensitive contractual and competitive business information
53-1	FPL Hedging Filing Heavy Fuel Oil	1	Col C, 4-12,15; Col D, 4-12,15; Col E, 4-12; Col F, 4-11	Sensitive contractual information
53-1	FPL Hedging Filing Heavy Fuel Oil	2-13	Cols C-F, 4-12	Sensitive contractual information
53-1/1	Calculation of Gain Summary	1	Col B, 1-44; Col C, 36-44; Col D, 1-35	Sensitive contractual and competitive business information
53-1/1	Calculation of Gain Summary	2	Col B, 1-27; Col C, 1-28; Col D, 28; Col E, 28; 29-31	Sensitive contractual and competitive business information

Staff Work Paper Number	Description	Page(s)	Line(s)	Type of Information Classified Confidential
53-1/1-1	FPL Derivative Settlements	1	Cols B,D, 1,8,11, 27,30; Col E, 1,3,5-8,11, 13,15,17,19,21,23,27,30; Cols G-K, 1,8,11, 27,30; Col L, 23; Col M, 1,3,5,7-8, 11,13,15,17,19,21, 23,27,30	Sensitive contractual and competitive business information
53-1/1-1	FPL Derivative Settlements	2	Cols B,D, 3,10,13, 17,24,27-29; Col E, 1,3,5,7-10, 13,15,17,19,21-24, 27-29,31; Cols G,J,K, 3,10, 13,17,24,27-29; Col M, 1,3,5,7, 9-10,13,15,17,19, 21,23-24,27-29,31	Sensitive contractual and competitive business information
53-1/1-1	FPL Derivative Settlements	3	Cols B, D, 1-3, 13-29,32-34; Col E, 1-3,5,7-9, 13-30,32-35; Cols G,J,K, 1-3, 13-29,32-34; Col M, 1-3,5,7,9, 13-30,32-34	Sensitive contractual and competitive business information
53-1/1-1	FPL Derivative Settlements	4	Cols B,D, 1-14,21, 24-34; Col E, 1-14,16,18, 20-21,24-34,36; Cols G,J,K, 1-14, 21,24-34; Col M, 1-14,16, 18-21,24-34,36	Sensitive contractual and competitive business information

Staff Work Paper Number	Description	Page(s)	Line(s)	Type of Information Classified Confidential
53-1/1-1	FPL Derivative Settlements	5	Cols B,D, 1-11,18, 21,25; Col E, 1-11,13, 15-18,21,23,25, 27-31; Cols G,J,K, 1-11, 18,21,25; Col M, 1-11,13, 15-18,21,23,25, 27,29-32	Sensitive contractual and competitive business information
53-1/1-1	FPL Derivative Settlements	6	Cols B,D, 1,5,15, 18,25,28; Col E, 1,3,5,7,9-11, 13,15,18,20,22, 24-25,28,30; Cols G,J,K, 1,5,15, 18,25,28; Col M, 1,3, 5,7,9, 11,13,15,18,20,22, 24-25,28,30; 23,25	Sensitive contractual and competitive business information
53-1/1-1	FPL Derivative Settlements	7	2,13,15; Cols B,D, 4,7-8, 18-34; Col E, 1,3-4,7-8, 10,12,14,18-34; Cols G,J,K, 4,7-8, 18-34; Col M, 1,3-4,7-8, 10,12,14,18-34	Sensitive contractual and competitive business information

Staff Work Paper Number	Description	Page(s)	Line(s)	Type of Information Classified Confidential
53-1/1-1	FPL Derivative Settlements	8	7,24; Cols B,D, 1-2,9, 12-19; Col E, 1-2,4,6, 8-9,12-19,21,23, 25,27,29; Col G, 1-2,9,12-19; Col H., 23; Cols J, 1-2,9,12-19; Col K, 1-2,9,12-19, 25; Col M, 1-2,4,6, 8-9,12-19,21,23, 25,27,29; 32	Sensitive contractual and competitive business information
53-1/1-1	FPL Derivative Settlements	9	18,20,28; Cols B,D, 1,11-13, 23; Col E, 1,3,5-7, 11-13,15,17,19,23, 25,27,29,31; Cols G,J,K, 1, 11-13,23; Col M, 1,3,5,7, 11-13,15,17,19, 23-25,27,29,31-32	Sensitive contractual and competitive business information

Staff Work Paper Number	Description	Page(s)	Line(s)	Type of Information Classified Confidential
53-1/1-1	FPL Derivative Settlements	10	<p>Cols B,D, 4,7-10, 14-17,24,27,31;</p> <p>Col E, 1,4,7-10, 12,14-17,19,21, 22-24,27,29,31;</p> <p>Cols G,J,K, 4, 7-10,14-17,24,27, 31;</p> <p>Col L, 4,7-10,12, 14-17,19,21,23-24, 27,29,31;</p> <p>Col M, 1,4,7-10, 12,14-17,19,21,23- 24,27,29,31</p>	Sensitive contractual and competitive business information
53-1/1-1	FPL Derivative Settlements	11	<p>18;</p> <p>Cols B,D, 6,9,13, 23,26-28;</p> <p>Col E, 1,3-6,9,11, 13,15,17,19, 21, 23,26-28,30,32;</p> <p>Cols H-I,K, 6,9,13, 23,26-28;</p> <p>Col L, 1,3,5-6,9,11, 13,15,17,19,21, 23,26-28,30,32;</p> <p>Col M, 1,3,5-6,9, 11-13,15,17,19,21, 23,26-28,30,32</p>	Sensitive contractual and competitive business information

Staff Work Paper Number	Description	Page(s)	Line(s)	Type of Information Classified Confidential
53-1/1-1	FPL Derivative Settlements	12	1,11,21; Cols B,D, 3,6,13, 16; Col E, 2-3,6,8,10, 12-13,16,18,20,22, 24,26,28,30; Cols H-I,K, 3,6,13, 16; Col L, 2-3,6,8,10, 12-13,16,18,20,22, 24,26,28,30; Col M, 2-3,6,8,10, 12-13,16,18,20, 22,24,26,28,30;	Sensitive contractual and competitive business information
53-1A	Summary of Hedging Filing	1	Col A, 1-12	Sensitive contractual and competitive business information
53-1/1-1/1	Swap Entry Deal	1	1,3,5-6,8-19,22	Sensitive contractual and competitive business information
53-1/1-1/2	FPL Derivative Settlements	1	Cols B,D, 3,6-11, 24,27,31; Col E, 1-3,6-11,13, 15-17,19,21,24,27, 29,31; Cols G,J,K, 3,6-11, 24,27,31; Col M, 2-3,6-11, 13,15,17,19,21,24, 27,29,31	Sensitive contractual and competitive business information

Staff Work Paper Number	Description	Page(s)	Line(s)	Type of Information Classified Confidential
53-1/1-1/2	FPL Derivative Settlements	2	24,27; Cols B,D, 6,9-11, 15-17,31; Col E, 1,3-6,9-11, 13,15-17,19,21-23, 29,31; Cols G,J,K, 6,9-11, 15-17,31; Col M, 1,3,5-6, 9-11,13,15-17,19, 21-23,29,31	Sensitive contractual and competitive business information
53-1/1-1/2-1	Settlement Prices Maintenance Form	3	1,3,5-10,21	Sensitive contractual and competitive business information
53-1/1-2	FPL Derivative Settlements	1	Cols B,D, 6,9-17, 20-27,31; Col E, 1,3,5-6, 9-17,19,20-27, 29,31,33,34; Cols G-I,K-L, 6,9-17,20-27; Col M, 1,3,5-6, 9-17,19-27,29, 31,33; 4,35	Sensitive contractual and competitive business information
53-1/1-2/1	Swap Entry Deal	1	1,3,5-6,8,11,22	Sensitive contractual and competitive business information
53-1/2	Calculation of Gain Summary	1	Col B, 1-11; Col C, 7-12; Col D, 1-6; Col E, 12	Sensitive contractual and competitive business information
53-2A	Summary of Hedging Filing Natural Gas	1	Col A, 1-12; 17; Col B, 18-23	Sensitive contractual and competitive business information

Staff Work Paper Number	Description	Page(s)	Line(s)	Type of Information Classified Confidential
53-2	Hedging Filing Natural Gas	1	Cols C-D, 4-12, 14-15; Col E,4-12; Col F,4-11	Sensitive contractual information
53-2	Hedging Filing Natural Gas	2-13	Cols C-F, 4-12	Sensitive contractual information
53-2/1	Calculation of Gain Summary	1	Cols B,C, 1-30	Sensitive contractual and competitive business information
53-2/1	Calculation of Gain Summary	2	Col B, 1-11; Col C, 1-12	Sensitive contractual and competitive business information
53-2/1-1	FPL Derivative Statements	1	1; Cols B-D, 4,11-12, 22-23; Col E, 4,6,8, 11-12,14,17,18, 22-23; Col G, 4,11-12, 22-23; Col H-I, 4,22-23; Col J, 11-12; Col K, 4,11-12, 22-23; Col L, 4,6,8, 18,22-23; Col M, 4,6,8, 11-12,14,16,18, 22-23; 19	Sensitive contractual and competitive business information

Staff Work Paper Number	Description	Page(s)	Line(s)	Type of Information Classified Confidential
53-2/1-1	FPL Derivative Statements	2	Col B, 1,23-24, 31-34; Col D, 1,23-24, 31-34; Col E, 1,3,5,15,17, 19,23-24,26,28, 31-34; Cols G-K, 1,23-24, 31-34; Col L, 1,3,5,19, 23-24,26,28,31-34; Col M, 1,3,5,15,17, 19,23-24,26,28, 31-34; 8-13,18,20	Sensitive contractual and competitive business information
53-2/1-1	FPL Derivative Statements	3	Col B, 1-3,10, 13-14,21,24,31-33; Col D, 1-3,10, 13-14,21,24,31-33; Col E, 1-3,5,7-9, 10,13-14, 16, 18-21,24,26,28, 31-33; Col G, 1-3,10, 13-14,21-24,28, 31-33; Col H-I, 21-24; Col J, 1-3,10, 13-14,31-33; Col K, 1-3,10, 13-14,21,24,31-33; Col M, 1-3,5,7, 9-10,13-14,16,18, 20-21,24,26,28, 31-33	Sensitive contractual and competitive business information

Staff Work Paper Number	Description	Page(s)	Line(s)	Type of Information Classified Confidential
53-2/1-1	FPL Derivative Statements	4	Cols B-D, 1,8,11, 18,21-22,29-32; Col E, 1,3,5-8, 11,13,15-18, 21-22,24,26,29-32; Cols G,J-K, 1,8,11, 18,21-22,29-32; Col L, 7,24,26; Col M, 1,3,5,7-8, 11,13,15,17-18, 21-22,24,26,29-32	Sensitive contractual and competitive business information
53-2/1-1	FPL Derivative Statements	5	Col A, 6,9-12; Col B, 17-22, 28,31; Col D, 6,9-12, 17-22,28-31; Col E, 3,5-6,9-12, 14,17-23,25,27-31; Col G, 6,9-12, 17-22,28-31; Col H-I, 6,9-12; Col J, 17-22,28-31; Col K, 6,9-12, 17-22,28-31; Col L, 5-6,9-12,14, 26-27; Col M, 1,5-6,9-12, 14,17-23,25,27-31; 4,26	Sensitive contractual and competitive business information

Staff Work Paper Number	Description	Page(s)	Line(s)	Type of Information Classified Confidential
53-2/1-1	FPL Derivative Statements	6	Col B, 1,8,11,18, 21-28; Col D, 1,8,11,18, 21-28; Col E, 1,3,5-8,11, 13,15-18,21-29,31; Col G, 1,8,11,18, 21-28; Col H-I, 18,21-28; Col J, 1,8,11; Col K, 1,8,11,18, 21-28; Col L, 18,21-29,31; Col M, 1,3,5,7- 8, 11,13,15,17-18, 21-29,31	Sensitive contractual and competitive business information
53-2/1-1	FPL Derivative Statements	7	Cols B,D, 1-3,16, 19-20,27,30; Col E, 1-3,5,7,9, 11,13,16,19-20, 22,24-27,30,32; Col G, 1-3,16, 19-20,27,30; Col J, 1-3,16, 19-20,27,30; Col K, 1-3,16, 19-20,27,30; Col L, 9,11,13; Col M, 1-3,5,7,9, 11,13,16,19-20, 22,24,26-27,30,32; 8	Sensitive contractual and competitive business information

Staff Work Paper Number	Description	Page(s)	Line(s)	Type of Information Classified Confidential
53-2/1-1/1	Swap Deal Entry	1	1,3,5-18,21	Sensitive contractual and competitive business information
53-2/1-1/2	Confirmation of Commodity Swap	1	1-3,10,12,14-17, 20,23-25,26-27	Sensitive contractual and competitive business information
53-2/1-1/2	Confirmation of Commodity Swap	2	3,16-19	Sensitive contractual and competitive business information
53-2/1-1/3	Confirmation of Commodity Swap	1	Col A-C, 1-12	Sensitive contractual and competitive business information
53-2/1-1/4	Swap Deal Entry	1	1,3,5-18,21	Sensitive contractual and competitive business information
53-2/1-1/6	Payment Coupon	1	1,5,8,16,24, 26-27,30	Sensitive contractual and competitive business information
53-2/1-1/6	Payment Coupon	2	1,11-20,22-24	Sensitive contractual and competitive business information
53-2/1-1/6-1	Invoice	1	Cols A,D-F,H-K, 1-2; Col N, 1-6	Sensitive contractual and competitive business information
53-2/2	Calculation of Gain Summary	1	Col B, 1-18; Col C, 1-19	Sensitive contractual and competitive business information

Staff Work Paper Number	Description	Page(s)	Line(s)	Type of Information Classified Confidential
53-2/2-1	FPL Derivative Statements	1	Cols B,D 1,4, 11-12,19,22-23; Col E, 1,4,6,8, 11-12,14,16-19, 22-23; Col G, 1,4,11-12, 19,22-23; Col H, 1,4,19, 22-23; Col I, 1,4,6,8,19, 22-23; Col J, 11-12; Col K, 1,4, 11-12, 19,22-23; Col L, 1,4,6,8, 18-19,22-23; Col M, 1,4,6,8, 11-12,14,16,18-19, 22-23	Sensitive contractual and competitive business information

Staff Work Paper Number	Description	Page(s)	Line(s)	Type of Information Classified Confidential
53-2/2-1	FPL Derivative Statements	2	Cols B,D, 1,8-13, 20,23-24,31-34; Col E, 1,3,5,8-13, 15,17-20,23-24, 26,28,31-34; Col G, 1,8-13,20, 23-24,31-34; Cols H-I, 1,20, 23-24; Col J, 8-13,31-34; Col K, 1, 8-13,20, 23-24,31-34; Col L, 1,3,5,19-20, 23-24,26,28; Col M, 1,3,5,8-13, 15,17,20,23-24, 26,28,31-34	Sensitive contractual and competitive business information

Staff Work Paper Number	Description	Page(s)	Line(s)	Type of Information Classified Confidential
53-2/2-1	FPL Derivative Statements	3	Cols B-D, 1-3, 10-13,21,24,31-33; Col E, 1-3,5,7-13, 16,18,20-21,23-24, 26,28,31-33; Col G, 1-3,10-13, 21,24,31-33; Col H, 21,24; Col I, 9,21,24, 26,28; Col J, 1-3,10-13, 31-33; Col K, 1-3,10-13, 21,24,31-33; Col L, 9,21,24,26, 28; Col M, 1-3,5,7, 9-13,16,18,20-21, 24,26,28,31-33 14,19	Sensitive contractual and competitive business information

Staff Work Paper Number	Description	Page(s)	Line(s)	Type of Information Classified Confidential
53-2/2-1	FPL Derivative Statements	4	<p>Cols B-D, 1,8,11, 18,21-22,29-32;</p> <p>Col E, 1,3,5-8,11, 13,15-18,21-22, 24,26,29-32;</p> <p>Col G, 1,8,11, 18,21-22,29-32;</p> <p>Cols H-I, 18,21-22;</p> <p>Col J, 1,8,11, 29-32;</p> <p>Col K, 1,8,11, 18,21-22,29-32;</p> <p>Col L, 7,18,21-22, 24, 26;</p> <p>Col M, 1,3,5,7-8, 11,13,15,17-18, 21-22,24,26,29-32</p>	Sensitive contractual and competitive business information
53-2/2-1	FPL Derivative Statements	5	<p>Cols B,D, 6,17-22, 29,32;</p> <p>Col E, 1,3-6,12, 14,17-22,24,26, 28-29,32;</p> <p>Col G, 6,17-22,29, 32;</p> <p>Col H,I, 6;</p> <p>Col J, 17-22,29, 32;</p> <p>Col K, 6, 17-22,29, 32;</p> <p>Col L, 6,12,14,28;</p> <p>Col M, 1,3,5-6,12, 14,17-22,24,26, 28-29,32;</p> <p>9-10,27</p>	Sensitive contractual and competitive business information

Staff Work Paper Number	Description	Page(s)	Line(s)	Type of Information Classified Confidential
53-2/2-1	FPL Derivative Statements	6	<p>Cols B,D, 1,8,11, 18,21-27;</p> <p>Col E, 1,3,5,7-8,11, 13,15-18,21-27, 29,31;</p> <p>Col G, 1,8,11, 18, 21-27;</p> <p>Col H,I, 18,21-27;</p> <p>Col J, 1,8,11;</p> <p>Col K, 1,8,11, 18, 21-27;</p> <p>Col L, 9,21-27, 29,31;</p> <p>Col M, 1,3,5,7-8, 11,13,15,17-18, 21-27,29,31;</p> <p>6</p>	Sensitive contractual and competitive business information
53-2/2-1	FPL Derivative Statements	7	<p>Cols B,D, 1-3,16, 19-20,27,30;</p> <p>Col E, 1-3,5-9,11, 13,16,19-20,22, 24-27,30,32;</p> <p>Cols G,J-K, 1-3,16, 19-20,27,30;</p> <p>Col L, 9,11,13;</p> <p>Col M, 1-3,5,7,9, 11,13,16,19-20, 22,24,26-27,30,32</p>	Sensitive contractual and competitive business information
53-2/3	Calculation of Gain Summary	1	<p>Cols A,B,D-I, 1-7;</p> <p>8-10,12-15</p>	Sensitive contractual and competitive business information
53-3	Hedging Summary Electricity	1	Col A, 1-12	Sensitive contractual and competitive business information

Staff Work Paper Number	Description	Page(s)	Line(s)	Type of Information Classified Confidential
53-3	Hedging Summary Electricity	2	Cols C,D, 4-14; Cols E-F, 4-11	Sensitive contractual information
53-3/1	Hedging Filing Electricity	1-12	Cols C-F, 4-12	Sensitive contractual information
53-3/1-1	FPL Option Accrual Power & Gas Closing	1	Cols B,D, 1,17,20; Col E, 1,6,8,10,12, 14,17,20,22; Cols G-I,K, 1,17, 20; Col L, 1,3,6,8,10, 12,14,17,20,22,24; Col M, 1,6,8,10,12, 14,17,20,22; 4,9	Sensitive contractual and competitive business information
53-3/1-1	FPL Option Accrual Power & Gas Closing	2	Cols B,D, 4,7-8,25, 28-29; Col E, 1-4,7-8,10, 12-14,20,22-25, 28-29; Cols G-I,K, 4,7-8, 25,28-29; Col L, 1,3-4,7-8, 10,12,14,20,22, 24-25,28-29; Col M, 1,3-4,7-8, 10,12,14,20,22, 24-25,28-29 15,18;	Sensitive contractual and competitive business information
53-3/1-1	FPL Option Accrual Power & Gas Closing	3	Cols E,L,M, 2,4-6, 8,10,12,14-15;	Sensitive contractual and competitive business information
53-3/1-1/1	Power Options Maintenance Form	1	1-4,7-10,12,15,17, 19,21	Sensitive contractual and competitive business information
58-1/3-2	Power Deal Lambda Report	1	Cols C,H-I,K-N 1-40	Sensitive contractual and competitive business information

Staff Work Paper Number	Description	Page(s)	Line(s)	Type of Information Classified Confidential
58-1/3-2	Power Deal Lambda Report	2	Cols C,H-I,K-N 1-46	Sensitive contractual and competitive business information
58-1/3-2	Power Deal Lambda Report	3	Cols C,H-I,K-N 1-44	Sensitive contractual and competitive business information
58-1/3-2	Power Deal Lambda Report	4	Cols C,H-I, 1-34,38-44; Cols K-N, 1-34b, 36-44	Sensitive contractual and competitive business information
58-1/3-2	Power Deal Lambda Report	5-6	Cols C,H-I,K-N 1-46	Sensitive contractual and competitive business information
58-1/3-2	Power Deal Lambda Report	7-8	Cols C,H-I,K-N 1-44	Sensitive contractual and competitive business information
58-1/3-2	Power Deal Lambda Report	9	Cols C,H-I,K-N 1-46	Sensitive contractual and competitive business information
58-1/3-2	Power Deal Lambda Report	10	Cols C,H-I,K-N 1-44	Sensitive contractual and competitive business information
58-1/3-2	Power Deal Lambda Report	11	Cols C,H-I, 1-14,17-42; Cols K-N, 1-42	Sensitive contractual and competitive business information
58-1/3-2	Power Deal Lambda Report	12	Cols C,H-I,K-N 1-42	Sensitive contractual and competitive business information
58-1/3-2	Power Deal Lambda Report	13	Cols C,H-I,K-N 1-44	Sensitive contractual and competitive business information
58-1/3-2	Power Deal Lambda Report	14	Cols C,H-I, 1-38,42-44; Cols K-N, 1-38b,40-44	Sensitive contractual and competitive business information
59	Summary	1	1-9,13-22	Sensitive contractual and competitive business information
59-1	Coal Transp Adj.	1	1-10	Sensitive contractual and competitive business information
59-1	Coal Transp Adj.	2	1	Sensitive contractual and competitive business information

Staff Work Paper Number	Description	Page(s)	Line(s)	Type of Information Classified Confidential
59-1	Coal Transp Adj.	3	1,4,13,21; Cols C-D, ,23-24; 27	Sensitive contractual and competitive business information
60-1	Invoice	1	1-7	Sensitive contractual and competitive business information
60-1	Invoice	2	1-2	Sensitive contractual and competitive business information
60-1	Invoice	3	1,4	Sensitive contractual and competitive business information
60-1	Invoice	4	Col A, 7-11; Col AA, 1,6	Sensitive contractual and competitive business information
60-1/1	SSDR System Report	1	1,3	Sensitive contractual and competitive business information
60-1/1	SSDR System Report	2	Col A, 1-10; Col B, 1-11,13	Sensitive contractual and competitive business information
60-1/1-1	SSDR System Report	1	1,3	Sensitive contractual and competitive business information
60-1/1-1	SSDR System Report	2	Col A, 1-10; Col B, 1-11,13	Sensitive contractual and competitive business information
60-1/2	SSDR System Report	1	1,5,7	Sensitive contractual and competitive business information
60-1/3	SSDR System Report	1	1,3	Sensitive contractual and competitive business information
60-1/4	Transmission Hourly Computation	1	Col A, 1-25; Col B, 1-26	Sensitive contractual and competitive business information
60-1/4	Transmission Hourly Computation	2	Col A, 1-25; Col B, 1-28	Sensitive contractual and competitive business information
60-1/4	Transmission Hourly Computation	3-4	Col A, 1-25; Col B, 1-26	Sensitive contractual and competitive business information
60-1/4	Transmission Hourly Computation	5	Col A, 1-24; Col B, 1-25	Sensitive contractual and competitive business information

Staff Work Paper Number	Description	Page(s)	Line(s)	Type of Information Classified Confidential
60-1/4	Transmission Hourly Computation	6-31	Col A, 1-25; Col B, 1-26	Sensitive contractual and competitive business information

FPL witness Robert Osgood, Manager of Internal Auditing Power Supply, testifies that certain sensitive materials concerning FPL's internal audits are contained within staff working papers entitled: "Notes from Internal Audits." FPL asserts that this information is confidential pursuant to Section 366.093(b), Florida Statutes.

FPL witness Gerard J. Yupp, Director of Wholesale Operations for FPL's Energy Marketing and Trading Division, testifies that certain of FPL's sensitive contractual and business information is reported in staff working papers entitled: "Purchase Order," "Invoice," "Rail Car Accident Costs," "Natural Gas Requisition," "Gas Closing Report," "Purchase Statement," "Gas Deal Form," "Invoice Details," "Invoice Chevron," "Monthly Gas Closing Report," "Inventory Sample," "Gas Adjustment," "Gas Sales," "Publication Prices," "Miscellaneous Expenses," "Natural Gas Receiving Report," "Coal Inventory Adjustments," "Fuel Requisitions," "Coal Reconciliation Sheet," "Fossil Fuel Inventory Report," "Inventory Transmission," "Fuel Receipt Report," "EMT Procedures," "Calculation of Gain Summary," "FPL Derivative Settlements," "Summary of Hedging Filing," "Swap Deal Entry," "Settlement Prices Maintenance Form," "Summary of Hedging Filing Natural Gas," "Swap Deal Entry," "Confirmation of Commodity Swap," "Payment Coupon," "Hedging Summary Electricity," "FPL Option Accrual Power & Gas Closing," "Power Options Maintenance Form," "Power Deal Lambda Report," "Summary," and "Coal Transportation Adjustment." FPL asserts that disclosure of this information would impair the ability of FPL or its affiliates to enter into favorable contracts. Additionally, FPL states that the release of this information would harm the competitive business of the provider of the information.

FPL witness Yupp also contends that the information contained in staff work papers entitled: "FPL Hedging Filing -- Heavy Fuel Oil," "Hedging Filing -- Natural Gas," "Hedging Summary -- Electricity" and "Hedging Filing -- Electricity" is sensitive contractual information. According to witness Yupp, the release of the detailed sensitive contractual information would impair the ability of FPL or its affiliates to contract favorably with others.

FPL witness Korel Dubin, Manager of Regulatory Issues, testifies that customer account information is included in staff working papers entitled: "Revenues," "Revenues Calculation," and "Sample Bill." According to witness Dubin, it is FPL's corporate policy not to disclose customer-specific information. FPL states that the policy includes but is not limited to release of customer names, addresses, telephone numbers, account numbers, rates, billing determinates, conservation savings, and bills. FPL explains that it treats customer information as confidential and does not disclose it, unless required by law.

FPL witness Robert A. Birch, Staff Engineer for Power Supply, testifies that sensitive transmission data is reported within staff working papers entitled: "Invoice," "SSDR System

Report,” and “Hourly System Computation.” According to witness Birch, detailed information concerning FPL’s transmission of electricity is contained in these staff working papers. If this information were released, FPL argues the release would harm the ability of FPL or its affiliates to contract on favorable terms.

Upon review, it appears that the information discussed above continues to be proprietary confidential business information within the meaning of Section 366.093, Florida Statutes. The information constitutes “[i]nternal auditing controls and reports of internal auditors,” “[i]nformation concerning bids or other contractual data, the disclosure of which would impair the efforts of the public utility or its affiliate to contract for goods or services on favorable terms,” or “[i]nformation relating to competitive interests, the disclosure of which would impair the competitive business of the provider of the information.” Thus, the request for extension of confidential classification is granted.

Section 366.093(4), Florida Statutes, provides that any finding by the Commission that records contain proprietary confidential business information shall be effective for a period not to exceed 18 months, absent good cause shown. Accordingly, the information identified in Document Nos. 04761-05, 04672-05, and 04864-05, as described in the table above, shall be granted confidential classification for a period of 18 months from the issuance of this Order.

FPL also requests that the material be returned to the utility once the information is no longer needed by the Commission. However, audit reports and the related working papers are retained by the Commission for a period of 25 years. If FPL wishes to keep this information confidential after the additional 18 month period granted herein, FPL will need to seek another extension of time pursuant to Section 366.093, Florida Statutes.

Based on the foregoing, it is

ORDERED by Commissioner Matthew M. Carter II, as Prehearing Officer, that the information described in the body of this Order and contained in Document Nos. 04761-05, 04672-05, and 04864-05 shall be granted confidential classification for a period of 18 months from the issuance 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.

By ORDER of Commissioner Matthew M. Carter II, as Prehearing Officer, this 28th
day of November, 2007.



MATTHEW M. CARTER II
Commissioner and Prehearing Officer

(S E A L)

LCB/pz

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 Commission Clerk, Office of Commission Clerk, 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.