

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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

DOCKET NO. 20220001-EI
ORDER NO. PSC-2022-0092-CFO-EI
ISSUED: February 21, 2022

ORDER ACKNOWLEDGING CONFIDENTIALITY
(DOCUMENT NOS. 11119-2020, X-REF. 04671-2017 AND 04672-2017)

Order No. PSC-2017-0250-CFO-EI, issued June 29, 2017, granted confidentiality to Florida Power & Light Company (FPL) Audit No. 2017-023-4-1, Document Nos. 05010-2017, x-ref. 04671-2017, 04672-2017, and 05159-2017. FPL filed its First Request for Extension of Confidential Classification for this same material on June 29, 2020, which was granted by Order No. PSC-2020-0504-CFO-EI, issued December 17, 2020. The confidential document listed in Order No. PSC-2020-0504-CFO-EI was Document No. 05010-2017, a highlighted version of the Commission staff workpapers found in Document No. 04671-2017. Documents 04671-2017, 04672-2017, and 05159-2017, consisting of the original staff workpapers and highlighted versions of Audit No. 2017-023-4-1, along with Document 11119-2020, a revised version of document 05010-2017, were inadvertently omitted from the order although intended to be covered by the company's request.

On August 3, 2021, Commission staff notified the Clerk's Office that Document Nos. 05010-2017 and 05159-2017 could be returned to FPL since they had been replaced by Document No. 11119-2020. These materials were returned to FPL on August 13, 2021. At this time the documents the Clerk's Office has retained associated with Audit No. 2017-023-4-1 are Documents Nos. 11119-2020, 04671-2017, and 04672-2017. These documents are confidential by Order PSC-2020-0504-CFO-EI and remain confidential until 36 months from December 17, 2020.

Based on the foregoing, it is hereby

ORDERED by Mike La Rosa, Prehearing Officer, that Documents Nos. 11119-2020, 04671-2017, and 04672-2017, are confidential pursuant to Order No. PSC-2020-0504-CFO-EI, issued December 17, 2020, and shall remain confidential until 36 months from that date, or until December 17, 2023. It is further

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

By ORDER of Commissioner Mike La Rosa, as Prehearing Officer, this 21st day of February, 2022.



Mike La Rosa
Commissioner and Prehearing Officer
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Copies furnished: A copy of this document is provided to the parties of record at the time of issuance and, if applicable, interested persons.

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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 Office of Commission Clerk, in the form prescribed by Rule 25-22.0376, 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.