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FILE COPY

June 6, 1995

Ms. Blanca S. Bayó, Director
Division of Records and Reporting
Florida Public Service Commission
Fletcher Building
101 East Gaines Street
Tallahassee, Florida 32399-0850

**Re: Florida Power & Light Company's Notice of Intent
to Request Confidential Classification --
Fuel and Purchased Power Cost Recovery Clause and
Generating Performance Incentive Factor, Docket No. 950001-EI**

Dear Ms. Bayó:

Enclosed please find an original and fifteen copies of FPL's "Notice of Intent to Request Confidential Classification" ("NOI") regarding the Commission Staff's Document/Record Request Number 27, dated June 2, 1995, for the Staff's audit of FPL's fuel and purchased power cost recovery clause and generating performance incentive factor. This filing is being made by FPL pursuant to Rule 25-22.006, F.A.C.

An additional copy of this transmittal letter is also enclosed, which I would appreciate having date-stamped as "filed" and returned to me in the accompanying, postage-paid envelope. If you have any questions regarding this filing, please call me at (305) 552-3924.

Very truly yours,

David L. Smith
Senior Attorney

RECORDED
INDEXED
MAY 11 1995
RECORDS

ACK 1
AFA 15
APP 1
DUDLEY 1
DLS:plm 3
Enclosures
WFS
OTH 1

DOCUMENT NUMBER-DATE

05433 JUN 12 95

FPSC-RECORDS/REPORTING

**BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION**

Fuel and Purchased Power Cost Recovery)
Clause and Generating Performance)
Incentive Factor)

Docket No. 950001-EI

**NOTICE OF INTENT TO REQUEST
CONFIDENTIAL CLASSIFICATION**

Pursuant to Rule 25-22.006(3)(a), F.A.C., Florida Power & Light Company ("FPL") files this "Notice of Intent to Request Confidential Classification" ("NOI").

1. Any pleading, motion, notice, order or other document required to be served or filed by any other party relating to this NOI should be forwarded to the following individuals:

Carlos Suastegui
Florida Power & Light Company
P. O. Box 029100
Miami, Florida 33102-9100

David L. Smith, Esq.
Law Department
Florida Power & Light Company
9250 W. Flagler St.
Miami, Florida 33174

2. Pursuant to the Florida Public Service Commission's ("Commission") audit of FPL's fuel and purchased power cost recovery clause and generating performance incentive factor for the period April 1994 - March 1995, the Commission Staff has provided to FPL several written requests for information.

DOCUMENT NUMBER-DATE

05433 JUN 12 88

FPSC-RECORDS/REPORTING

3. The material requested by Staff Document/Record Request ("D/RR") No. 27 pursuant to the Commission's audit of FPL's records in this Docket is intended to be and is treated by FPL as proprietary confidential business information as that term is defined in §366.093(3), F.S. (1993).

4. The material sought by D/RR No. 27 is confidential propriety business information because disclosure of the information concerning contractual data of FPL's vendors would impair the efforts of FPL to contract for goods and services on favorable terms. Furthermore, the disclosure of contractual data would also impair the competitive business(es) of the provider(s) of the information. The material therefore constitutes proprietary confidential business information pursuant to §366.093 (3)(d) and (e), F.S. (1993).

5. D/RR No. 27 is appended hereto as Attachment A.

6. Pursuant to Rule 25-22.006 (3)(a), F.A.C., this NOI constitutes a temporary exemption from §119.07, F.S. (1993), for the material identified by the Staff in D/RR No. 27 which is being "obtained" by the Staff as such concept is defined in Rule 25-22.006(1)(e), F.A.C. In accordance with Rule 25-22.006(3)(d), F.A.C., the Commission shall accord the material subject to D/RR No. 27 "stringent internal procedural safeguards against public disclosure."

WHEREFORE, FPL requests the Commission to treat the above-identified material as confidential in accordance with Rule 25-22.006(3)(d), F.A.C.

Respectfully submitted,



David L. Smith, Esq.
Law Department
Florida Power & Light Company
9250 W. Flagler Street
Miami, Florida 33174
(305) 552-3924
Florida Bar No. 0473499

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of Florida Power & Light Company's "Notice of Intent to Request Confidential Classification" was provided by first class mail to Raymond Grant at the Florida Public Service Commission, Division of Auditing and Financial Analysis, 3625 N.W. 82 Avenue, Suite 400, Miami, Florida 33166-7602 on this 6th day of June, 1995.



David L. Smith

(Please Use Ball Point Pen - Press Hard)

ATTACHMENT A

FLORIDA PUBLIC SERVICE COMMISSION DOCUMENT / RECORD REQUEST

TO: Carlos Suastegui
UTILITY: FPL
FROM: Raymond Grant
(AUDIT MANAGER)

Raymond Grant
(AUDITOR PREPARING REQUEST)

REQUEST NUMBER: 27

DATE OF REQUEST: 5-15-95

AUDIT PURPOSE: Fuel

REQUEST THE FOLLOWING ITEM(S) BE PROVIDED BY _____ (DATE) 5-19-95

REFERENCE RULE 25-22.006, F.A.C., THIS REQUEST IS MADE:

- INCIDENT TO AN INQUIRY
- OUTSIDE OF AN INQUIRY

ITEM DESCRIPTION:

(1) Please provide backup for the items on on the attached pages

TO: AUDIT MANAGER RAYMOND GRANT

DATE 6/2/95

THE REQUESTED RECORD OR DOCUMENTATION:

- (1) HAS BEEN PROVIDED TODAY
- (2) CANNOT BE PROVIDED IN THREE (3) WORK DAYS BUT WILL BE MADE AVAILABLE BY 6/2/95
- (3) AND IN MY OPINION THIS MATERIAL IS PROPRIETARY AND CONFIDENTIAL BUSINESS INFORMATION AS DEFINED IN 364.183, 366.093, OR 367.156, F.S. I UNDERSTAND THAT TO OBTAIN TEMPORARY CONFIDENTIAL HANDLING A NOTICE OF INTENT MUST BE FILED WITH THE DIVISION OF RECORDS AND REPORTING. TO MAINTAIN CONTINUED CONFIDENTIAL HANDLING OF THIS MATERIAL THE UTILITY OR OTHER PERSON MUST, WITHIN 21 DAYS AFTER THE COMMISSION STAFF HAS OBTAINED THE MATERIAL (OR IN THE CASE OF MATERIAL OBTAINED DURING THE COURSE OF AN AUDIT, WITHIN 21 DAYS AFTER THE AUDIT EXIT CONFERENCE) FILE A REQUEST FOR CONFIDENTIAL CLASSIFICATION WITH THE DIVISION OF RECORDS AND REPORTING, REFER TO RULE 25-22.006 F.A.C.

(4) THE ITEM WILL NOT BE PROVIDED. (SEE ATTACHED MEMORANDUM)

Raymond Grant
ACCOUNTANT
SIGNATURE AND TITLE OF RESPONDENT