

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Request for confidential ) DOCKET NO. 960660-EI  
classification of certain ) ORDER NO. PSC-96-1221-CFO-EI  
material obtained during staff's ) ISSUED: September 25, 1996  
audit review of construction )  
contracts associated with Martin )  
Power Plant Units 3 & 4 by )  
Florida Power & Light Company. )

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ORDER GRANTING FLORIDA POWER & LIGHT'S  
REQUEST FOR CONFIDENTIAL TREATMENT OF CERTAIN AUDIT WORKPAPERS  
IN DOCUMENTS NOS. 05805-96 AND 06995-96

Pursuant to Rule 25-22.006(4), Florida Administrative Code, Florida Power & Light Company (FPL) has requested specified confidential treatment for the audit work papers compiled during staff's preparation of the audit report (numbered 92-204-4-1) for FPL's Martin Plant Combined Cycle Units 3 & 4, in Docket 960660. The audit work papers are filed with the Commission as Document Nos. 05805-96 and 06995-96.

Florida law presumes that documents submitted to governmental agencies shall be public records. The only exceptions to this presumption are the specific statutory exemptions provided in the law and the exemptions granted by governmental agencies pursuant to the specific terms of a statutory provision. The presumption is based on the concept that government should operate in the "sunshine." It is the company's burden to demonstrate that the documents fall into one of the statutory examples set out in Section 366.093, Florida Statutes (F.S.), or to demonstrate that the information is proprietary confidential information, the disclosure of which will cause the company or its ratepayers harm.

The Florida Legislature has determined that the following information is proprietary confidential business information: internal auditing controls and reports of internal auditors; information concerning bids or other contractual data, the disclosure of which would impair the efforts of the public utility or its affiliates to contract for goods or services on favorable terms; and, information related to competitive interests, the disclosure of which would impair the competitive business of the provider of the information. Section 266.093(3)(b), (d), (e), Florida Statutes.

To establish that material is proprietary confidential business information under Section 366.093(3)(d), Florida Statutes, a utility must demonstrate (1) that the information is contractual

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data, and (2) that the disclosure of the data would impair the efforts of the utility to contract for goods or services on favorable terms. The Commission has previously recognized that this latter requirement does not necessitate the showing of actual impairment, or the more demanding standard of actual adverse results; instead, it must simply be shown that disclosure is "reasonably likely" to impair the company's contracting for goods or services on favorable terms.

FPL argues that the information staff auditors received is confidential because the information relates to internal auditing controls and reports of internal auditors. In addition, FPL Manager, Internal Auditing, Guy L. Casaceli, states: "All matters identified as exempt from disclosure pursuant to 366.093(3)(b) consist of information related to internal auditing controls and reports of internal auditors. The confidentiality of the information has been maintained by FPL."

In addition, FPL argues that some of the information is confidential because disclosure would impair FPL's competitive business. FPL Senior Procurement Specialist, Cynthia M. Crooks, states:

"All matters identified as exempt from disclosure pursuant to 366.093(3)(d)&(e) consist of information related to competitively bid steam turbine, combustion turbine and foundation construction contracts. The confidentiality of the information has been maintained by FPL. Disclosure of the information would likely impair FPL's ability to maintain the full benefits of competitive bidding by disclosing otherwise confidential terms and would also thereby impair FPL's competitive business within the meaning of sections 366.093(3)(d)&(e)."

FPL argues that the information for which it seeks confidential treatment is treated by FPL as confidential and has not been publicly disclosed.

The specific audit workpaper numbers and lines relating to the documents that FPL has requested confidential treatment, together with my findings, are listed in the table which follows:

Material from document 06995-96				
Staff Working Paper	Line(s)	Column(s)	Order	Type of material
Audit Report Page 6		3, 4	Grant	Contractual

Material from document 05805-96				
Staff Working Paper	Line(s)	Column(s)	Order	Type of Material
1 page 6	1-4		Grant	Contractual
1-1/1	1-2		Grant	Contractual
4 page 4		5-7	Grant	Contractual
4 page 5		9-10	Grant	Contractual
4 page 8	1		Grant	Internal Audit
5-1 page 1	1		Grant	Internal Audit
9-1 page 1	All		Grant	Internal Audit
9-1 page 2	All		Grant	Internal Audit
9-1 page 3	All		Grant	Internal Audit
9-1 page 4	All		Grant	Internal Audit
9-1 page 5	All		Grant	Internal Audit
9-1 page 6	All		Grant	Internal Audit
9-2 page 1	1-14		Grant	Internal Audit
9-3 page 1	1-22		Grant	Internal Audit

Material from document 05805-96				
Staff Working Paper	Line(s)	Column(s)	Order	Type of Material
9-3 page 2	1-20		Grant	Internal Audit
9-3 page 3	1-21		Grant	Internal Audit
9-3 page 4	1-21		Grant	Internal Audit
9-3 page 5	1-7		Grant	Internal Audit
9-4 page 1	All		Grant	Internal Audit
9-5 page 1	All		Grant	Internal Audit
9-5 page 2	All		Grant	Internal Audit
9-7 page 1	3-4, 12-13, 15-18, 20-33		Grant	Internal Audit
9-7/1 page 1	All		Grant	Internal Audit
9-7/1 page 2	All		Grant	Internal Audit
9-7/2 page 1	1-5		Grant	Internal Audit
9-8 page 1	6-23, 25-38		Grant	Internal Audit
9-8 page 2	6-31		Grant	Internal Audit
9-9 page 1	3-4, 9-16, 18-36		Grant	Internal Audit
10-5 page 3	1-3		Grant	Contractual
10-8 page 2	1, 3		Grant	Contractual
10-10 page 3	1-4		Grant	Contractual
10-12 page 1	9-10		Grant	Contractual
10-12 page 3		2-7	Grant	Contractual

Material from document 05805-96				
Staff Working Paper	Line(s)	Column(s)	Order	Type of Material
10-12 page 4		1, 4, 5	Grant	Contractual
10-12 page 5		1, 4, 5	Grant	Contractual
10-12 page 6		1, 4, 5	Grant	Contractual
10-12 page 7		1, 4, 5	Grant	Contractual
10-19 page 2	3, 5-6, 8-13		Grant	Internal Audit
10-23 page 2	15-18		Grant	Internal Audit
10-23 page 3		4, 5	Grant	Contractual
10-23 page 6		2-9	Grant	Contractual
10-24 page 2		2-7	Grant	Contractual
10-25 page 2	14-21		Grant	Contractual
10-25 page 3	1-7		Grant	Contractual
10-25 page 4		2-4	Grant	Contractual
10-25 page 5	1-10		Grant	Contractual
10-30 page 3	10-30, 37, 46-47		Grant	Contractual
10-32 page 1	3-6		Grant	Contractual
10-34 page 2	1-2, 4-15		Grant	Contractual
10-34 page 3	4, 6-8, 10, 13		Grant	Contractual
10-36 page 2	1, 4, 6, 7, 10, 12, 13, 16-32		Grant	Contractual



Material from document 05805-96				
Staff Working Paper	Line(s)	Column(s)	Order	Type of Material
10-36 page 3	1, 4, 6, 7, 10, 12, 13, 16, 17		Grant	Contractual
19 page 1	1, 2, 13-18		Grant	Contractual
19 page 2	1, 3, 4, 6		Grant	Contractual
19-2 page 1		5-7, 9, 10	Grant	Contractual
19-2 page 2		5-7, 9, 10	Grant	Contractual
19-4 page 1	1-21, 37, 38		Grant	Contractual
20-1A page 8	2		Grant	Contractual
20-1A page 12	2,3		Grant	Contractual
20-6A page 1	1		Grant	Contractual
20-6A page 2	3		Grant	Contractual
22-5A/1 page 1	1, 2, 9-12		Grant	Contractual
22-5A/1 page 2	1-4		Grant	Contractual
22-5A/1 page 3	5, 7-9		Grant	Contractual
22-5A/1 page 4	2		Grant	Contractual
22-5A/2 page 1	7, 30-33		Grant	Contractual
22-5A/3-3 page 1		2-4	Grant	Contractual

Material from document 05805-96				
Staff Working Paper	Line(s)	Column(s)	Order	Type of Material
22-5A/3-3 page 2	1-4, 6-9		Grant	Contractual
22-5A/3-3 page 3		2-7	Grant	Contractual
22-5A/3-3 page 4	1-14		Grant	Contractual
22-5A/3-3 page 5	1-9		Grant	Contractual
22B-1 page 1		4	Grant	Contractual
24 page 1	1-6, 11, 14, 16, 17, 20, 21, 26-28		Grant	Contractual
24 page 3	1	1,2	Grant	Contractual
24-1 page 1		2-4	Grant	Contractual
24-1 page 2		2,3	Grant	Contractual
24-1/1 page 1	1-16		Grant	Contractual
24-1/1-1 page 1		5-7, 9-10	Grant	Contractual
24-1/1-1 page 2		5-7, 9-10	Grant	Contractual
24-1/2 page 1	1-12		Grant	Contractual
24-1/2 page 2	1-13		Grant	Contractual
24-1/2 page 4	1-9		Grant	Contractual
24-2 page 1	1		Grant	Contractual
24-2 page 2	5		Grant	Contractual
24-2/1 page 1	1-2	3-6	Grant	Contractual

Material from document 05805-96				
Staff Working Paper	Line(s)	Column(s)	Order	Type of Material
24-2/2 page 1	1-3, 7-10		Grant	Contractual
24-2/2 page 2	1-10, 17-18, 27-31		Grant	Contractual
24-2/2 page 3	2, 5, 11-17, 26-34		Grant	Contractual
24-2/2 page 4	4-5, 12-19, 21, 30-37		Grant	Contractual
24-2/2 page 5	6-11, 19-30		Grant	Contractual
24-2/2-1 page 1	1-7, 11-13, 15, 17, 18, 21		Grant	Contractual
24-2/2-1 page 2	1-7, 11-13, 15, 17, 18, 20		Grant	Contractual
24-2/2-1/1 page 1		3,4	Grant	Contractual
24-2/2-1/2 page 1	1-4		Grant	Contractual
24-2/2-1/2 page 2	1-7, 15		Grant	Contractual
24-2/2-1/2 page 3		1-9	Grant	Contractual
24-2/2-1/3 page 1		2-6	Grant	Contractual
24-2/2-1/3 page 2	1-3, 5-20, 22, 23		Grant	Contractual



Material from document 05805-96				
Staff Working Paper	Line(s)	Column(s)	Order	Type of Material
24-2/2-1/4 page 1		2-6	Grant	Contractual
24-2/2-1/4 page 2	1-6, 13		Grant	Contractual
24-2/2-1/6 page 1		2-4	Grant	Contractual
24-2/2-1/6-1 page 2	1-4, 6-8, 10-16, 19		Grant	Contractual
24-2/2-1/6-1 page 3	1-3, 5-6, 8-14, 16, 23-24		Grant	Contractual
24-2/2-1/6-1 Page 4	1-3		Grant	Contractual
24-2/2-1/6-1/1 page 1	1-18		Grant	Contractual
24-2/2-1/6-1/1 page 2	All		Grant	Contractual
24-2/2-1/6-1/1 page 3	All		Grant	Contractual
24-2/2-1/6-1/1 page 4	All		Grant	Contractual
24-2/2-1/6-1/1 page 5	All		Grant	Contractual
24-2/2-1/6-1/1 page 6	All		Grant	Contractual
24-2/2-1/6-1/1 page 7	All		Grant	Contractual

Material from document 05805-96				
Staff Working Paper	Line(s)	Column(s)	Order	Type of Material
24-2/3 page 1	1-3, 5-17, 20-27, 29-32		Grant	Contractual
24-2/3 page 2	1-6, 8-18, 20-26		Grant	Contractual
24-2/3 page 3	1-5, 12-21, 23-24, 26, 30-35		Grant	Contractual
24-2/3 page 4	1, 4, 11-18, 25-36		Grant	Contractual
24-2/3 page 5	1-3, 6-9, 11-21		Grant	Contractual
24-2/3-1 page 1	1-7		Grant	Contractual
24-2/3-1 page 1	1-7, 11-13, 15, 17, 18, 20		Grant	Contractual
24-2/3-1 page 1	1-7		Grant	Contractual
24-2/3-1 page 1	1-7, 11-13, 15, 17, 18, 20		Grant	Contractual
24-2/3-1/1 page 1		3-4	Grant	Contractual
24-2/3-1/2 page 1		2-6	Grant	Contractual

Material from document 05805-96				
Staff Working Paper	Line(s)	Column(s)	Order	Type of Material
24-2/3-1/1 page 2	1, 4-12, 14, 17		Grant	Contractual
24-2/3-1/3 page 1		2-6	Grant	Contractual
24-2/3-1/3 page 2	1-28		Grant	Contractual
24-2/4 page 1	1-6		Grant	Contractual
24-2/4-1 page 1		2-9	Grant	Contractual
24-2/4-1 page 2		2-9	Grant	Contractual
24-2/4-1 page 3		2-9	Grant	Contractual
24-2/4-1 page 4		2-9	Grant	Contractual
24-3 page 2	1-4		Grant	Contractual
24-3/1 page 1	1-15		Grant	Contractual
24-3/1-1 page 1	1-15		Grant	Contractual
24-3/1-1 page 2		3-7	Grant	Contractual
24-3/1-1 page 3		3-7	Grant	Contractual
24-3/1-1 page 4		3-7	Grant	Contractual
24-3/1-1 page 5		3-7	Grant	Contractual
24-3/1-1 page 6		3-7	Grant	Contractual
24-3/1-1 page 7		3-7	Grant	Contractual
24-3/1-1/1 page 1	1-19		Grant	Contractual
24-3/1-1/1 page 2	All		Grant	Contractual

Material from document 05805-96				
Staff Working Paper	Line(s)	Column(s)	Order	Type of Material
24-3/1-1/1 page 3	All		Grant	Contractual
24-3/1-1/1 page 4	All		Grant	Contractual
24-3/1-1/1 page 5	All		Grant	Contractual
24-3/1-1/1 page 6	All		Grant	Contractual
24-3/1-1/1 page 7	All		Grant	Contractual
24-3/1-1/1 page 8	All		Grant	Contractual
24-3/1-1/1 page 9	All		Grant	Contractual
24-3/1-1/1 page 10	All		Grant	Contractual
24-3/1-1/1 page 11	All		Grant	Contractual
24-3/1-1/1 page 12	All		Grant	Contractual
24-3/1-1/1 page 13	All		Grant	Contractual
24-3/1-1/1 page 14	All		Grant	Contractual
24-3/1-1/1 page 15	All		Grant	Contractual
24-3/1-1/1 page 16	All		Grant	Contractual

Material from document 05805-96				
Staff Working Paper	Line(s)	Column(s)	Order	Type of Material
24-3/1-1/1 page 17	All		Grant	Contractual
24-3/1-1/1 page 18	All		Grant	Contractual
24-3/1-1/1 page 19	All		Grant	Contractual
24-3/1-1/1 page 20	All		Grant	Contractual
24-3/1-1/1 page 21	All		Grant	Contractual
24-3/1-1/1 page 22	All		Grant	Contractual
24-4/1-1 page 1	1-4		Grant	Contractual
24-4/1-1 page 2	All		Grant	Contractual
24-4/1-1 page 3	All		Grant	Contractual
24-4/1-1 page 4	All		Grant	Contractual
24-4/1-1 page 5	All		Grant	Contractual
24-4/1-1 page 6	All		Grant	Contractual
24-4/1-1 page 7	All		Grant	Contractual
24-4/1-1 page 8	All		Grant	Contractual
24-4/1-1 page 9	All		Grant	Contractual
24-4/1-1 page 10	All		Grant	Contractual
24-4/1-1 page 11	All		Grant	Contractual
24-4/1-1 page 12	All		Grant	Contractual
24-4/1-1 page 13	All		Grant	Contractual

Material from document 05805-96				
Staff Working Paper	Line(s)	Column(s)	Order	Type of Material
24-4/1-1 page 14	All		Grant	Contractual
24-4/1-1 page 15	All		Grant	Contractual
24-4/1-1 page 16	All		Grant	Contractual
24-4/1-1 page 17	All		Grant	Contractual
24-4/1-1 page 18	All		Grant	Contractual
24-4/1-1 page 19	All		Grant	Contractual
24-4/1-1 page 20	All		Grant	Contractual
24-4/1-1 page 21	All		Grant	Contractual
24-4/1-1 page 22	All		Grant	Contractual
24-4/1-1 page 23	All		Grant	Contractual
24-4/1-1 page 24	All		Grant	Contractual
24-4/1-1 page 25	All		Grant	Contractual
24-4/1-1 page 26	All		Grant	Contractual
24-4/1-1 page 27	All		Grant	Contractual
24-4/1-1 page 28	All		Grant	Contractual
24-4/1-1 page 29	All		Grant	Contractual
24-4/1-1 page 30	All		Grant	Contractual
24-4/1-1 page 31	All		Grant	Contractual
24-4/1-1 page 32	All		Grant	Contractual
24-4/1-1 page 33	All		Grant	Contractual
24-4/1-1 page 34	All		Grant	Contractual
24-4/1-1 page 35	All		Grant	Contractual
24-4/1-1 page 36	All		Grant	Contractual



Material from document 05805-96				
Staff Working Paper	Line(s)	Column(s)	Order	Type of Material
24-4/1-1 page 37	All		Grant	Contractual
24-4/1-1 page 38	All		Grant	Contractual
24-4/1-1 page 39	All		Grant	Contractual
24-4/1-1 page 40	All		Grant	Contractual
24-4/1-1 page 41	All		Grant	Contractual
24-4/1-1 page 42	All		Grant	Contractual
24-4/1-1 page 43	All		Grant	Contractual
24-4/1-1 page 44	All		Grant	Contractual
24-4/1-1 page 45	All		Grant	Contractual
24-4/1-1 page 46	All		Grant	Contractual
24-4/1-1 page 47	All		Grant	Contractual
24-4/2 page 1		3-4	Grant	Contractual
24-4/2-1 page 1		3-4	Grant	Contractual
24-4/2-1 page 2		3-4	Grant	Contractual
24-4/2-1 page 3		3-4	Grant	Contractual
24-4/2-1 page 4		3-4	Grant	Contractual
24-4/2-1 page 5		3-4	Grant	Contractual
24-4/2-1 page 6		3-4	Grant	Contractual
24-4/2-1 page 7		3-4	Grant	Contractual
24-4/2-1 page 8		3-4	Grant	Contractual
24-4/2-1 page 9		3-4	Grant	Contractual
24-4/2-1/1 page 1	All		Grant	Contractual
24-4/2-1/1 page 2	All		Grant	Contractual

Material from document 05805-96				
Staff Working Paper	Line(s)	Column(s)	Order	Type of Material
24-4/2-1/1 page 3	All		Grant	Contractual
24-5	1-16		Grant	Contractual
26A-1 page 1	1		Grant	Contractual
26A-1 page 2	3		Grant	Contractual
26A-1/1 page 2	2, 9, 16-19		Grant	Contractual
26A-1/1 page 3		4-5	Grant	Contractual
26A-1/1 page 4	1-4		Grant	Contractual
26A-1/1 page 5	10-21		Grant	Contractual
26A-1/1 page 6	All		Grant	Contractual
26A-1/1 page 7	All		Grant	Contractual
26A-1/1 page 8	1-9		Grant	Contractual
26A-1/2 page 1	7, 10, 12, 13, 16-20		Grant	Contractual
26A-1/2-2 page 1	2, 9, 10, 14-16, 29, 30, 36, 37, 43, 44		Grant	Contractual
26A-1/2-2 page 2	1-20		Grant	Contractual
26A-3 page 1	4-9, 14-27		Grant	Contractual
26A-3 page 2	2-28		Grant	Contractual
26A-3 page 3	2-15, 17-27		Grant	Contractual

Material from document 05805-96				
Staff Working Paper	Line(s)	Column(s)	Order	Type of Material
26A-3 page 4	All		Grant	Contractual
26A-3 page 5	All		Grant	Contractual
26A-3 page 6	All		Grant	Contractual
26A-3 page 7	All		Grant	Contractual
26A-3 page 8	All		Grant	Contractual
26A-4/2 page 1	All		Grant	Contractual
26A-4/2 page 2	All		Grant	Contractual
26A-4/3 page 1	All		Grant	Contractual
26A-4/3 page 2	All		Grant	Contractual
26A-4/3 page 3	All		Grant	Contractual
26B-1 page 1	1		Grant	Contractual
26B-1/1 page 1	2, 10, 17-20		Grant	Contractual
26B-1/1 page 2		4-5	Grant	Contractual
26B-1/2 page 1	7, 10, 12-13, 16-20		Grant	Contractual
26B-1/2-2 page 1		2-6	Grant	Contractual
26B-1/2-2 page 2	2-7, 14		Grant	Contractual
26B-3 page 1	4-9, 11, 14- 26		Grant	Contractual
26B-3 page 2		2-3	Grant	Contractual
26B-3 page 3	All		Grant	Contractual
26B-3 page 4	All		Grant	Contractual

Material from document 05805-96				
Staff Working Paper	Line(s)	Column(s)	Order	Type of Material
26B-3 page 5	All		Grant	Contractual
26B-3 page 6	All		Grant	Contractual
26B-4/2 page 2	1-13		Grant	Contractual
26B-4/3 page 1	All		Grant	Contractual
26B-4/3 page 2	All		Grant	Contractual
26B-4/3 page 3	All		Grant	Contractual
26C page 1	3		Grant	Contractual
27A page 1	1-2, 5		Grant	Contractual
27A-1 page 1	2-7, 17-19		Grant	Contractual
27A-1 page 2	1, 2		Grant	Contractual
27A-2 page 1	2, 8, 19, 21, 24, 25		Grant	Contractual
27A-2 page 2	5-11, 20		Grant	Contractual
27A-2 page 3	6-9, 19		Grant	Contractual
27A-2 page 4		2-7	Grant	Contractual
27A-2 page 5	1-2, 12		Grant	Contractual
27A-2/1 page 1		4-5	Grant	Contractual
27A-2/1 page 3	2, 13, 15, 19-20		Grant	Contractual
27A-2/2 page 1	2-21		Grant	Contractual
27A-3 page 1		1, 4-6	Grant	Contractual

Material from document 05805-96				
Staff Working Paper	Line(s)	Column(s)	Order	Type of Material
27A-3 page 2		1, 4, 5	Grant	Contractual
27A-3 page 3		1, 4, 5	Grant	Contractual
27A-4 page 1		1, 4, 5	Grant	Contractual
27A-5 page 1	1, 3-5	1-8	Grant	Contractual
27A-5/1 page 1		5-6	Grant	Contractual
27A-5/2 page 1		5-7	Grant	Contractual
27A-5/3 page 1		5-7	Grant	Contractual
27A-5/4 page 1		5-7	Grant	Contractual
27A-5/5 page 1		5-7	Grant	Contractual
27A-5/6 page 1		5-7	Grant	Contractual
27A-5/6-1 page 1		5, 6	Grant	Contractual
27A-5/6-1/1 page 1		5, 6	Grant	Contractual
27A-5/7 page 1		5-7	Grant	Contractual
27A-5/8 page 1		5-7	Grant	Contractual
27A-5/9 page 1		5-7	Grant	Contractual
27A-7 page 1	2-22, 38, 39		Grant	Contractual
28 page 3	3-10		Grant	Contractual
28A-1 page 1	1, 4, 6		Grant	Contractual
28A-1 page 2		5	Grant	Contractual
28A-1 page 3		5	Grant	Contractual
28A-1 page 4		5, 6	Grant	Contractual



Material from document 05805-96				
Staff Working Paper	Line(s)	Column(s)	Order	Type of Material
28A-2 page 1	All		Grant	Contractual
28A-2 page 2	All		Grant	Contractual
28A-2/1 page 1	4-6, 8-20		Grant	Contractual
28A-2/1 page 2	All		Grant	Contractual
28A-2/1 page 3	All		Grant	Contractual
28A-2/1 page 4	1-14		Grant	Contractual
28B-1 page 1	1, 4-6		Grant	Contractual
28B-1 page 2		5	Grant	Contractual
28B-1 page 3		5	Grant	Contractual
28B-2 page 1	All		Grant	Contractual
28B-2 page 2	All		Grant	Contractual
28-4,P1, page 1		6	Grant	Contractual
28-4,P1, page 2		6,13	Grant	Contractual
28-4/1 page 1		2-12	Grant	Contractual
28B-4,P1, page 1		5-6	Grant	Contractual
28-4/1 page 1	1, 2		Grant	Contractual
28A-4/1-2 page 1	1-3, 5-31		Grant	Contractual
28B-4/1-4 page 1	1, 4, 5		Grant	Contractual
28B-4/1-4 page 2	1, 4, 5		Grant	Contractual
29C-1 page 1		3	Grant	Contractual
29C-1 page 2		3	Grant	Contractual



Material from document 05805-96				
Staff Working Paper	Line(s)	Column(s)	Order	Type of Material
29C-5 page 1		4-6, 12-14	Grant	Contractual
29C-5 page 2		4-6, 8, 12-14	Grant	Contractual
29C-5 page 3		4-6, 9-11	Grant	Contractual
29C-5 page 4		4-6, 8, 12-14	Grant	Contractual
29C-5 page 5		4-6, 8, 12-14	Grant	Contractual
29C-5 page 6		4-5, 7, 11-13	Grant	Contractual
29C-5 page 7		4-6	Grant	Contractual
29C-5 page 8		4-6	Grant	Contractual
31A-2 page 1	1, 3-7		Grant	Contractual
31A-2/1 page 1	All		Grant	Contractual
31A-2/1 page 2	All		Grant	Contractual
31A-2/1 page 3	All		Grant	Contractual
31A-3 page 1		4-5	Grant	Contractual
31A-3/1 page 1	1, 7, 12-15		Grant	Contractual
31A-3/1 page 2		4-5	Grant	Contractual
31A-3/1 page 3	1-4		Grant	Contractual
31A-3/2 page 1	1, 2, 5, 10-14		Grant	Contractual

Material from document 05805-96				
Staff Working Paper	Line(s)	Column(s)	Order	Type of Material
31A-3/3 page 1	1, 9, 14-17		Grant	Contractual
31A-4 page 1	1-3, 13		Grant	Contractual
31A-4/1 page 1	7		Grant	Contractual
31A-4/1 page 2	All		Grant	Contractual
31A-4/1 page 3	All		Grant	Contractual
31A-4/1 page 4	All		Grant	Contractual
31A-4/1 page 5	All		Grant	Contractual
31A-4/1 page 6	All		Grant	Contractual
31A-4/1 page 7	All		Grant	Contractual
31A-4/2 page 1	1-4		Grant	Contractual
31A-4/2 page 4	1, 8, 19, 21, 23		Grant	Contractual
31A-4/2 page 5	1-4		Grant	Contractual
31A-4/2 page 9	1		Grant	Contractual
31A-4/2 page 10	1		Grant	Contractual
31A-4/3 page 1	1, 9, 15-18		Grant	Contractual
31A-4/3 page 5	1-3, 5-7		Grant	Contractual
31A-4/3 page 11	4-8, 12, 13		Grant	Contractual
31B-1 page 1		4, 5	Grant	Contractual
31B-2 page 1	1, 7, 12-15		Grant	Contractual

Material from document 05805-96				
Staff Working Paper	Line(s)	Column(s)	Order	Type of Material
31B-2 page 2		4, 5	Grant	Contractual
31C-1/1 page 1	1, 6-9		Grant	Contractual
31C-1/2 page 1	1, 6-9		Grant	Contractual
31C-1/2 page 2	1-3, 5, 7, 8		Grant	Contractual
31C-1/3 page 1	1, 6-9		Grant	Contractual
31C-1/3 page 2	1-5		Grant	Contractual
31C-1/4 page 1	1, 6-10		Grant	Contractual
31C-1/4 page 2	1-11		Grant	Contractual
31C-1/5 page 1	1, 6-9		Grant	Contractual
31C-1/5 page 2	1-3, 5-8, 10-18		Grant	Contractual
31C-1/6 page 1	1, 7-10		Grant	Contractual
31C-1/6 page 2	1, 4, 5, 10, 20-21		Grant	Contractual
31C-1/7 page 1	1, 7-10		Grant	Contractual
31C-1/7 page 2	1, 3, 6, 7, 12, 14, 15, 17, 19-21, 24-25, 27		Grant	Contractual
31C-1/8 page 1	1-4		Grant	Contractual
31C-1/8 page 2	1-2		Grant	Contractual
31C-1/9 page 1	1, 7-10		Grant	Contractual

Material from document 05805-96				
Staff Working Paper	Line(s)	Column(s)	Order	Type of Material
31C-1/9 page 2	3, 10, 19-20		Grant	Contractual
31C-1/10 page 1	1, 7-10		Grant	Contractual
31C-1/10 page 2	3, 6, 16, 24, 35		Grant	Contractual
31C-1/10 page 3	8, 16, 17		Grant	Contractual
31C-1/11 page 1	1, 6-9		Grant	Contractual
31C-1/11 page 2	7, 15, 18, 22-23		Grant	Contractual
31C-1/12 page 1	1, 7-10		Grant	Contractual
31C-1/12 page 2	3, 6, 10-15, 19, 20, 24-37		Grant	Contractual
31C-1/13 page 1	1, 7-10		Grant	Contractual
31C-1/13 page 2	3, 6-12, 15-17, 20-21, 24, 26-28		Grant	Contractual
31C-1/14 page 1	1, 6-9		Grant	Contractual
31C-1/14 page 2	3, 4, 7, 8, 11-13		Grant	Contractual
31C-1/15 page 1	1, 7-10		Grant	Contractual
31C-1/15 page 2	1, 2		Grant	Contractual

Material from document 05805-96				
Staff Working Paper	Line(s)	Column(s)	Order	Type of Material
31C-1/15 page 3	1-2		Grant	Contractual
31C-1/15 page 4	1-3		Grant	Contractual
31C-1/16 page 1	1, 6-9		Grant	Contractual
31C-1/16 page 2	9-11, 14, 17, 20-22, 26-29, 31-33		Grant	Contractual
31C-1/16 page 3	1-4, 7-9		Grant	Contractual
31C-1/17 page 1	1-4		Grant	Contractual
31C-1/18 page 1	1, 6-9		Grant	Contractual
31C-1/18 page 2	1, 2, 4-7, 10-13, 17, 20-23		Grant	Contractual
31C-1/18 page 3	1, 12, 15-18, 21-23		Grant	Contractual
31C-1/18 page 4	1, 6, 7		Grant	Contractual
31C-1/19 page 1	1, 6-9		Grant	Contractual
31C-1/19 page 2		4	Grant	Contractual
31C-1/19 page 3	1-6, 9-11, 14-16, 19-22		Grant	Contractual
31C-1/19 page 4	1, 2		Grant	Contractual
31C-1/20 page 1	1, 6-9		Grant	Contractual

DECLASSIFICATION

FPL requests that this information be held confidential for a period not less than 18 months and that the material be returned to FPL as soon as the information is no longer necessary for the Commission.

Section 366.093(4), Florida Statutes, states that "[a]ny finding by the commission that records contain proprietary confidential business information is effective for a period set by the commission not to exceed 18 months, unless the commission finds, for good cause shown, that the protection from disclosure shall be for a specified longer period." With regard to FPL's request for confidentiality, good cause has not been shown to hold this information confidential for any period longer than 18 months. Near the end of this time period, FPL may resubmit a petition to extend this period of confidentiality. Thus, if such a petition is filed by FPL before the period's expiration, the prehearing officer will consider extending the period of confidentiality. In addition, the materials will be returned to FPL as soon as the Commission no longer needs the information.

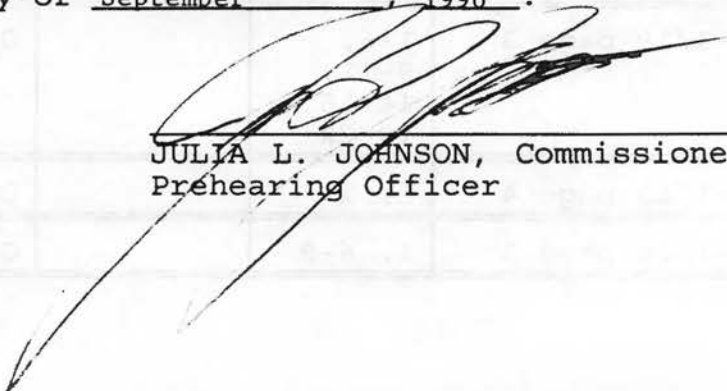
In consideration of the foregoing, it is

ORDERED by Commissioner Julia L. Johnson, as Prehearing Officer, that Florida Power & Light Company's request for confidential classification for portions of document number 05805-96 and 06995-96 is granted as set forth in the body of this Order. It is further

ORDERED that declassification is granted for a period of 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 concerning the expiration of the confidentiality time period.

By ORDER of Commissioner Julia L. Johnson, as Prehearing Officer, this 25th day of September, 1996.

  
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JULIA L. JOHNSON, Commissioner and  
Prehearing Officer

( S E A L )

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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), 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.

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 25-22.038(2), Florida Administrative Code, if issued by a Prehearing Officer; 2) reconsideration within 15 days pursuant to Rule 25-22.060, Florida Administrative Code, if issued by the Commission; or 3) 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 Records and Reporting, 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.