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ORIGINAL

Writer's Direct Dial:
 (561) 691-7101

September 18, 2002

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 COMMISSION
 CLERK

VIA HAND DELIVERY

Ms. Blanca S. Bayò, Director
 Division of Records and Reporting
 Florida Public Service Commission
 2540 Shumard Oak Boulevard, Room 110
 Tallahassee, FL 32399-0850

**Re: Florida Power & Light Company's First Request for Extension of
 Confidential Classification of Materials Provided in the Fuel Cost Recovery
 Audit No. 99-033-4-1**

020001-EL

Dear Ms. Bayò:

I enclose and hand you herewith for filing in the above-referenced matter, the original and two (2) copies of Florida Power & Light Company's ("FPL") First Request for Extension of Confidential Classification of Materials Provided in the Fuel Cost Recovery Audit No. 99-033-4-1. FPL is incorporating herewith by reference its Exhibits A, B, and C previously submitted in connection with its initial Request, but encloses an original and two (2) copies of a new Exhibit D, the Affidavit of Rick Del Cueto, Joseph P. Stepenovitch, Kenneth L. Brockway and Claude Villard.

Also included is a computer diskette containing the electronic version of FPL's First Request for Extension of Confidential Classification in Microsoft Word format.

Please do not hesitate to contact me should you or your Staff have any questions regarding this filing. Thanking you for your attention to this matter, I remain,

Sincerely,

R. Wade Litchfield
 R. Wade Litchfield

*(for 08555-99
 and 09077-99)*

- AUS _____
- CAF _____
- CMR _____
- COM 5
- CTR _____
- ECR _____
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- OPC _____
- MMS _____
- SEC 1
- OTH W. Litchfield

RWL/ec
 Enclosures

RECEIVED & FILED

R. V. N.
FPSC-BUREAU OF RECORDS

an FPL Group company

DOCUMENT NUMBER DATE

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FPSC-COMMISSION CLERK

BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION

In re: Request for extension of confidential) DOCKET NO. _____
classification of materials granted)
by Order No. PSC-01-0708-CFO-EI) Date Filed: September 18, 2002

**FIRST REQUEST FOR EXTENSION
OF CONFIDENTIAL CLASSIFICATION OF MATERIALS
PROVIDED IN THE FUEL COST RECOVERY AUDIT NO. 99-033-4-1**

NOW, BEFORE THIS COMMISSION, through undersigned counsel, comes Florida Power & Light Company ("FPL") and, pursuant to rule 25-22.006 of the Florida Administrative Code and section 366.093 of the Florida Statutes, hereby submits its First Request for Extension of Confidential Classification of certain materials provided to the Florida Public Service Commission ("FPSC" or "Commission") staff ("Staff") in connection with the Staff audit identified as Audit Control No. 99-033-4-1 (hereinafter the "Audit"). In support of its First Request for Extension of Confidential Classification, FPL states as follows:

1. Petitioner's name and address are:

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

Orders, notices, or other pleadings related to this request should be served on:

William G. Walker, III
Florida Power & Light Company
Vice President
215 South Monroe Street
Suite 810
Tallahassee, Florida 32301-1859
(850) 521-3910

R. Wade Litchfield
Florida Power & Light Company
Senior Attorney
700 Universe Boulevard
Juno Beach, Florida 33408-0420
(561) 691-7101
(561) 691-7135 Facsimile

2. On August 2, 1999, FPL filed with the Commission its Request for Confidential Classification of certain materials obtained during the Audit. FPL's initial filing consists of the Request for Confidential Classification and Exhibits A through D.

3. By Order No. PSC-01-0708-CFO-EI, dated March 20, 2001 in Docket No. 010001-EI, the Commission granted FPL's request.

4. The period of confidential treatment granted by the Commission will soon expire. The information that was the subject of FPL's August 2, 1999 Request warrants continued treatment as proprietary and confidential business information within the meaning of Section 366.093. Accordingly, FPL hereby submits its First Request for Extension of Confidential Classification.

5. FPL incorporates herein by reference Exhibits A, B, and C from its August 2, 1999 filing. Exhibit D attached herewith consists of the Affidavits of Rick Del Cueto, Joseph P. Stepenovitch, Kenneth L. Brockway and Claude Villard.

6. FPL seeks an extension of confidential protection for the information highlighted in Exhibit A. As indicated in the affidavits of Mr. Del Cueto, Mr. Stepenovitch, Mr. Brockway, and Mr. Villard, FPL submits that the highlighted information is proprietary confidential business information within the meaning of section 366.093(3). Pursuant to section 366.093, such information is entitled to confidential treatment and is exempt from the disclosure provisions of the public records law. Thus, once the Commission determines that the information in question is proprietary confidential business information, the Commission is not required to engage in any further analysis or review such as weighing the harm of disclosure against the public interest in access to the information.

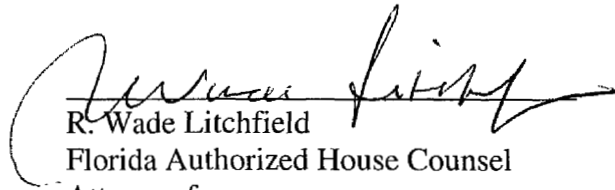
7. The information in question continues to be competitively sensitive and should be protected for an additional period of eighteen months. The information principally consists of internal audit reports, purchase order numbers and other contractual data such as pricing and other terms, payment records and contractor rates. Disclosure of this information, among other things, would impair the efforts of FPL to contract for fuel services on favorable terms and/or would impair the competitive interests of the contractors.

8. Upon a finding by the Commission that the material in Exhibit A for which FPL seeks an extension of confidential treatment is proprietary confidential business information, pursuant to section 366.093(4) such materials should not be declassified for at least eighteen (18)

months and should be returned to FPL as soon as the information is no longer necessary for the Commission to conduct its business.

WHEREFORE, for the above and foregoing reasons, as more fully set forth in the supporting materials and affidavits included herewith or incorporated herein by reference, Florida Power & Light Company respectfully requests that its First Request for Extension of Confidential Classification be granted.

Respectfully submitted,



R. Wade Litchfield
Florida Authorized House Counsel
Attorney for
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, Florida 33408-0420
(561) 691-7101

EXHIBIT D

**BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION**

In re: Request for extension of confidential classification of materials granted by Order No. PSC-01-0708-CFO-EI) DOCKET NO.
)
) FILED: September 18, 2002

STATE OF FLORIDA)
) **AFFIDAVIT OF RICK DEL CUETO**
MIAMI-DADE COUNTY)

BEFORE ME, the undersigned authority, personally appeared Rick Del Cueto who, being first duly sworn, deposes and says:


1. My name is Rick Del Cueto. I am currently employed by Florida Power & Light Company ("FPL") as Manager, Internal Auditing. I have personal knowledge of the matters stated in this affidavit.
2. With respect to Exhibit C, I have reviewed the documents and information for which I am listed as Affiant and which are included in Exhibit A to FPL's First Request for Extension of Confidential Classification of Materials Provided in the Fuel Cost Recovery Audit No. 99-033-4-1. Such documents or materials that I have reviewed and which are asserted by FPL to be proprietary confidential business information, as noted on Exhibit C, contain or constitute internal auditing controls and reports of internal auditors or information relating to same. To the best of my knowledge, FPL has maintained the confidentiality of these documents and materials. The materials continue to be competitively sensitive.
3. Consistent with the provisions of the Florida Administrative Code, such materials should remain confidential for an additional period of eighteen (18) months. In addition, they should be returned to FPL as soon as the information is no longer necessary for the Commission to conduct its business so that FPL can continue to maintain the confidentiality of these documents.

4. Affiant says nothing further.



Rick Del Cueto

SWORN TO AND SUBSCRIBED before me this 13th day of September, 2002, by Rick Del Cueto, who is personally known to me or who has produced Florida Dr Lic (type of identification) as identification and who did take an oath.



Notary Public, State of Florida

My Commission Expires:



Deborah Herron
Commission # GC 863897
Expires Sep. 4, 2003
Bonded Thru
Atlantic Bonding Co., Inc.

**BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION**

In re: Request for extension of confidential) DOCKET NO.
classification of materials granted)
by Order No. PSC-01-0708-CFO-EI) FILED: September 18, 2002

STATE OF FLORIDA)
) **AFFIDAVIT OF JOSEPH P. STEPENOVITCH**
PALM BEACH COUNTY)

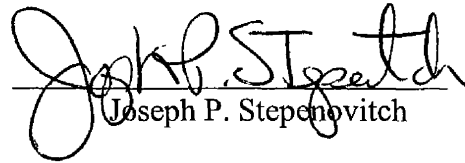
BEFORE ME, the undersigned authority, personally appeared Joseph P. Stepenovitch, who, being first duly sworn, deposes and says:

1. My name is Joseph P. Stepenovitch. I am currently employed by Florida Power & Light Company (FPL) as Director of the Energy Marketing and Trading Division. I have personal knowledge of the matters stated in this affidavit.

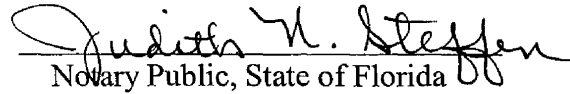
2. With respect to Exhibit C, I have reviewed the documents and information for which I am listed as Affiant and which are included in Exhibit A to FPL's First Request for Extension of Confidential Classification of Materials Provided in the Fuel Cost Recovery Audit No. 99-033-4-1. Such documents or materials that I have reviewed and which are asserted by FPL to be proprietary confidential business information, as noted on Exhibit C, contain or constitute: (i) information concerning bids or other contractual data, the disclosure of which would impair the efforts of FPL or its affiliates to contract for goods or services on favorable terms; and/or (ii) information relating to competitive interests, the disclosure of which would impair the competitive business of FPL and/or, if other than FPL, the provider of the information. To the best of my knowledge, FPL has maintained the confidentiality of these documents and materials. The materials continue to be competitively sensitive.

3. Consistent with the provisions of the Florida Administrative Code, such materials should remain confidential for an additional period of eighteen (18) months. In addition, they should be returned to FPL as soon as the information is no longer necessary for the Commission to conduct its business so that FPL can maintain the confidentiality of these documents.

4. Affiant says nothing further.


Joseph P. Stepenovitch

SWORN TO AND SUBSCRIBED before me this 16th day of September, 2002, by Joseph P. Stepenovitch, who is personally known to me or who has produced _____ (type of identification) as identification.


Notary Public, State of Florida

My Commission Expires:

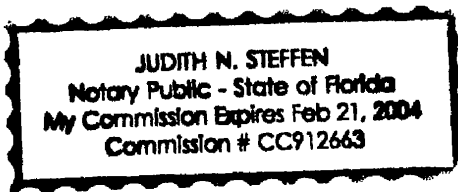


EXHIBIT D

**BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION**

In re: Request for extension of confidential) DOCKET NO.
classification of materials granted)
by Order No. PSC-01-0708-CFO-EI) FILED: September 18, 2002

STATE OF FLORIDA)
)
) **AFFIDAVIT OF**
) **KENNETH L . BROCKWAY**
COUNTY OF PALM BEACH)

BEFORE ME, the undersigned authority, personally appeared Kenneth L. Brockway who, being first duly sworn, deposes and says:

1. My name is Kenneth Brockway. I am currently employed by Florida Power & Light Company ("FPL") as Coal Manager of Non-FPL Generation. I have personal knowledge of the matters stated in this affidavit.

2. With respect to Exhibit C, I have reviewed the documents and information for which I am listed as Affiant and which are included in Exhibit A to FPL's First Request for Extension of Confidential Classification of Materials Provided in the Fuel Cost Recovery Audit No. 99-033-4-1. Such documents or materials that I have reviewed and which are asserted by FPL to be proprietary confidential business information, as noted on Exhibit C, contain or constitute: (i) information concerning bids or other contractual data, the disclosure of which would impair the efforts of FPL or its affiliates to contract for goods or services on favorable terms; and/or (ii) information relating to competitive interests, the disclosure of which would impair the competitive business of FPL and/or, if other than FPL, the provider of the information. To the best of my knowledge, FPL has maintained the confidentiality of these documents and materials. The materials continue to be competitively sensitive.

3. Consistent with the provisions of the Florida Administrative Code, such materials should remain confidential for an additional period of eighteen (18) months. In addition, they should be returned to FPL as soon as the information is no longer necessary for the Commission to conduct its business so that FPL can continue to maintain the confidentiality of these documents.

4. Affiant says nothing further.



Kenneth L. Brockway

SWORN TO AND SUBSCRIBED before me this 13th day of September, 2002, by Kenneth L. Brockway, who is personally known to me or who has produced _____ (type of identification) as identification and who did take an oath.



Notary Public, State of Florida

My Commission Expires:

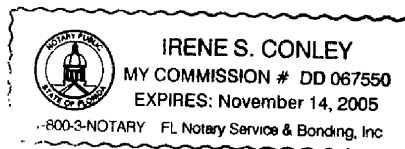


EXHIBIT D

**BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION**

In re: Request for extension of confidential) DOCKET NO.
classification of materials granted)
by Order No. PSC-01-0708-CFO-EI) FILED: September 18, 2002

STATE OF FLORIDA)
) **AFFIDAVIT OF CLAUDE VILLARD**
COUNTY OF PALM BEACH)

BEFORE ME, the undersigned authority, personally appeared Claude Villard who, being first duly sworn, deposes and says:

1. My name is Claude Villard. I am currently employed by Florida Power & Light Company ("FPL") as Manager of Nuclear Fuel. I have personal knowledge of the matters stated in this affidavit.

2. With respect to Exhibit C, I have reviewed the documents and information for which I am listed as Affiant and which are included in Exhibit A to FPL's First Request for Extension of Confidential Classification of Materials Provided in the Fuel Cost Recovery Audit No. 99-033-4-1. Such documents or materials that I have reviewed and which are asserted by FPL to be proprietary confidential business information, as noted on Exhibit C, contain or constitute: (i) information concerning bids or other contractual data, the disclosure of which would impair the efforts of FPL or its affiliates to contract for goods or services on favorable terms; and/or (ii) information relating to competitive interests, the disclosure of which would impair the competitive business of FPL and/or, if other than FPL, the provider of the information. To the best of my knowledge, FPL has maintained the confidentiality of these documents and materials. The materials continue to be competitively sensitive.

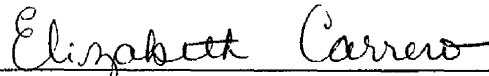
3. Consistent with the provisions of the Florida Administrative Code, such materials should remain confidential for an additional period of eighteen (18) months. In addition, they should be returned to FPL as soon as the information is no longer necessary for the Commission to conduct its business so that FPL can continue to maintain the confidentiality of these documents.

4. Affiant says nothing further.



Claude Villard

SWORN TO AND SUBSCRIBED before me this 17th day of September,
2002, by Claude Villard, who is personally known to me or who has produced
Florida Drivers License (type of identification) as identification and who did take an oath.



Notary Public, State of Florida

My Commission Expires:



Elizabeth Carrero
My Commission DD002041
Expires February 18, 2005