



R. Wade Litchfield
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Florida Power & Light Company
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(561) 691-7135 (Facsimile)

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

January 7, 2003

VIA HAND DELIVERY

Ms. Blanca S. Bayó, Director
Division of the Commission Clerk and
Administrative Services
Florida Public Service Commission
Betty Easley Conference Center, Room 110
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

**Re: Florida Power & Light Company's Request for Confidential Classification of
Certain Material Provided in Connection with the Monthly Fuel Filings
Docket No. 030001-EI**

Dear Ms. Bayó:

I enclose and hand you herewith for filing in the above-referenced matter, the original and five (5) copies of Florida Power & Light Company's ("FPL") Request for Confidential Classification. The original includes Attachments A, B, and C. The five copies include only Attachments B and C.

Attachment A contains the confidential information that is the subject of FPL's Request for Confidential Classification. Attachment A is submitted for filing in a separate, sealed folder or carton marked "ATTACHMENT A - CONFIDENTIAL. Attachment B is an edited version of Attachment A, in which the information FPL asserts is confidential has been blocked out. Attachment C contains FPL's justification for its request for confidential classification.

In accordance with Rule 25-22.006(3)(d), FPL requests confidential treatment of the information in Attachment A pending disposition of FPL's request for Confidential Classification.

Also included herewith is a computer diskette containing FPL's Request for Confidential Classification and Attachment C, in Microsoft Word. Please contact me should you or your Staff have any questions regarding this filing.

Sincerely,

R. Wade Litchfield

RWL/ec
Enclosures
cc: Service List (w/out Attachment A)

**BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION**

In re: Fuel and Purchased Power)	DOCKET NO. 030001-EI
Cost Recovery Clause and Generating)	
Performance Incentive Factor)	FILED: January 7, 2003

REQUEST FOR CONFIDENTIAL CLASSIFICATION

NOW, BEFORE THIS COMMISSION, through undersigned counsel, comes Florida Power & Light Company ("FPL") and, pursuant to section 25-22.006 of the Florida Administrative Code and section 366.093 of the Florida Statutes, hereby requests confidential classification of certain information on Florida Public Service Commission ("FPSC" or "Commission") Forms 423-1(a), 423-2, 423-2(a) and 423-2(b) submitted in Docket No. 030001-EI. In support of its Request, FPL states as follows:

1. Petitioner's principal business address is as follows:

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
Vice President
Florida Power & Light Company
215 South Monroe Street, Suite 810
Tallahassee, FL 32301-1859
Tel.: (850) 521-3900
Fax: (850) 521-3939

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

2. The following attachments are included herewith and made a part hereof:
 - a. Attachment A includes the complete and unedited version of FPL's October 2002 Form 423-1(a) and St. Johns River Power Park's (SJRPP) October 2002 Forms 423-2, 423-2(a) and 423-2(b) which contain certain information that FPL asserts should be accorded confidential treatment. The information in Attachment A for which FPL seeks confidential classification has been highlighted. Attachment A is submitted separately in a sealed envelope marked "CONFIDENTIAL."
 - b. Attachment B is the edited version of Attachment A. All information that FPL asserts is entitled to confidential treatment has been blocked out in Attachment B.
 - c. Attachment C identifies information for which confidential treatment is sought and, with regard to each item or type of information, contains a brief statement that explains the need for confidentiality and refers to the specific statutory basis or bases for the request.

3. Pursuant to section 366.093, FPL seeks confidential protection for the information highlighted in Attachment A. FPL submits that such information is proprietary confidential business information within the meaning of section 366.093(3). Pursuant to section 366.093, such materials are entitled to confidential treatment and are 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.

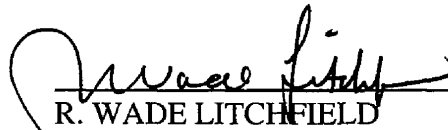
4. The statutory bases and support for FPL's assertion of confidentiality with regard to specific items or types of information are set forth in Attachment C. The information for which confidential classification is sought is intended to be and is treated by FPL as confidential and, to the best of FPL's knowledge and belief, has not been publicly disclosed.

5. Upon a finding by the Commission that the material in Attachment A for which FPL seeks confidential treatment is proprietary confidential business information within the meaning of

section 366.093(3), pursuant to section 366.093(4) such materials should not be declassified until the end of the minimum protective period allowed for by law, or as otherwise extended by the Commission. Further, the materials 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, including those set forth in the supporting materials included herewith, Florida Power & Light Company respectfully requests that its Request for 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
Tel.: (561) 691-7101
Fax: (561) 691-7135

CERTIFICATE OF SERVICE

I, THE UNDERSIGNED COUNSEL, HEREBY CERTIFY that a copy of Florida Power & Light Company's Request for Confidential Classification, without Attachment A, has been served via first class mail, postage prepaid to the parties listed below, this 7th day of January, 2003:

Wm. Cochran Keating, IV, Esq.
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850

Lee L. Willis, Esq.
James D. Beasley, Esq.
Ausley & McMullen
Attorneys for TECO
P.O. Box 391
Tallahassee, Florida 32302

Robert Vandiver, Esq.
Jack Shreve, Esq.
Office of Public Counsel
111 West Madison Street
Room 812
Tallahassee, Florida 32399

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Florida Power Corporation
P.O. Box 14042
St. Petersburg, Florida 33733

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Floyd R. Self, Esq.
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Davidson, et al.
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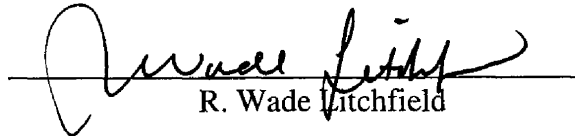
Jeffrey A. Stone, Esq.
Russell A. Badders, Esq.
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P.O. Box 12950
Pensacola, Florida 32591-2950

Mr. George Bachman
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Regulatory & Business Specialist
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Susan D. Ritenour
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Progress Energy Florida, Inc.
106 East College Avenue
Suite 800
Tallahassee, FL 32301-7740



R. Wade Litchfield

ATTACHMENT “A”

FPL’S FPSC FORM 423-1(a)

SJRPP’S FPSC FORMS

423-2

423-2 (a)

423-2 (b)

CONFIDENTIAL
FILED UNDER SEPARATE COVER

ATTACHMENT “B”

**EDITED VERSION
FPL’S FPSC FORM 423-1(a)
SJRPP’S FPSC FORMS
423-2
423-2 (a)
423-2 (b)**

EDITED COPY

MONTHLY REPORT OF COST AND QUALITY OF FUEL OIL FOR ELECTRIC PLANTS
DETAIL OF INVOICE AND TRANSPORTATION CHARGES

FPSC FORM NO. 423-1 (a)

1. REPORTING MONTH: OCT YEAR: 2002
2. REPORTING COMPANY: FLORIDA POWER LIGHT COMPANY

3. NAME, TITLE TELEPHONE NUMBER OF CONTACT PERSON CONCERNING DATA
SUBMITTED ON THIS FORM: RITA MCLELLAN, REGULATORY AFFAIRS, (305) 552 - 4069
4. SIGNATURE OF OFFICIAL SUBMITTING REPORT: *R. Key*
5. DATE COMPLETED: 12/18/2002

(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)	(I)	(J)	(K)	(L)	(M)	(N)	(O)	(P)	(Q)	(R)
LINE NO.	PLANT	SUPPLIER	DELIVERY LOCATION	DELIVERY DATE	TYPE OIL	VOLUME (BBL)	INVOICE PRICE (\$/BBL)	INVOICE AMOUNT (\$)	DISCOUNT (\$)	NET AMOUNT (\$)	NET PRICE (\$/BBL)	QUALITY ADJUST. (\$/BBL)	EFFECTIVE PUR PRICE (\$/BBL)	TRANSP TO TERM (\$/BBL)	ADDITIONAL TRANS CHGS (\$/BBL)	OTHER CHGS (\$/BBL)	DELIVERED PRICE (\$/BBL)
1	MANATEE	EL PASO	PORT MANATEE	10/07/2002	F06	145923											28.2787
2	RIVIERA	EL PASO	RIVIERA	10/20/2002	F06	146406											28.0350
3	TURKEY POINT	EL PASO	FISHER ISLAND	10/31/2002	F06	145503											28.2269
4	PT. EVERGLADES	PETROBRAS	PORT EVERGLADES	10/20/2002	F06	304856											17.0242
5	MARTIN	VITOL	PALM BEACH	10/01/2002	F06	83784											27.9919
6	MARTIN	VPEM	PALM BEACH	10/24/2002	F06	39168											28.9489
7	MARTIN	VPEM	PALM BEACH	10/28/2002	F06	146380											28.9489
8	RIVIERA	VPEM	RIVIERA	10/02/2002	F06	139221											28.7030
9	RIVIERA	VPEM	RIVIERA	10/12/2002	F06	148641											28.7030
10	RIVIERA	VPEM	RIVIERA	10/24/2002	F06	110758											28.7030
11	MARTIN	EL PASO	PALM BEACH	10/21/2002	F06	125784											29.9029
12	MANATEE	EL PASO	PORT MANATEE	10/09/2002	F06	127993											26.4407
13	TURKEY POINT	EL PASO	FISHER ISLAND	10/21/2002	F06	107813											29.6429
14	PT. EVERGLADES	GLENCORE	PORT EVERGLADES	10/31/2002	F06	109277											29.0852
15	MANATEE	J ARON	PORT MANATEE	10/15/2002	F06	315865											27.3787
16	MANATEE	SHELL	PORT MANATEE	10/17/2002	F06	170349											27.6737
17	MANATEE	SHELL	PORT MANATEE	10/21/2002	F06	124070											27.0107
18	CAPE CANAVERAL	VITOL	PORT CANAVERAL	10/18/2002	F06	234159											27.6615
19	CAPE CANAVERAL	VITOL	PORT CANAVERAL	10/26/2002	F06	159419											26.8845
20	SANFORD	VITOL	JACKSONVILLE	10/17/2002	F06	65203											28.4941
21	MARTIN	WPI	PALM BEACH	10/22/2002	F06	100038											29.8609
22	MARTIN	WPI	PALM BEACH	10/26/2002	F06	101876											29.7779
23	MANATEE	WPI	PORT MANATEE	10/25/2002	F06	118525											28.6757
24	PT. EVERGLADES	WPI	PORT EVERGLADES	10/12/2002	F06	200660											28.9742
25	TURKEY POINT	WPI	FISHER ISLAND	10/18/2002	F06	98397											29.6729
26	MANATEE	ELPASO		10/19/2002	F02	7424											42.2100
27	MANATEE	ELPASO		10/19/2002	F02	7443											42.2100
28	PFL	EL PASO		10/28/2002	F03	15003											46.0700
29	PFL	EL PASO		10/31/2002	F03	29977											46.5200
30	PT. EVERGLADES	EL PASO		10/31/2002	F03	15068											46.1600

EDITED COPY

MONTHLY REPORT OF COST AND QUALITY OF FUEL OIL FOR ELECTRIC PLANTS
DETAIL OF INVOICE AND TRANSPORTATION CHARGES

FPSC FORM NO. 423-1 (a)

1. REPORTING MONTH: OCT YEAR: 2002
2. REPORTING COMPANY: FLORIDA POWER LIGHT COMPANY

3. NAME, TITLE TELEPHONE NUMBER OF CONTACT PERSON CONCERNING DATA
SUBMITTED ON THIS FORM: RITA MCLELLAN, REGULATORY AFFAIRS, (305) 552 - 4069
4. SIGNATURE OF OFFICIAL SUBMITTING REPORT: *Rita Mclellan*
5. DATE COMPLETED: 12/18/2002

(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)	(I)	(J)	(K)	(L)	(M)	(N)	(O)	(P)	(Q)	(R)
LINE NO.	PLANT	SUPPLIER	DELIVERY LOCATION	DELIVERY DATE	TYPE OIL	VOLUME (BBLs)	INVOICE PRICE (\$/BBL)	INVOICE AMOUNT (\$)	DISCOUNT (\$)	NET AMOUNT (\$)	NET PRICE (\$/BBL)	QUALITY ADJUST. (\$/BBL)	EFFECTIVE PUR PRICE (\$/BBL)	TRANSP TO TERM (\$/BBL)	ADDITIONAL TRANS CHGS (\$/BBL)	OTHER CHGS (\$/BBL)	DELIVERED PRICE (\$/BBL)
31	MARTIN	PORT		10/31/2002	F03	33077											42.0000
32	FT. MYERS	ROYAL		10/28/2002	F03	5359											42.5000
33	TURKEY POINT	AMERIGAS		10/08/2002	PRO	8	45.2200	362	0	362	45.2200	0.0000	45.2200	0.0000	0.0000	0.0000	45.2200
34	TURKEY POINT	AMERIGAS		10/31/2002	PRO	6	45.2200	271	0	271	45.2200	0.0000	45.2200	0.0000	0.0000	0.0000	45.2200
35	PT. EVERGLADES	AMERIGAS		10/01/2002	PRO	2	44.3200	89	0	89	44.3200	0.0000	44.3200	0.0000	0.0000	0.0000	44.3200
36	PT. EVERGLADES	AMERIGAS		10/10/2002	PRO	5	44.3200	222	0	222	44.3200	0.0000	44.3200	0.0000	0.0000	0.0000	44.3200
37	PT. EVERGLADES	AMERIGAS		10/16/2002	PRO	4	44.5900	178	0	178	44.5900	0.0000	44.5900	0.0000	0.0000	0.0000	44.5900
38	PT. EVERGLADES	AMERIGAS		10/24/2002	PRO	4	44.5200	178	0	178	44.5200	0.0000	44.5200	0.0000	0.0000	0.0000	44.5200
39	PT. EVERGLADES	AMERIGAS		10/30/2002	PRO	4	44.5200	178	0	178	44.5200	0.0000	44.5200	0.0000	0.0000	0.0000	44.5200
40	RIVIERA	FERRELLGAS		10/01/2002	PRO	6	40.9800	246	0	246	40.9800	0.0000	40.9800	0.0000	0.0000	0.0000	40.9800
41	RIVIERA	FERRELLGAS		10/04/2002	PRO	4	40.7600	163	0	163	40.7600	0.0000	40.7600	0.0000	0.0000	0.0000	40.7600
42	RIVIERA	FERRELLGAS		10/08/2002	PRO	4	36.7300	147	0	147	36.7300	0.0000	36.7300	0.0000	0.0000	0.0000	36.7300
43	RIVIERA	FERRELLGAS		10/11/2002	PRO	4	40.8700	163	0	163	40.8700	0.0000	40.8700	0.0000	0.0000	0.0000	40.8700
44	RIVIERA	FERRELLGAS		10/15/2002	PRO	4	41.1000	164	0	164	41.1000	0.0000	41.1000	0.0000	0.0000	0.0000	41.1000
45	RIVIERA	FERRELLGAS		10/18/2002	PRO	3	41.2700	124	0	124	41.2700	0.0000	41.2700	0.0000	0.0000	0.0000	41.2700
46	RIVIERA	FERRELLGAS		10/22/2002	PRO	3	36.9000	111	0	111	36.9000	0.0000	36.9000	0.0000	0.0000	0.0000	36.9000
47	RIVIERA	FERRELLGAS		10/25/2002	PRO	4	41.1800	165	0	165	41.1800	0.0000	41.1800	0.0000	0.0000	0.0000	41.1800
48	RIVIERA	FERRELLGAS		10/29/2002	PRO	3	41.0300	123	0	123	41.0300	0.0000	41.0300	0.0000	0.0000	0.0000	41.0300
49	MARTIN	INDIANTOWN		10/28/2002	PRO	11	34.8600	383	0	383	34.8600	0.0000	34.8600	0.0000	0.0000	0.0000	34.8600
50	MANATEE	SUBURBAN		10/18/2002	PRO	3	42.6500	128	0	128	42.6500	0.0000	42.6500	0.0000	0.0000	0.0000	42.6500
51	SANFORD	SUBURBAN		10/11/2002	PRO	9	42.4200	382	0	382	42.4200	0.0000	42.4200	0.0000	0.0000	0.0000	42.4200
52	MANATEE	SUBURBAN		10/30/2002	PRO	24	42.1100	1,011	0	1,011	42.1100	0.0000	42.1100	0.0000	0.0000	0.0000	42.1100
53	CAPE CANAVERAL	SUBURBAN		10/04/2002	PRO	6	40.9700	246	0	246	40.9700	0.0000	40.9700	0.0000	0.0000	0.0000	40.9700

MONTHLY REPORT OF COST AND QUALITY OF COAL FOR ELECTRICITY
 ORIGIN, TONNAGE, DELIVERED PRICE AND AS RECEIVED QUALITY

EDITED COPY

1. Report For Month/Yr: **October 2002**

4. Name, Title & Telephone Number of Contact
 Person Concerning Data Submitted on this Form: **Korel M. Dubin (305-552-4910)**

2. Reporting Company: **Florida Power & Light**

5. Signature of Official Submitting Report:



3. Plant Name: **St. Johns River Power Park (SJRPP)**

6. Date Completed: **November 14, 2002**

Line No.	Supplier Name	Mine Location	Purchase Type	Transportation Mode	Tons	Effective Purchase Price (\$/Ton)	Total Trans Cost (\$/Ton)	FOB Plant Price (\$/Ton)	As Received Coal Quality			
									Sulfur Content (%)	Btu Content (%)	Ash Content (%)	Moisture Content (%)
(a)	(b)	(c)	(d)	(e)	(f)	(g)	(h)	(i)	(j)	(k)	(l)	(m)
1	Aimcor	,VI,	S	OC	8,874			12.04	3.68	14,155	0.32	7.35
2	Arch Coal Sales	08,KY,119	LTC	UR	13,708			41.65	1.28	12,575	9.69	6.66
3	Arch Coal Sales	08,KY,195	LTC	UR	7,577			41.87	1.25	12,530	11.18	5.69
4	Capex	,IM,	S	OC	8,776			11.24	6.14	14,032	0.31	8.12
5	Cerrejon Coal Corp.	45,IM,999	LTC	OC	19,319			35.97	0.55	11,821	7.39	11.11
6	DTE Clover, LLC	08,KY,095	LTC	UR	17,740			37.74	1.49	12,494	9.52	7.17
7	Koch Carbon Inc.	,VI,	S	OC	8,534			17.80	3.73	14,344	0.35	6.56

MONTHLY REPORT OF COST AND QUALITY OF COAL FOR ELECTRIC PLANTS
 DETAIL OF INVOICE PURCHASE PRICE

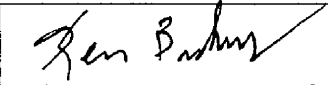
EDITED COPY

1. Report For Month/Yr: **October 2002**

4. Name, Title & Telephone Number of Contact
 Person Concerning Data Submitted on this Form: **Korel M. Dubin (305-552-4910)**

2. Reporting Company: **Florida Power & Light**

5. Signature of Official Submitting Report:



3. Plant Name: **St. Johns River Power Park (SJRPP)**

6. Date Completed: **November 14, 2002**

Line No.	Supplier Name	Mine Location	Purchase Type	Tons	FOB Mine Price (\$/Ton)	Short Haul & Loading Charge	Original Invoice Price (\$/Ton)	Retro-active Price Increases (\$/Ton)	Base Price (\$/Ton)	Quality Adjustments (\$/Ton)	Effective Purchase Price (\$/Ton)
(a)	(b)	(c)	(d)	(e)	(f)	(g)	(h)	(i)	(j)	(k)	(l)
1	Aimcor	,VI,	S	8,874		0.00		0.00		0.00	
2	Arch Coal Sales	08,KY,119	LTC	13,708		0.00		0.00		0.00	
3	Arch Coal Sales	08,KY,195	LTC	7,577		0.00		0.00		0.00	
4	Capex	,IM,	S	8,776		0.00		0.00		0.00	
5	Carrejon Coal Corp.	45,IM,999	LTC	19,319		0.00		0.00		0.00	
6	DTE Clover, LLC	08,KY,095	LTC	17,740		0.00		0.00		0.00	
7	Koch Carbon Inc.	,VI,	S	8,534		0.00		0.00		0.00	

MONTHLY REPORT OF COST AND QUALITY OF COAL FOR ELECTRIC PLANTS
 DETAIL OF TRANSPORTATION CHARGES

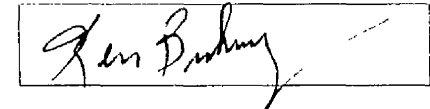
EDITED COPY

1. Report For Month/Yr: **October 2002**

4. Name, Title & Telephone Number of Contact Person Concerning Data Submitted on this Form: **Korel M. Dubin (305-552-4510)**

2. Reporting Company: **Florida Power & Light**

5. Signature of Official Submitting Report:



3. Plant Name: **St. Johns River Power Park (SJRPP)**

6. Date Completed:

November 14, 2002

Line No.	Supplier Name	Mine Location	Shipping Point	Transportation Mode	Tons	Effective Purchase Price (\$/Ton)	Short Haul & Loading Charge (\$/Ton)	Rail Charges		Waterborne Charges					Total Transport Charges (\$/Ton)	FOB Plant Price (\$/Ton)
								Rail Rate (\$/Ton)	Other Rail Charges (\$/Ton)	River Barge Rate (\$/Ton)	Trans-loading Rate (\$/Ton)	Ocean Barge Rate (\$/Ton)	Other Water Charges (\$/Ton)	Related Charges (\$/Ton)		
(a)	(b)	(c)	(d)	(e)	(f)	(g)	(h)	(i)	(j)	(k)	(l)	(m)	(n)	(o)	(p)	(q)
1	Aimcor	,VI,	AIMCOR ST. CRI	OC	8,874		0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00		12.04
2	Arch Coal Sales	08,KY,195	APEX MINE	UR	7,577		0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00		41.87
3	Arch Coal Sales	08,KY,119	DIAMOND MAY	UR	1,979		0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00		41.62
4	Arch Coal Sales	08,KY,119	KY MAY	UR	11,729		0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00		41.66
5	Capex	,IM,	CAPEX	OC	8,776		0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00		11.24
6	Carrejon Coal Corp.	45,IM,999	EL CERREJON	OC	19,319		0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00		35.97
7	DTE Clover, LLC	08,KY,095	CLOVER DTE	UR	17,740		0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00		37.74
8	Koch Carbon Inc.	,VI,	KOCH CARBON-	OC	8,534		0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00		17.80

ATTACHMENT C

Docket No. 030001-EI
October 2002

Justification for Confidentiality of October 2002 Report:

<u>FORM</u>	<u>LINE(S)</u>	<u>COLUMN</u>	<u>RATIONALE</u>
423-1(a)	1 - 32	H	(1)
423-1(a)	1 - 32	I	(2)
423-1(a)	1 - 32	J	(2), (3)
423-1(a)	1 - 32	K	(2)
423-1(a)	1 - 32	L	(2)
423-1(a)	1 - 32	M	(2), (4)
423-1(a)	1 - 32	N	(2), (5)
423-1(a)	1 - 32	P	(6), (7), (8)
423-1(a)	1 - 32	Q	(6), (7), (8)

Rationale for confidentiality:

- (1) This information is contractual information which, if made public, "would impair the efforts of [FPL] to contract for goods or services on favorable terms." Section 366.093(3)(d), Fla. Stat. The information delineates the price per barrel FPL has paid for fuel oil for specific shipments from specific suppliers. This information would allow suppliers to compare an individual supplier's price with the market quote for that date of delivery and thereby determine the contract pricing formula between FPL and that supplier.

Contract pricing formulas generally contain two components, which are: (1) a markup in the market quoted price for that day; and (2) a transportation charge for delivery at an FPL chosen port of delivery. Discounts and quality adjustment components of fuel price contract formulas are discussed in paragraphs 3 and 4. Disclosure of the invoice price would allow suppliers to determine the contract price formula of their competitors. The knowledge of others' prices (*i.e.*, contract formulas) among fuel oil suppliers is reasonably likely to cause

the suppliers to converge on a target price, or to follow a price leader, effectively eliminating any opportunity for a major buyer like FPL to obtain price concessions from any one supplier. The end result is reasonably likely to be increased fuel oil prices and therefore increased electric rates.

- (2) The contract data found in Columns I through N are an algebraic function of Column H. That is, the publication of these Columns together, or independently, could allow a supplier to derive the invoice price of oil.
- (3) If FPL fuel contracts provide for an early payment incentive in the form of a discount from the invoice price, the existence and amount of such discount is confidential for the reasons stated in paragraph (1) relative to price concessions.
- (4) For fuel that does not meet contract requirements, FPL may reject the shipment, or accept the shipment and apply a quality adjustment. This is, in effect, a pricing term which is as important as the price itself and is therefore confidential for the reasons stated in paragraph (1) relative to price concessions.
- (5) Column N is as important as H from a confidentiality standpoint because of the relatively few times that there are quality or discount adjustments. That is, Column N will equal Column H most of the time. Consequently, Column N needs to be protected for the same reasons as set forth in paragraph (1).
- (6) Column R is used to mask the delivered price of fuel such that the invoice or effective price of fuel cannot be determined. Columns P and Q are algebraic variables of Column R. Consequently, disclosure of Columns P and Q would allow a supplier to calculate the invoice or effective purchase price of oil (Columns H and N) by subtracting these columnar variables from Column R.
- (7) Terminaling and transportation services in Florida tend to have the same, if not more severe, oligopolistic attributes of fuel oil suppliers. Due to the small demand in Florida for both of these services, market entry is difficult. In instances in which FPL has attempted to determine the level of interest in bidding either or both of these services, FPL has found only a very few qualified parties with such an interest. Consequently, disclosure of these contract data is reasonably likely to result in increased prices for terminaling and transportation services.

Petroleum inspection services also have the market characteristics of an oligopoly. Due to the limited number of fuel terminal operations, there are correspondingly few requirements for fuel inspection services. In FPL's last bidding process for petroleum inspection services, only six qualified bidders were found for FPL's bid solicitations. Consequently, disclosure of these contract data is reasonably likely to result in increased prices for petroleum inspection services.

Justification for Confidentiality of October 2002 Report:

<u>FORM</u>	<u>LINES</u>	<u>COLUMNS</u>	<u>RATIONALE</u>
423-2	1-7	G, H	(1)
423-2	1-7	H	(2)

Rationale for Confidentiality:

- (1) Disclosure of the effective purchase price "would impair the efforts of [JEA, acting on its own behalf and as agent for FPL] to contract for goods or services [at the St. Johns River Power Park (SJRPP)] on favorable terms." Section 366.093(3)(d), Fla. Stat. The data informs other potential coal suppliers as to the price SJRPP is paying for coal. Disclosure of this information, which is particularly sensitive given SJRPP's reliance on long term contracts with fixed price provisions or short term spot transactions, could adversely affect FPL's interests in subsequent solicitations for coal and/or in negotiating coal supply agreements. JEA maintains this information as confidential pursuant to section 163.01(15)(m), Fla. Stat. Additionally, providing the purchase price would enable one to ascertain the total transportation charges in Column H by subtracting the effective purchase price from the delivered price at the transfer facility, shown in Column I.
- (2) Disclosure of the total transportation cost "would impair the efforts of [JEA acting on its own behalf and as agent for FPL] to contract for goods or services [at SJRPP] on favorable terms." Section 366.093(3)(d), Fla Stat. Moreover, the service provider itself typically designates the transportation costs in the contract as confidential. JEA maintains this information as confidential pursuant to section 163.01(15)(m), Fla. Stat. Further, disclosure of this information would enable potential coal suppliers to calculate Column G which FPL seeks to protect by subtracting Column H from Column I.

Justification for Confidentiality of October 2002 Report:

<u>FORM</u>	<u>LINE(S)</u>	<u>COLUMN</u>	<u>RATIONALE</u>
423-2(a)	1-7	F	(1)
423-2(a)	1-7	H	(1)
423-2(a)	1-7	J	(1)
423-2(a)	1-7	L	(2)

Rationale for Confidentiality:

- (1) The information presented in these columns are algebraic derivations of the information in column L that FPL seeks to protect.
- (2) Disclosure of the effective purchase price "would impair the efforts of [JEA, acting on its own behalf and as agent for FPL] to contract for goods or services [at the St. Johns River Power Park (SJRPP)] on favorable terms." Section 366.093(3)(d), Fla. Stat. The data informs other potential coal suppliers as to the price SJRPP is paying for coal. Disclosure of this information could adversely affect FPL's interests in subsequent solicitations for coal and/or in negotiating coal supply agreements. JEA maintains this information as confidential pursuant to section 163.01(15)(m), Fla. Stat. Additionally, providing the purchase price would enable one to ascertain the total transportation charges in Column H on Form 423-2, which FPL seeks to protect, by subtracting the effective purchase price from the delivered price at the transfer facility shown in Column I on Form 423-2.

Justification for Confidentiality of October 2002 Report:

FORM	LINE(S)	COLUMN	RATIONALE
423-2(b)	1-8	G	(1)
423-2(b)	1-8	I	(2)
423-2(b)	1-8	P	(2)

Rationale for Confidentiality:

- (1) Disclosure of the effective purchase price "would impair the efforts of [JEA, acting on its own behalf and as agent for FPL] to contract for goods or services [at the St. Johns River Power Park (SJRPP)] on favorable terms." Section 366.093(3)(d), Fla. Stat. The data informs other potential coal suppliers as to the price SJRPP is paying for coal. Disclosure of this information, which is particularly sensitive given SJRPP's reliance on long term contracts with fixed price provisions or short term spot transactions, could adversely affect FPL's interests in subsequent solicitations for coal and/or in negotiating coal supply agreements. JEA maintains this information as confidential pursuant to section 163.01(15)(m), Fla. Stat. Additionally, providing the purchase price would enable one to ascertain the total transportation charges in Column P, which FPL seeks to protect, by subtracting the effective purchase price from the delivered price at the transfer facility shown in Column Q.

- (2) Disclosure of the total transportation cost "would impair the efforts of [JEA acting on its own behalf and as agent for FPL] to contract for goods or services [at SJRPP] on favorable terms." Section 366.093(3)(d), Fla Stat. Moreover, the service provider itself typically designates the transportation costs in the contract as confidential. JEA maintains this information as confidential pursuant to section 163.01(15)(m), Fla. Stat. Further, disclosure of this information would enable potential coal suppliers to calculate Column G which FPL seeks to protect, by subtracting Column P from Column Q.

Date of Declassification:

FORM	<u>LINE(S)</u>	<u>COLUMN</u>
423-1(a)	1-3	H - N, P & Q
423-1(a)	4	H - N, P & Q
423-1(a)	5-10	H - N, P & Q
423-1(a)	11-32	H - N, P & Q
423-2	1-7	G, H
423-2(a)	1-7	F, H, & J, L
423-2(b)	1-8	G, I, P

FPL requests that the confidential information identified above not be disclosed for a period of eighteen (18) months.