

ORIGINAL



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Florida Power & Light Company
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Writer's Direct Dial:
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June 14, 2004

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

RECEIVED-FPSC
JUN 14 PM 3:19
COMMISSION
CLERK

**Re: Florida Power & Light Company's Request for Confidential Classification of
Certain Material Provided in Connection with the Monthly Fuel Filings
Docket No. 040001-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 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)

Doc/423 Fuel Filing/March 2004

an FPL Group company

RECEIVED & FILED

FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

06571 JUN 14 3

FPSC-COMMISSION CLERK

- CMP _____
- COM _____
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- RCA _____
- SCR _____
- SEC _____
- OTH

BEFORE THE

FLORIDA PUBLIC SERVICE COMMISSION

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

DOCKET NO. 040001-EI

FILED: June 14, 2004

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. 040001-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) 521-3910
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 March 2004 Form 423-1(a) and St. Johns River Power Park's (SJRPP) March 2004 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 14th day of June, 2004:

✻

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Florida Public Service Commission
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Tallahassee, Florida 32399-0850

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Ausley & McMullen
Attorneys for TECO
P.O. Box 391
Tallahassee, Florida 32302

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

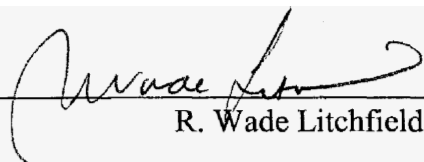
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R. Wade Litchfield

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)**

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: MAR YEAR: 2004

2. REPORTING COMPANY: FLORIDA POWER LIGHT COMPANY

3. NAME, TITLE, TELEPHONE NUMBER OF CONTACT PERSON CONCERNING DATA
 SUBMITTED ON THIS FORM: KORY DUBIN, REGULATORY AFFAIRS, (305) 552-4910.

4. SIGNATURE OF OFFICIAL SUBMITTING REPORT: *[Signature]*

5. DATE COMPLETED: 05/19/2004

EDITED COPY

(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)
1	PPE	GLENCORE	PORT EVERGLADES	03/01/2004	F06	145588								0.0000			27.0542
2	PTF	GLENCORE	FISHER ISLAND	03/04/2004	F06	145355								0.0000			26.3289
3	PPE	VITOL	PORT EVERGLADES	03/09/2004	F06	280005								0.0000			25.3942
4	PPE	VITOL	PORT EVERGLADES	03/31/2004	F06	291579								0.0000			25.7612
5	PMR	BAKA ENERGY	PALM BEACH	03/14/2004	F06	44713								0.0000			25.7779
6	PMR	BAKA ENERGY	PALM BEACH	03/25/2004	F06	148445								0.0000			25.6979
7	PRV	BAKA ENERGY	RIVIERA	03/03/2004	F06	147210								0.0000			25.8130
8	PRV	BAKA ENERGY	RIVIERA	03/14/2004	F06	102354								0.0000			25.5320
9	PCC	FAMM	PORT CANAVERAL	03/09/2004	F06	170102								0.0000			25.6565
10	PCC	FAMM	PORT CANAVERAL	03/20/2004	F06	169986								0.0000			25.1065
11	PMR	GLENCORE	PALM BEACH	03/20/2004	F06	44121								0.0000			25.7539
12	PRV	GLENCORE	RIVIERA	03/20/2004	F06	104116								0.0000			25.5080
13	PTF	SHELL	FISHER ISLAND	03/16/2004	F06	110252								0.0000			25.6059
14	PTF	SHELL	FISHER ISLAND	03/27/2004	F06	111157								0.0000			26.1809
15	PPE	AMERIGAS		03/13/2004	PRO	8	49.3600	395	0	395	49.3600	0.0000	49.3600	0.0000	0.0000	0.0000	49.3600
16	PPE	AMERIGAS		03/25/2004	PRO	8	49.7500	398	0	398	49.7500	0.0000	49.7500	0.0000	0.0000	0.0000	49.7500
17	PTF	AMERIGAS		03/03/2004	PRO	9	59.0500	531	0	531	59.0500	0.0000	59.0500	0.0000	0.0000	0.0000	59.0500
18	PTF	AMERIGAS		03/23/2004	PRO	7	59.0500	413	0	413	59.0500	0.0000	59.0500	0.0000	0.0000	0.0000	59.0500
19	PRV	FERRELL		03/01/2004	PRO	4	56.6600	227	0	227	56.6600	0.0000	56.6600	0.0000	0.0000	0.0000	56.6600
20	PRV	FERRELL		03/04/2004	PRO	3	51.1600	153	0	153	51.1600	0.0000	51.1600	0.0000	0.0000	0.0000	51.1600
21	PRV	FERRELL		03/08/2004	PRO	3	50.1500	150	0	150	50.1500	0.0000	50.1500	0.0000	0.0000	0.0000	50.1500
22	PRV	FERRELL		03/12/2004	PRO	5	49.3100	247	0	247	49.3100	0.0000	49.3100	0.0000	0.0000	0.0000	49.3100
23	PRV	FERRELL		03/15/2004	PRO	3	48.9300	147	0	147	48.9300	0.0000	48.9300	0.0000	0.0000	0.0000	48.9300
24	PRV	FERRELL		03/18/2004	PRO	2	48.5900	97	0	97	48.5900	0.0000	48.5900	0.0000	0.0000	0.0000	48.5900
25	PRV	FERRELL		03/22/2004	PRO	4	48.3800	194	0	194	48.3800	0.0000	48.3800	0.0000	0.0000	0.0000	48.3800
26	PRV	FERRELL		03/26/2004	PRO	2	47.9600	96	0	96	47.9600	0.0000	47.9600	0.0000	0.0000	0.0000	47.9600

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: MAR YEAR: 2004

2. REPORTING COMPANY: FLORIDA POWER LIGHT COMPANY

3. NAME, TITLE, TELEPHONE NUMBER OF CONTACT PERSON CONCERNING DATA
 SUBMITTED ON THIS FORM: KORY DUBIN, REGULATORY AFFAIRS, (305) 552-4910.

4. SIGNATURE OF OFFICIAL SUBMITTING REPORT: 

5. DATE COMPLETED: 05/19/2004

(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		DISCOUNT (\$)	NET		QUALITY ADJUST. (\$/BBL)	EFFECTIVE PUR PRICE (\$/BBL)	TRANSP TO TERM (\$/BBL)	ADDITIONAL TRANS CHGS (\$/BBL)	OTHER CHGS (\$/BBL)	DELIVERED PRICE (\$/BBL)
							PRICE (\$/BBL)	AMOUNT (\$)		PRICE (\$/BBL)	AMOUNT (\$)						
27	PRV	FERRELL		03/29/2004	PRO	4	47.7900	191	0	191	47.7900	0.0000	47.7900	0.0000	0.0000	0.0000	47.7900
28	PCC	SUBURBAN		03/05/2004	PRO	7	54.7000	383	0	383	54.7000	0.0000	54.7000	0.0000	0.0000	0.0000	54.7000
29	PMT	SUBURBAN		03/31/2004	PRO	16	58.0400	929	0	929	58.0400	0.0000	58.0400	0.0000	0.0000	0.0000	58.0400

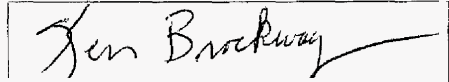
**MONTHLY REPORT OF COST AND QUALITY OF COAL FOR ELECTRIC PLANTS
ORIGIN, TONNAGE, DELIVERED PRICE AND AS RECEIVED QUALITY**

1. Report For Month/Yr: **March 2004**

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:

April 12, 2004

Line No.	Supplier Name	Mine Location	Purchase Type	Delivery 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	Capex	,IM,	S	OC	12,612			22.59	6.26	14,453	0.33	7.61
2	Capex	,TX,	S	OC	6,810			21.27	6.29	14,211	0.34	6.40
3	Coal Marketing Company	45,IM,999	LTC	OC	39,674			39.15	0.60	11,870	7.07	11.10
4	DTE Clover, LLC	08,KY,095	LTC	UR	12,305			49.54	1.18	12,753	8.53	6.47
5	Florida Rock Industries, Inc.	,FL,	S		422			38.00	0.92	12,272	10.72	6.28
6	TCP Petcoke Corporation	,TX,	LTC	OC	6,946			30.69	6.13	13,912	0.24	10.00

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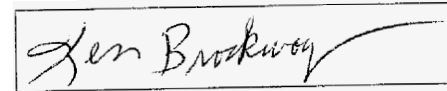
MONTHLY REPORT OF COST AND QUALITY OF COAL FOR ELECTRIC PLANTS
 DETAIL OF INVOICE PURCHASE PRICE

1. Report For Month/Yr: **March 2004**

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:

April 12, 2004

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	Capex	,IM,	S	12,612		0.00		0.00		0.00	
2	Capex	,TX,	S	6,810		0.00		0.00		0.00	
3	Coal Marketing Company	45,IM,999	LTC	39,674		0		0.00		0.00	
4	DTE Clover, LLC	08,KY,095	LTC	12,305		0.00		0.00		0	
5	Florida Rock Industries, Inc.	,FL,	S	422		0		0.00		0	
6	TCP Petcoke Corporation	,TX,	LTC	6,946		0		0.00		0.00	

EDITED COPY

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

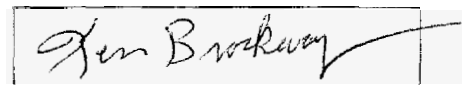
1. Report For Month/Yr: **March 2004**

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:

April 12, 2004

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	Capex	,TX,	BAYTOWN	OC	6,810		0.00		0.00	0.00	0.00	0.00	0.00	0.00		21.27
2	Capex	,IM,	CAPEX	OC	12,612		0.00		0.00	0.00	0.00	0.00	0.00	0.00		22.59
3	Coal Marketing Company	45,IM,999	EL CERREJON	OC	39,674		0.00		0.00	0.00	0.00	0.00	0.00	0.00		39.15
4	DTE Clover, LLC	08,KY,095	CLOVER DTE	UR	12,305		0.00		0.00	0.00	0.00	0.00	0.00	0.00		49.54
5	Florida Rock Industries, Inc.	,FL,	NEWBERRY COA		422		0.00		0.00	0.00	0.00	0.00	0.00	0.00		38.00
6	TCP Petcoke Corporation	,TX,	TCP-DOMESTIC	OC	6,946		0.00		0.00	0.00	0.00	0.00	0.00	0.00		30.69

EDITED COPY

ATTACHMENT C

**Docket No. 040001-EI
March 2004**

Justification for Confidentiality of March 2004 Report:

<u>FORM</u>	<u>LINE(S)</u>	<u>COLUMN</u>	<u>RATIONALE</u>
423-1(a)	1 - 14	H	(1)
423-1(a)	1 - 14	I	(2)
423-1(a)	1 - 14	J	(2), (3)
423-1(a)	1 - 14	K	(2)
423-1(a)	1 - 14	L	(2)
423-1(a)	1 - 14	M	(2), (4)
423-1(a)	1 - 14	N	(2), (5)
423-1(a)	1 - 14	P	(6), (7), (8)
423-1(a)	1 - 14	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 March 2004 Report:

<u>FORM</u>	<u>LINES</u>	<u>COLUMNS</u>	<u>RATIONALE</u>
423-2	1-6	G, H	(1)
423-2	1-6	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 March 2004 Report:

<u>FORM</u>	<u>LINE(S)</u>	<u>COLUMN</u>	<u>RATIONALE</u>
423-2(a)	1-6	F	(1)
423-2(a)	1-6	H	(1)
423-2(a)	1-6	J	(1)

423-2(a) 1-6 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 March 2004 Report:

FORM	LINE(S)	COLUMN	RATIONALE
423-2(b)	1-6	G	(1)
423-2(b)	1-6	I	(2)
423-2(b)	1-6	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 – 2	H-N, P & Q
423-1(a)	3 - 4	H-N, P & Q
423-1(a)	5 – 8	H-N, P & Q
423-1(a)	11 – 14	H-N, P & Q
423-2	1 – 6	G, H
423-2(a)	1 – 6	F, H, & J, L
423-2(b)	1 – 6	G, I, P

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