



R. Wade Litchfield
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(561) 691-7135 (Facsimile)

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

January 31, 2005

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. 050001-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,

A handwritten signature in black ink, appearing to read 'R. Wade Litchfield', written over a light-colored background.

R. Wade Litchfield

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

Doc/423 Fuel Filing/October 2004

an FPL Group company

DOCUMENT NUMBER-DATE
01111 JAN 31 05
FPSC-COMMISSION CLERK

**BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION**

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

DOCKET NO. 050001-EI

FILED: January 31, 2005

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. 050001-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 2004 Form 423-1(a) and St. Johns River Power Park's (SJRPP) October 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 31st day of January, 2005:

Adrienne Vining, 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

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

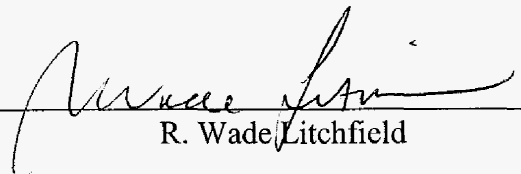
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Progress Energy Florida, Inc.
P.O. Box 14042
St. Petersburg, Florida 33733

Norman H. Horton, Esq.
Floyd R. Self, Esq.
Messer, Caparello & Self
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Tampa, Florida 33602

Jeffrey A. Stone, Esq.
Russell A. Badders, Esq.
Beggs & Lane
Attorneys for Gulf Power
P.O. Box 12950
Pensacola, Florida 32591-2950



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: OCT 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: 01/10/2005

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 (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	PTF	GLENCORE		10/04/2004	F06	39910								0.0000			30.6529
2	PMR	CONOCO	PALM BEACH	10/03/2004	F06	112417								0.0000			30.4779
3	PMR	CONOCO	PALM BEACH	10/22/2004	F06	140326								0.0000			35.5279
4	PRV	CONOCO	RIVIERA	10/21/2004	F06	1031								0.0000			35.2820
5	PTF	CONOCO	FISHER ISLAND	10/01/2004	F06	31927								0.0000			30.8129
6	PCC	FAMM	PORT CANAVERAL	10/13/2004	F06	170010								0.0000			34.7365
7	PMT	FAMM	PORT MANATEE	10/19/2004	F06	168894								0.0000			34.6757
8	PPE	FAMM	PORT EVERGLADES	10/08/2004	F06	169633								0.0000			33.9942
9	PMT	PETROBRAS	PORT MANATEE	10/25/2004	F06	270399								0.0000			34.3057
10	PPE	PETROBRAS	PORT EVERGLADES	10/01/2004	F06	325711								0.0000			28.7542
11	PMT	SEMPRA	PORT MANATEE	10/28/2004	F06	147834								0.0000			34.6857
12	PRV	SEMPRA	RIVIERA	10/05/2004	F06	114907								0.0000			34.8020
13	PRV	SEMPRA	RIVIERA	10/17/2004	F06	145487								0.0000			34.8020
14	PCC	SHELL	PORT CANAVERAL	10/25/2004	F06	109269								0.0000			34.8555
15	PMR	SHELL	PALM BEACH	10/02/2004	F06	75859								0.0000			29.5059
16	PMR	SHELL	PALM BEACH	10/15/2004	F06	108660								0.0000			34.4879
17	PMT	SHELL	PORT MANATEE	10/23/2004	F06	103218								0.0000			33.7857
18	PPE	SHELL	PORT EVERGLADES	10/16/2004	F06	99256								0.0000			34.2442
19	PPE	BP	PORT EVERGLADES	10/25/2004	F06	341987								0.0000			27.9142
20	PMR	GLENCORE	PALM BEACH	10/04/2004	F06	107634								0.0000			30.3079
21	PTF	GLENCORE	FISHER ISLAND	10/08/2004	F06	145475								0.0000			34.4929
22	PTF	GLENCORE	FISHER ISLAND	10/19/2004	F06	148499								0.0000			35.4229
23	PMT	SEMPRA	PORT MANATEE	10/08/2004	F06	346999								0.0000			34.6057
24	PCC	WPI	PORT CANAVERAL	10/01/2004	F06	99938								0.0000			31.5785
25	PMR	WPI	PALM BEACH	10/01/2004	F06	15663								0.0000			30.8299
26	PMR	WPI	PALM BEACH	10/16/2004	F06	99279								0.0000			29.6879

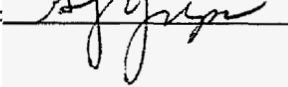
MONTHLY REPORT OF COST AND QUALITY OF FUEL OIL FOR ELECTRIC PLANTS
 DETAIL OF INVOICE AND TRANSPORTATION CHARGES

FPSC FORM NO. 423-1 (a)

1. REPORTING MONTH: OCT YEAR: 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: 01/10/2005

(A) LINE NO.	(B) PLANT	(C) SUPPLIER	(D) DELIVERY LOCATION	(E) DELIVERY DATE	(F) TYPE OIL	(G) VOLUME (BBLs)	(H) INVOICE PRICE (\$/BBL)	(I) INVOICE AMOUNT (\$)	(J) DISCOUNT	(K) NET AMOUNT (\$)	(L) NET PRICE (\$/BBL)	(M) QUALITY ADJUST. (\$/BBL)	(N) EFFECTIVE PUR PRICE (\$/BBL)	(O) TRANSP TO TERM (\$/BBL)	(P) ADDITIONAL TRANS CHGS (\$/BBL)	(Q) OTHER CHGS (\$/BBL)	(R) DELIVERED PRICE (\$/BBL)
27	PMT	WPI	PORT MANATEE	10/06/2004	F06	102528								0.0000			31.9857
28	PRV	WPI	RIVIERA	10/01/2004	F06	47169								0.0000			30.5840
29	PTF	ROYAL		10/02/2004	F02	118								0.0000			69.0400
30	PMR	PORET		10/04/2004	F03	174								0.0000			68.4500
31	PFM	ROYAL		10/28/2004	F03	17269								0.0000			71.9100
32	PFM	ROYAL		10/31/2004	F03	2327								0.0000			71.9100
33	PFL	TPSI		10/28/2004	F03	24928								0.0000			70.0380
34	PPE	AMERIGAS		10/07/2004	PRO	6	60.0600	360	0	360	60.0600	0.0000	60.0600	0.0000	0.0000	0.0000	60.0600
35	PPE	AMERIGAS		10/21/2004	PRO	6	63.0000	378	0	378	63.0000	0.0000	63.0000	0.0000	0.0000	0.0000	63.0000
36	PTF	AMERIGAS		10/04/2004	PRO	6	61.4900	369	0	369	61.4900	0.0000	61.4900	0.0000	0.0000	0.0000	61.4900
37	PTF	AMERIGAS		10/26/2004	PRO	7	63.8400	447	0	447	63.8400	0.0000	63.8400	0.0000	0.0000	0.0000	63.8400
38	PRV	FERRELL		10/01/2004	PRO	6	56.4200	339	0	339	56.4200	0.0000	56.4200	0.0000	0.0000	0.0000	56.4200
39	PRV	FERRELL		10/04/2004	PRO	5	56.2400	281	0	281	56.2400	0.0000	56.2400	0.0000	0.0000	0.0000	56.2400
40	PRV	FERRELL		10/07/2004	PRO	4	57.1200	228	0	228	57.1200	0.0000	57.1200	0.0000	0.0000	0.0000	57.1200
41	PRV	FERRELL		10/11/2004	PRO	4	58.5900	234	0	234	58.5900	0.0000	58.5900	0.0000	0.0000	0.0000	58.5900
42	PRV	FERRELL		10/14/2004	PRO	4	58.8000	235	0	235	58.8000	0.0000	58.8000	0.0000	0.0000	0.0000	58.8000
43	PRV	FERRELL		10/18/2004	PRO	4	59.8500	239	0	239	59.8500	0.0000	59.8500	0.0000	0.0000	0.0000	59.8500
44	PRV	FERRELL		10/22/2004	PRO	5	60.9600	305	0	305	60.9600	0.0000	60.9600	0.0000	0.0000	0.0000	60.9600
45	PRV	FERRELL		10/25/2004	PRO	2	59.4700	119	0	119	59.4700	0.0000	59.4700	0.0000	0.0000	0.0000	59.4700
46	PRV	FERRELL		10/28/2004	PRO	3	61.3200	184	0	184	61.3200	0.0000	61.3200	0.0000	0.0000	0.0000	61.3200
47	PMR	INDIANTOWN		10/21/2004	PRO	14	52.5000	735	0	735	52.5000	0.0000	52.5000	0.0000	0.0000	0.0000	52.5000
48	PMT	SUBURBAN		10/15/2004	PRO	15	57.9600	869	0	869	57.9600	0.0000	57.9600	0.0000	0.0000	0.0000	57.9600
49	PSN	SUBURBAN		10/14/2004	PRO	4	58.3800	234	0	234	58.3800	0.0000	58.3800	0.0000	0.0000	0.0000	58.3800

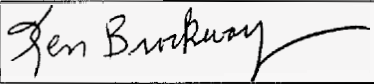
**MONTHLY REPORT OF COST AND QUALITY OF COAL FOR ELECTRIC PLANTS
ORIGIN, TONNAGE, DELIVERED PRICE AND AS RECEIVED QUALITY**

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

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

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

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

5. Signature of Official Submitting Report: 

6. Date Completed: **November 15, 2004**

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	Coal Marketing Company	45,IM,999	LTC	OC	37,842			41.72	0.68	11,799	7.35	11.38
2	DTE Clover, LLC	08,KY,095	LTC	UR	21,801			49.54	1.30	12,771	8.36	6.42
3	Foundation Energy	50,IM,999	S	OC	9,412			80.75	0.68	12,965	6.48	6.57
4	Oxbow Carbon & Minerals Inc.	,TX,	S	OC	6,548			23.45	6.54	14,443	0.29	4.75

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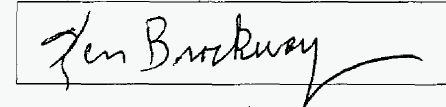
**MONTHLY REPORT OF COST AND QUALITY OF COAL FOR ELECTRIC PLANTS
DETAIL OF INVOICE PURCHASE PRICE**

1. Report For Month/Yr: **October 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: **November 15, 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	Coal Marketing Company	45,IM,999	LTC	37,842		0.00		0.00		0.00	
2	DTE Clover, LLC	08,KY,095	LTC	21,801		0.00		0.00		0.00	
3	Foundation Energy	50,IM,999	S	9,412		0.00		0.00		0.00	
4	Oxbow Carbon & Minerals Inc.	,TX,	S	6,548		0.00		0.00		0.00	

EDITED COPY

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

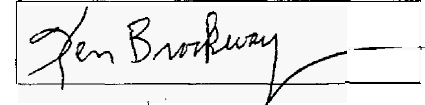
1. Report For Month/Yr: **October 2004**

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:

November 15, 2004

Short

(a)	(b)	(c)	(d)	(e)	(f)	(g)	(h)	(i)	(j)	(k)	(l)	(m)	(n)	(o)	(p)	(q)
1	Coal Marketing Company	45,IM,999	EL CERREJON	OC	37,842		0.00		0.00	0.00	0.00	0.00	0.00	0.00		41.72
2	DTE Clover, LLC	08,KY,095	CLOVER DTE	UR	21,801		0.00		0.00	0.00	0.00	0.00	0.00	0.00		49.54
3	Foundation Energy	50,IM,999	GUASARE	OC	9,412		0.00		0.00	0.00	0.00	0.00	0.00	0.00		80.75
4	Oxbow Carbon & Minerals Inc	,TX,	VALERO	OC	6,548		0.00		0.00	0.00	0.00	0.00	0.00	0.00		23.45

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ATTACHMENT C

Docket No. 050001-EI
October 2004

Justification for Confidentiality of October 2004 Report:

<u>FORM</u>	<u>LINE(S)</u>	<u>COLUMN</u>	<u>RATIONALE</u>
423-1(a)	1 – 33	H	(1)
423-1(a)	1 – 33	I	(2)
423-1(a)	1 – 33	J	(2), (3)
423-1(a)	1 – 33	K	(2)
423-1(a)	1 – 33	L	(2)
423-1(a)	1 – 33	M	(2), (4)
423-1(a)	1 – 33	N	(2), (5)
423-1(a)	1 – 33	P	(6), (7), (8)
423-1(a)	1 – 33	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 2004 Report:

<u>FORM</u>	<u>LINES</u>	<u>COLUMNS</u>	<u>RATIONALE</u>
423-2	1-4	G, H	(1)
423-2	1-4	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 2004 Report:

<u>FORM</u>	<u>LINE(S)</u>	<u>COLUMN</u>	<u>RATIONALE</u>
423-2(a)	1-4	F	(1)
423-2(a)	1-4	H	(1)
423-2(a)	1-4	J	(1)
423-2(a)	1-4	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 2004 Report:

FORM	LINE(S)	COLUMN	RATIONALE
423-2(b)	1-4	G	(1)
423-2(b)	1-4	I	(2)
423-2(b)	1-4	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	H-N, P & Q
423-1(a)	2-5	H-N, P & Q
423-1(a)	6-8	H-N, P & Q
423-1(a)	9-10	H-N, P & Q
423-1(a)	11-13	H-N, P & Q
423-1(a)	14-19	H-N, P & Q
423-1(a)	20-33	H-N, P & Q
423-2	1-4	G, H
423-2(a)	1-4	F, H, & J, L
423-2(b)	1-4	G, I, P

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