

State of Florida



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DATE: August 15, 2005

TO: Cochran Keating, Office of the General Counsel

FROM: Andrew Maurey, Division of Economic Regulation

RE: Docket No. 050045-EI, Petition for Rate Increase by Florida Power & Light Company – Confidentiality Request – Document No. 07236-05

ALM

JDJ for TD

On July 28, 2005, Florida Power & Light Company (FPL or Company) filed a request for confidential classification of Document No. 07236-05. Specifically, the Company requested confidential treatment for the identified portions of FPL's responses to Staff's 1st request for production of documents, Nos. 1, 2, 3, and 4. The proprietary business information in question consists of information regarding the competitive interests of FPL, FPL affiliated and consolidated companies, and third party investment banking firms.

Staff has reviewed Document No. 07236-05 and recommends FPL's request for confidential classification for the identified portions of this response be granted. Staff is in agreement with the Company that "the information in question is proprietary confidential business information" and that disclosure of this information could impair the competitive business interests of FPL and may trigger Securities and Exchange Commission reporting obligations. As such, staff believes this information should be afforded confidential treatment under Section 366.093(3)(e), Florida Statutes.

CMP _____ cc: CCA – Bureau of Records and Hearing Services

COM _____ Marshall Willis

CTR _____ Sam Merta

ECR _____ Karla Barnes

GCL _____

OPC _____

RCA _____

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