

09428 OCT-48

DOCUMENT NUMBER-DATE

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 SEC
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EXHIBIT "D"

050001-EI

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and Purchased Power) DOCKET NO. 050001-EI
Cost Recovery Clause with Generating)
Performance Incentive Factor) DATED: September 28, 2005

STATE OF FLORIDA)
) AFFIDAVIT OF GERARD YUPP
PALM BEACH COUNTY)

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

1. My name is Gerard Yupp. I am currently employed by Florida Power & Light Company ("FPL") as Manager of Regulated Wholesale Power Trading in the Energy Marketing and Trading Division. I have personal knowledge of the matters stated in this affidavit.

2. I have reviewed the documents and information for which I am listed as Affiant in Exhibit C and which are included in Exhibit A to FPL's Request for Confidential Classification of Certain Information Responsive to Staff's Fourth Set of Interrogatories (Nos. 9 through 14). The documents and materials that I have reviewed and that FPL asserts in Exhibit C to be proprietary confidential business information, contain or constitute fuel hedging information. Disclosure of this information would impair the competitive interests of FPL, as well as FPL's ability to contract on favorable terms. To the best of my knowledge, FPL has maintained the confidentiality of these documents and materials.

3. Consistent with the provisions of the Florida Administrative Code, such materials should remain confidential for a 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.

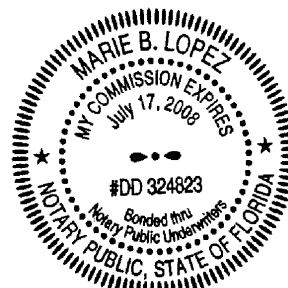
4. Affiant says nothing further.

Handwritten signature of Gerard Yupp
Gerard Yupp

SWORN TO AND SUBSCRIBED before me this 28th day of September 2005, by Gerard Yupp, who is personally known to me or who has produced personally known type of identification) as identification and who did take an oath.

Handwritten signature of Marie B. Lopez
Notary Public, State of Florida

My Commission Expires: 7/17/08



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FPSC-COMMISSION CLERK