



Natalie F. Smith
Principal Attorney
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, FL 33408-0420
(561) 691-7207
(561) 691-7135 (Facsimile)

February 17, 2006

VIA HAND DELIVERY

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

Re: Florida Power & Light Company's First Request for Extension of Confidential Classification Granted by Order No. PSC-04-0812-CFO-EI in Docket 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") First Request for Extension of Confidential Classification Granted by PSC Order No. 04-0812-CFO-EI. Exhibits A, and B from the previous filing subject to PSC Order No. 04-0812-CFO-EI are incorporated herein by reference.

Exhibit C is a revised Table of Justification and Exhibit D contains the Affidavits in support of FPL's First Request for Extension of Confidential Classification. Also included herewith is a computer diskette containing FPL's First Request and the Table of Justification in Word format. Please contact me should you or your Staff have any questions regarding this filing.

Sincerely,

A handwritten signature in black ink, appearing to read 'Natalie F. Smith', written in a cursive style.

Natalie F. Smith

NFS:ec
Enclosures

DOCUMENT NUMBER-DATE

01404 FEB 17 06

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: First Request for Extension of)
Confidential Classification Granted by)
Order No. PSC-04-0812-CFO-EI)
in Docket No. 040001-EI)
_____)

DOCKET NO. 060001-EI
FILED: February 17, 2006

**FIRST REQUEST FOR EXTENSION OF
CONFIDENTIAL CLASSIFICATION GRANTED BY
ORDER NO. PSC-04-0812-CFO-EI IN DOCKET NO. 040001-EI**

NOW, BEFORE THE COMMISSION, through undersigned counsel, comes Florida Power & Light Company ("FPL") and, pursuant to rule 25-22.006 of the Florida Administrative Code and section 366.093 of the Florida Statutes, hereby submits its First Request for Extension of Confidential Classification of certain portions of Staff's audit report and working papers in Audit No. 04-023-4-1 (FPL Fuel Cost Recovery Clause Audit for the Year ended December 31, 2003) (the "Audit"). In support of its First Request, FPL states as follows:

1. Petitioner's name and address are:

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
Florida Power & Light Company
Vice President
215 South Monroe Street, Suite 810
Tallahassee, Florida 32301-1859
(850) 521-3910 Telephone
(850) 521-3939 Facsimile

R. Wade Litchfield, Associate General Counsel
Natalie F. Smith, Principal Attorney
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, Florida 33408-0420
(561) 691-7100 Telephone
(561) 691-7135 Facsimile

DOCUMENT NUMBER-DATE

01404 FEB 17 06

FPSC-COMMISSION CLERK

2. On April 19, 2004, and Amended on August 9, 2004, FPL filed its Request for Confidential Classification of certain materials obtained during the Audit. FPL's initial filing consists of the Request for Confidential Classification and Exhibits A through D.

3. By Order No. PSC-04-0812-CFO-EI, dated August 19, 2004, the Commission granted FPL's request.

4. The period of confidential treatment granted by the Commission will soon expire. The information that was the subject of FPL's April 19, 2004 Request warrants continued treatment as proprietary and confidential business information with the meaning of Section 366.093. Accordingly, FPL hereby submits its First Request for Extension of Confidential Classification.

5. FPL incorporates herein by reference the highlighted copy of the working papers from its April 19, 2004 filing. FPL further incorporates herein by reference the redacted copy of the working papers from its August 9, 2004 Amended Request.

6. Included herewith and made a part hereof is Exhibit C. Exhibit C consists of a revised justification table listing by page and line the information for which an extension of confidential classification is sought with the name of the affiant. Also, included herewith and made a part hereof is Exhibit D. Exhibit D consists of the Affidavits of Walter E. Gwinn and Gerard Yupp which Affidavits shall replace Exhibit D previously filed.

7. 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.

8. The statutory bases for FPL's assertion of confidentiality with regard to each document or portion thereof are set forth in the justification table under the column titled "FLORIDA STATUTE 366.093(3)." The letters (a) through (e) refer to subsections of section 366.093(3), as applicable. Support for FPL's First Request for Extension of Confidential Classification of the referenced material is provided through the affidavits. The justification table identifies the affiant attesting to the basis for FPL's assertion of confidentiality with regard to each document or portion thereof. The materials at issue contain information that includes vendor-specific information and detailed procurement information primarily related to FPL's overall procurement practices and strategies. It also includes sensitive information related to fuel deliveries to FPL's nuclear-fueled generating units. The disclosure of this sensitive contractual information could inhibit FPL's ability to contract with vendors on favorable terms in the future, and may impair the competitive interests of those vendors. This type of confidential information is protected against disclosure by Section 366.093(3)(d).

9. As reflected by the renewed affidavits submitted as Exhibit D, nothing has changed since the issuance of Order No. PSC 04-0812-CFO-EI to render the information stale or public such that continued confidential treatment would not be appropriate. Accordingly, FPL requests that the information be accorded confidential classification for an additional eighteen month period. FPL further requests that the information be returned to FPL as soon as it is no longer necessary for the Commission to conduct its business.

WHEREFORE, for the above and foregoing reasons, as more fully set forth in the supporting materials and affidavits included herewith or incorporated herein by reference,

Florida Power & Light Company respectfully requests that its First Request for Extension of Confidential Classification be granted.

Respectfully submitted,



Natalie F. Smith
Attorney for Florida Power & Light Company
700 Universe Boulevard
Juno Beach, Florida 33408-0420
Tel. (561) 691-7207
Fax: (561) 691-7135

CERTIFICATE OF SERVICE

I, THE UNDERSIGNED COUNSEL, HEREBY CERTIFY that a copy of Florida Power & Light Company's First Request for Confidential Classification without exhibits, has been served via first class mail, postage prepaid to the parties listed below, this 17th day of February, 2006:

Jennifer A. Rodan, Attorney
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850

AARP(Twomey)
c/o Mike B. Twomey
P. O. Box 5256
Tallahassee, FL 32314-5256

Ausley Law Firm
Lee L. Willis/James D. Beasley
P.O. Box 391
Tallahassee, FL 32302

Beggs & Lane Law Firm
J. Stone/R. Badders/S. Griffin
P.O. Box 12950
Pensacola, FL 32591-2950

Federal Executive Agencies
Lt. Col. K. White/Capt. D. Williams
c/o AFLSA/JACL-ULT
139 Barnes Drive, Suite 1
Tyndall AFB, FL 32403-5319

Florida Industrial Power Users Group
(McWhirter)
John W. McWhirter, Jr.
c/o McWhirter Reeves
400 North Tampa Street, Suite 2450
Tampa, FL 33602

Florida Public Utilities Company
Ms. Cheryl Martin
P.O. Box 3395
West Palm Beach, FL 33402-3395

Florida Retail Federation
100 E. Jefferson St.
Tallahassee, FL 32301

Gulf Power Company
Ms. Susan D. Ritenour
One Energy Place
Pensacola, FL 32520-0780

McWhirter Law Firm
Timothy J. Perry
117 South Gadsden Street
Tallahassee, FL 32301

Messer Law Firm
Norman H. Horton, Jr.
P.O. Box 1876
Tallahassee, FL 32302-1876

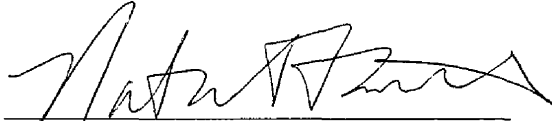
Office of Public Counsel
P. Christensen/C. Beck/J. McGlothlin
c/o The Florida Legislature
111 West Madison Street, Room 812
Tallahassee, FL 32399-1400

Progress Energy Florida, Inc.
Mr. Paul Lewis, Jr.
106 East College Avenue, Suite 800
Tallahassee, FL 32301-7740

Tampa Electric Company
Ms. Angela Llewellyn
Regulatory Affairs
P. O. Box 111
Tampa, FL 33601-0111

Progress Energy Service Company, LLC
John T. Burnett
P.O. Box 14042
Saint Petersburg, FL 33733

Young Law Firm
R. Scheffel Wright/John LaVia
225 South Adams Street, Suite 200
Tallahassee, FL 32301



Natalie F. Smith
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700 Universe Boulevard
Juno Beach, Florida 33408-0420
Tel. (561) 691-7207
Fax: (561) 691-7135

**REVISED
EXHIBIT C**

COMPANY: Florida Power & Light Company
TITLE: List of Confidential Workpapers
AUDIT: FPL., Fuel Adjustment Cost Recovery Clause Audit from
 January 1 – December 31, 2003
Docket No: 040001-EI
AUDIT CONTROL NO: 04-023-4-1

Workpaper No.	Description	No. of Pages	Conf Y/N	Line No./Col No.	Florida Statute 366.903(3) Subsection	Affiant
1	Report	4	Y N Y N	p. 4, lines 22-23 p. 5 p. 6, lines 5-6, 12 p. 7	(d)	G. Yupp
43-3/1	Fuel Sample	8	N			
43-3/1-1	Gas Req.	1	N			
43-3/1-1/1	Gas Consumption	1	Y	lines 47, 49-51	(d)	G. Yupp
43-3/1-1/1-1	Natural Gas Consumption	1	Y	Col. D, lines 5-20 Col. B, lines 24, 26-31 Col. C, lines 28-31	(d)	G. Yupp
43-3/1-1/1-1/1	Gas purchases	1	Y	lines 8-39, 42-52, 58-61, 64-65	(d)	G. Yupp
43-3/1-1/1-1/1-1	Fuel Sample	1	Y	Col. C, lines 8-10, 12-14, 16-17, 19-20, 23-24, 27-28, 30-31, 33-34, 36-37	(d), (e)	G. Yupp
43-3/1-1/1-1/1-2	Deal Journal	1	Y	line 6 Col. A, C, F, G, H, J, K, lines 7-39 Col. F, G, H line 40	(d)	G. Yupp

Workpaper No.	Description	No. of Pages	Conf Y/N	Line No./Col No.	Florida Statute 366.903(3) Subsection	Affiant
44-2/1	Correspondence on Disposal Costs	5	N			
44-2/1-1	DOE quarterly payment worksheet	2	N			
44-2/1-1/1	Nuclear Generation Data	2	N			
44-2/1-1/1-1	Nuclear Generation Data	3	N			
44-2/1-1/1-2	Nuclear Generation Data	3	N			
44-3	Nuclear Fuel Invoice	1	N			
44-3/1	Correspondence	5	N			
44-3/1-1	DOE quarterly payment worksheet	1	N			
44-3/1-1/1	Nuclear Generation Data	2	N			
44-3/1-1/1-1	Nuclear Generation Data	3	N			
44-3/1-1/1-2	Nuclear Generation Data	3	N			
44-4	Nuclear Fuel Invoice	1	N			
44-4/1	Correspondence	5	N			
44-4/1-1	DOE quarterly payment worksheet	1	N			
44-4/1-1/1	Nuclear Generation Data	2	N			
44-4/1-1/1-1	Nuclear Generation Data	3	N			
44-4/1-1/1-2	Nuclear Generation Data	3	N			
44-5	Nuclear Fuel Invoice	1	N			
44-5/1	Correspondence	5	N			
44-5/1-1	DOE quarterly payment worksheet	1	N			

Workpaper No.	Description	No. of Pages	Conf Y/N	Line No./Col No.	Florida Statute 366.903(3) Subsection	Affiant
44-5/1-1/1	Nuclear Generation Data	2	N			
44-5/1-1/1-1	Nuclear Generation Data	3	N			
44-5/1-1/1-2	Nuclear Generation Data	3	N			
47-2/2	Natural Gas Consumption Report	1	N			
47-2/2-1	Natural Gas Consumption Report	1	Y	lines 58, 60-62	(d)	G. Yupp
47-2/2-1/1	Natural Gas Price Computations	1	Y	Col. D, lines 2-16 Col. B, lines 18, 20-25 Col. C, lines 22-25 Col. E, lines 22-25	(d)	G. Yupp
47-2/2-2	Natural Gas Requisition	1	N			
47-3	Fuel used report	2	N			
48	Summary of Decontamination and Decommissioning Fund	1	Y	Col. B, lines 12-14	(e)	W. Gwinn
48-1	Allocation of DOE's D&D Fund Payment	1	Y	Col. C, lines 8-10, 12, 17, 19 Col. A, line 26; Col. B, line 26	(e)	W. Gwinn
48-1/1	Payment Request	1	Y	Col. A, lines 9-14	(e)	W. Gwinn
48-1/2	Summary of Payment	1	Y	Col. A, lines 4-7 Col. B, lines 4-7 Col. C, lines 4-7; lines 9-12 Col. D, lines 4-7 Col. E, lines 4-5	(e)	W. Gwinn
48-2	Invoice	1	Y	Col. A, lines 18-19, 22-23 Col. B, lines 17,	(d), (e)	W. Gwinn

Workpaper No.	Description	No. of Pages	Conf Y/N	Line No./Col No.	Florida Statute 366.903(3) Subsection	Affiant
				20-21, 24-26		
48-2/1	Deliveries in Work Units	1	Y	All	(d), (e)	W. Gwinn
52 p.1	Incremental Hedging Summary	1	N			
52 p.3-6	Incremental Hedging Summary	4	Y N Y N	p. 3, lines 23-24 p. 4 p. 5, lines 5-6, 12 p. 6	(d), (e)	G. Yupp
52-1	Support for Incremental Costs	11	N Y Y Y Y Y Y N N	p. 1 p. 2, Col. B, lines 1-3; Col. A, lines 4, 9-11 p. 3, Col. C, lines 12-14, Col. D, lines 12, 14, 16 p. 4, Col. C, line 10, Cols. A-B, lines 14-15, Col. D, lines 10, 16 p. 5, Cols. D-G, J, lines 9-28 p. 6, lines 2-3, 5-7 p. 7, lines 11-12, 18-19, 21-23, 25-34 p. 8, Col. B, lines 19-20, 22-25 p. 9, Col. B, lines 12-16, 18-19, 20-21 p. 10 p. 11	(d), (e)	G. Yupp
52-2	Support for Incremental Costs	5	Y	p. 1, Col. A, line 2, Col. B, lines 3-8	(d), (e)	G. Yupp

Workpaper No.	Description	No. of Pages	Conf Y/N	Line No./Col No.	Florida Statute 366.903(3) Subsection	Affiant
				p. 2, Col. N, lines 12-18 p.3, Col. B, lines 10-11 p. 4, Col. B, lines 10-11 p. 5, Col. B, lines 10-11		
52-3	Support for Incremental Costs	3	Y	p. 1, lines 2-4 p. 2, Col. F, line 8 p. 3, Col. B, lines 10-11	(d), (e)	G. Yupp
52-4	Support for Incremental Costs	3	N			
52-5	Support for Incremental Costs	9	N			
52-6	Support for Incremental Costs	3	N			
52-7	Support for Incremental Costs	1	N			
52-7/1	Support for Incremental Costs	1	N			
52-8	Support for Incremental Costs	7	N			
52-8/1	Support for Incremental Costs	1	N			
52-9	Support for Incremental Costs	1	Y	Col. B, lines 15-18, 31	(d), (e)	G. Yupp

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In the matter of Florida Power & Light) DOCKET NO. 060001-EI
Company's First Request for Extension of)
Confidential Classification Granted by Order) DATED: February 9, 2006
No. PSC-04-0812-CFO-EI of certain material)
Obtained Pursuant to Audit Control No.04-023-4-1)

STATE OF FLORIDA)
) AFFIDAVIT OF GERARD J. 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 Director of Wholesale Operations in the Energy Marketing and Trading Division. I have personal knowledge of the matters stated in this affidavit.

2. I have reviewed Exhibit C and the documents which are included in Exhibit A to FPL's Request for Confidential Classification of Materials Provided Pursuant to Audit No. 04-023-4-1. The document and materials that I have reviewed and that FPL asserts in Exhibit C to be proprietary confidential business information include but are not limited to: information concerning bids or other contractual data and information relating to competitive interests. Disclosure of this information would impair the competitive interest 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 continue to remain confidential for an additional period of not less than 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 maintain the confidentiality of these documents.

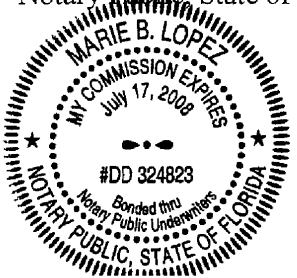
4. Affiant says nothing further.

Gerard J. Yupp
Gerard J. Yupp

SWORN TO AND SUBSCRIBED before me this 13th day of February 2006, by Gerard Yupp, who is personally known to me or who has produced personally known (as identification) as identification and who did take an oath.

Marie B. Lopez
Notary Public, State of Florida

My Commission Expires: 7/17/08



BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In the matter of Florida Power & Light) DOCKET NO. 060001-EI
Company's First Request for Extension of)
Confidential Classification Granted by Order) DATED: February 9, 2006
No. PSC-04-0812-CFO-EI of certain material)
Obtained Pursuant to Audit Control No.04-023-4-1)

STATE OF FLORIDA)
) AFFIDAVIT OF WALTER E. GWINN
PALM BEACH COUNTY)

BEFORE ME, the undersigned authority, personally appeared Walter E. Gwinn who, being first duly sworn, deposes and says:

1. My name is Walter E. Gwinn. I am currently employed by Florida Power & Light Company ("FPL") as Manager of Nuclear Finance. I have personal knowledge of the matters stated in this affidavit.

2. I have reviewed Exhibit C and the documents which are included in Exhibit A to FPL's Request for Confidential Classification of Materials Provided Pursuant to Audit No. 04-023-4-1. The document and materials that I have reviewed and that FPL asserts in Exhibit C to be proprietary confidential business information include but are not limited to: information concerning bids or other contractual data and information relating to competitive interests. Disclosure of this information would impair the competitive interest 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 continue to remain confidential for an additional period of not less than 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 maintain the confidentiality of these documents.

4. Affiant says nothing further.

Walter E. Gwinn
Walter E. Gwinn

SWORN TO AND SUBSCRIBED before me this 14th day of February 2006, by Walter E. Gwinn, who is personally known to me or who has produced (type of identification) as identification and who did take an oath.

Roberta S. Economy
Notary Public, State of Florida
Roberta S. Economy
Commission # DD415603
Expires June 1, 2009
Banded Troy Pain - Insurance, Inc. 800-285-7019

My Commission Expires: