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COMMISSION
CLERK

March 30, 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 Request for Confidential Classification
Docket 060038-EI**

Dear Ms. Bayó:

Enclosed for filing are the original and two (2) copies of Florida Power & Light Company's (FPL's) Request for Confidential Classification. FPL seeks confidential treatment for certain documents responsive to discovery requests of the Office of Public Counsel and Staff of the Florida Public Service Commission in connection with the above-referenced docket. The original includes Exhibits A, B, C and D. The two copies only include Exhibit C.

Exhibit A consists of copies of all documents for which FPL seeks confidential treatment, whether in whole or in part. All information in Exhibit A that FPL asserts is entitled to confidential treatment has been highlighted. Exhibit A is submitted for filing in a separate, sealed folder marked "EXHIBIT A - CONFIDENTIAL." Exhibit B is an edited version of Exhibit A, in which the information FPL asserts is confidential has been redacted. Exhibit C consists of FPL's justification for its Request for Confidential Classification. Exhibit D contains affidavits in support of FPL's Request for Confidential Classification. Please note that we included a copy of the signed Affidavit for Wayne Olson. The original signed Affidavit for Wayne Olson is being submitted for filing on March 31st. Also included in this filing is a computer diskette containing FPL's Request for Confidential Classification and Exhibit

C in Word format.

In accord with Rule 25-22.006(3)(d), FPL requests confidential treatment of the information in Exhibit A pending disposition of FPL's Request for Confidential Classification. Please do not hesitate to contact me should you or your Staff have any questions regarding this filing.

Sincerely,

Natalie F. Smith

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FPSC-COMMISSION CLERK

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**BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION**

In re: Florida Power & Light Company's)
Petition for Issuance of a Storm Recovery)
Financing Order)
_____)

Docket No: 060038-EI
Filed: March 30, 2006

**FLORIDA POWER & LIGHT COMPANY'S
REQUEST FOR CONFIDENTIAL CLASSIFICATION**

NOW, BEFORE THIS COMMISSION, through undersigned counsel, comes Florida Power & Light Company ("FPL") and, pursuant to Rule 25-22.006, Florida Administrative Code, and Section 366.093 of the Florida Statutes, hereby requests confidential classification of certain documents responsive to discovery requests of the Office of Public Counsel ("OPC") and Staff of the Florida Public Service Commission ("Staff") served on FPL in the above-referenced docket. In support of its request, FPL states as follows:

1. The confidential information is contained in documents responsive to OPC's Fourth Set of Requests for Production of Documents, No. 70, documents responsive to OPC's Seventh Set of Requests for Production of Documents, No. 83, and documents responsive to Staff's First Request for Production of Documents, Nos. 3 and 6, to FPL.

2. The following exhibits are included herewith and made a part hereof:

a. Exhibit A consists of all documents for which FPL seeks confidential treatment, whether in whole or in part. All information in Exhibit A that FPL asserts is entitled to confidential treatment has been highlighted. Exhibit A is submitted separately in a sealed folder marked "CONFIDENTIAL."

b. Exhibit B consists of edited versions of all documents for which FPL seeks

confidential treatment. All information for which FPL requests confidential treatment has been redacted in Exhibit B.

c. Exhibit C is a table containing a line-by-line and page-by-page identification of the information for which confidential treatment is sought and, with regard to each document or portions thereof, references to the specific statutory basis or bases for the claim of confidentiality and to the affidavits in support of the requested classification. Exhibit C is sometimes referred to hereinafter as the "Justification Table."

d. Composite Exhibit D includes the affidavits of Wayne Olson and Barbara Jaindl in support of this request.

3. FPL submits that the highlighted information in Exhibit A is proprietary confidential business information within the meaning of section 366.093(3), Florida Statutes. To the best of FPL's knowledge, the highlighted information has not been publicly disclosed. Pursuant to section 366.093, Florida Statutes, such information is entitled to confidential treatment and is 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. As the affidavits indicate, the confidential information contains or constitutes competitively sensitive data, the disclosure of which could impair the competitive business of the provider of the information. This information is protected by Section 366.093(3)(e), Florida Statutes. Further, certain information claimed confidential contains or constitutes trade secrets. This information is protected from disclosure by Section 366.093(3)(a), Florida Statutes. Other confidential information is related to security measures, systems, or procedures, and this

information is protected under Section 366.093(3)(c), Florida Statutes.

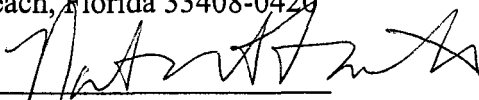
5. Upon a finding by the Commission that the material in Exhibit A for which FPL seeks confidential treatment is proprietary confidential business information within the meaning of section 366.093(3), pursuant to section 366.093(4) such materials should not be declassified for a period of at least eighteen (18) months and 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, as more fully set forth in the supporting materials and affidavits included herewith, Florida Power & Light Company respectfully requests that its request for confidential classification be granted.

Respectfully submitted,

R. Wade Litchfield
Bryan Anderson
Patrick Bryan
Natalie F. Smith
Attorneys for Florida Power & Light Company
700 Universe Boulevard
Juno Beach, Florida 33408-0420

By:



Natalie F. Smith

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of Florida Power & Light Company's Request for Confidential Classification without Exhibits A, B, and D, was served by United States Mail this 30th day of March, 2006, to the following:

Wm. Cochran Keating, IV, Esquire
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Joseph A. McGlothlin, Esquire
Patricia A. Christensen, Esquire
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Attorneys for the Federal Executive Agencies

Respectfully submitted,

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Patrick Bryan
Natalie F. Smith
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By: 
Natalie F. Smith

* Indicates not an official party of record as of the date of this filing