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COMMISSION
CLERK

April 7, 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, the original affidavits of Bowman, Hart and Olson will be sent under separate cover on Monday. Also included in this filing is a 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
Natalie F. Smith

CMP _____
DOM _____
PTR _____
ECR 1
ECL 1
MPC _____
MCA _____
MCR _____
MGA _____
MEC 1 NFS:ec
MTH 1 Enclosures
records

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[Signature]
FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE
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FPSC-COMMISSION CLERK

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: April 7, 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 First Request for Production of Documents Nos. 7, 21 and 22, Second Request for Production of Documents No. 26, Eighth Request for Production of Documents No. 91, and documents responsive to Staff's First Request for Production of Documents Nos. 3, 24, 34, 35 and 36, and Fourth Request for Production of Documents No. 67, 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 Kathy Beilhart, Ed S. Bowman, David Bromley, Kenneth Getchell, Kevin Kelly, and Wayne Olson 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.

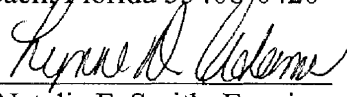
This information is protected from disclosure by Section 366.093(3)(a), Florida Statutes. Finally, other highlighted information consists of contractual vendor data, such as pricing and other terms, the disclosure of which would impair the efforts of FPL to contract for goods or services on favorable terms in the future to the detriment of FPL and its customers. This is protected by Section 366.093(3)(d), 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, Esquire
Bryan Anderson, Esquire
Patrick Bryan, Esquire
Natalie F. Smith, Esquire
Attorneys for Florida Power & Light Company
700 Universe Boulevard
Juno Beach, Florida 33408-0420

By: 
for Natalie F. Smith, Esquire
Fla. Bar No. 470200

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 7th day of April, 2006, to the following:

Wm. Cochran Keating, IV, Esquire
Florida Public Service Commission
Division of Legal Services
Gerald L. Gunter Building
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Harold A. McLean, Esquire
Charles J. Beck, Esquire
Joseph A. McGlothlin, Esquire
Patricia A. Christensen, Esquire
Office of Public Counsel
c/o The Florida Legislature
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and Captain Damund Williams
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Attorneys for the Federal Executive Agencies

Christopher M. Kise, Solicitor General*
Jack Shreve, Senior General Counsel
Office of the Attorney General
The Capitol – PL01
Tallahassee, FL 32399-1050
Attorneys for Charles J. Crist, Jr., Attorney General

By: 
for Natalie F. Smith, Esquire
Fla. Bar No. 470200

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

Exhibit C

Justification Table

EXHIBIT C

COMPANY: Florida Power & Light Company
TITLE: List of Confidential Documents
DOCKET: Petition for Issuance of a Storm Recovery Financing Order
Docket No: 060038-EI
ITEMS: Office of Public Counsel 1st Request for Production of Documents Nos. 7, 21, 22, 2nd Request for Production of Documents No. 26, 8th Request for Production of Documents No. 91, Staff's 1st Request for Production of Documents Nos. 3, 24, 34, 35, 36, and Staff's 4th Request for Production of Documents No. 67.

Bates No.	Description	No. of Pages	Conf Y/N	Col No./Line No.	Florida Statute 366.903(3) Subsection	Affiant
CD-001520	OPC 1 st POD No. 7: Joint Use Agreement	26	Y	ALL	(d), (e)	D. Bromley
001642-001643	OPC 1 st POD No. 21: O&M Variance Reporting	2	Y	Page 001642: Lines 51-53; Page 001643: Lines 22, 23	(e)	K. Getchell
000070-000084	OPC 1 st POD No. 22: Board of Directors' Meetings	15	Y	ALL	(e)	E. Bowman
006391-006400	OPC 2 nd POD No. 26: Underwriting Fee Schedule	10	Y	Page 006391: Col. F; Page 006392: Col. B; Pages 006393-006400: ALL	(e)	W. Olson
006402-006417	OPC 2 nd POD No. 26: Rating Agency Fee Schedule	16	Y	ALL	(a), (d), (e)	W. Olson

Bates No.	Description	No. of Pages	Conf Y/N	Col No./Line No.	Florida Statute 366.903(3) Subsection	Affiant
006419-006425	OPC 2 nd POD No. 26: Summary of S-3 Filings	7	Y	ALL	(e)	W. Olson
006427-006431	OPC 2 nd POD No. 26: Servicing Fee	5	Y	ALL	(e)	W. Olson
006432-006442	OPC 2 nd POD No. 26: Engagement letter between CSFB and FPL	11	Y	ALL	(d), (e)	W. Olson
010885-010898	OPC 8 th POD No. 91: Claims Letters	14	Y	ALL	(e)	E. Bowman
008201-008204	Staff's 1 st POD No. 3: Proprietary Database	4	Y	ALL	(e)	W. Olson
008372-008376	Staff's 1 st POD No. 24: Servicing Fee	5	Y	ALL	(e)	W. Olson
102674-102684	Staff's 1 st POD No. 34: Engagement letter between CSFB and FPL	11	Y	ALL	(d), (e)	W. Olson
102685-102708	Staff's 1 st POD No. 35: Selection of Financial Advisor	24	Y	ALL	(d), (e)	K. Beilhart
102671-102673	Staff's 1 st POD No. 36: Deal Counsel Proposals	3	Y	ALL	(e)	E. Bowman

Bates No.	Description	No. of Pages	Conf Y/N	Col No./Line No.	Florida Statute 366.903(3) Subsection	Affiant
008304-008338	Staff's 1 st POD No. 36: Deal Counsel Proposals	35	Y	ALL	(e)	E. Bowman
007988-008100	Staff's 1 st POD No. 36: Deal Counsel Proposals	113	Y	ALL	(e)	E. Bowman
011765-011771	Staff's 4th POD No. 67: Analysts Equity Research Reports	7	Y	ALL	(e)	K. Kelly
011780-011782	Staff's 4th POD No. 67: Analysts Equity Research Reports	3	Y	ALL	(e)	K. Kelly
011790-011791	Staff's 4th POD No. 67: Analysts Equity Research Reports	2	Y	ALL	(e)	K. Kelly
011796-011803	Staff's 4th POD No. 67: Analysts Equity Research Reports	8	Y	ALL	(e)	K. Kelly
011808-011816	Staff's 4th POD No. 67: Analysts Equity Research Reports	9	Y	ALL	(e)	K. Kelly
011825-011841	Staff's 4th POD No. 67: Analysts Equity Research Reports	17	Y	ALL	(e)	K. Kelly
011846-011854	Staff's 4th POD No. 67: Analysts Equity Research Reports	9	Y	ALL	(e)	K. Kelly

Bates No.	Description	No. of Pages	Conf Y/N	Col No./Line No.	Florida Statute 366.903(3) Subsection	Affiant
011863-011871	Staff's 4th POD No. 67: Analysts Equity Research Reports	9	Y	ALL	(e)	K. Kelly
011880-011881	Staff's 4th POD No. 67: Analysts Equity Research Reports	2	Y	ALL	(e)	K. Kelly
011888-011914	Staff's 4th POD No. 67: Analysts Equity Research Reports	27	Y	ALL	(e)	K. Kelly
011918-011925	Staff's 4th POD No. 67: Analysts Equity Research Reports	8	Y	ALL	(e)	K. Kelly
011954-011960	Staff's 4th POD No. 67: Analysts Equity Research Reports	7	Y	ALL	(e)	K. Kelly
011963	Staff's 4th POD No. 67: Analysts Equity Research Reports	1	Y	ALL	(e)	K. Kelly
011973-011982	Staff's 4th POD No. 67: Analysts Equity Research Reports	10	Y	ALL	(e)	K. Kelly
012010-012022	Staff's 4th POD No. 67: Analysts Equity Research Reports	13	Y	ALL	(e)	K. Kelly
012026-012032	Staff's 4th POD No. 67: Analysts Equity Research Reports	7	Y	ALL	(e)	K. Kelly

Bates No.	Description	No. of Pages	Conf Y/N	Col No./Line No.	Florida Statute 366.903(3) Subsection	Affiant
012050-012057	Staff's 4th POD No. 67: Analysts Equity Research Reports	8	Y	ALL	(e)	K. Kelly
012062-012104	Staff's 4th POD No. 67: Analysts Equity Research Reports	43	Y	ALL	(e)	K. Kelly
012114-012130	Staff's 4th POD No. 67: Analysts Equity Research Reports	17	Y	ALL	(e)	K. Kelly
012141-012143	Staff's 4th POD No. 67: Analysts Equity Research Reports	3	Y	ALL	(e)	K. Kelly
012192-012222	Staff's 4th POD No. 67: Analysts Equity Research Reports	31	Y	ALL	(e)	K. Kelly
012229-012244	Staff's 4th POD No. 67: Analysts Equity Research Reports	16	Y	ALL	(e)	K. Kelly
012262-012272	Staff's 4th POD No. 67: Analysts Equity Research Reports	11	Y	ALL	(e)	K. Kelly
012281-012282	Staff's 4th POD No. 67: Analysts Equity Research Reports	2	Y	ALL	(e)	K. Kelly
012286-012287	Staff's 4th POD No. 67: Analysts Equity Research Reports	2	Y	ALL	(e)	K. Kelly

Bates No.	Description	No. of Pages	Conf Y/N	Col No./Line No.	Florida Statute 366.903(3) Subsection	Affiant
012290-012297	Staff's 4th POD No. 67: Analysts Equity Research Reports	8	Y	ALL	(e)	K. Kelly
012303-012339	Staff's 4th POD No. 67: Analysts Equity Research Reports	37	Y	ALL	(e)	K. Kelly
012345-012355	Staff's 4th POD No. 67: Analysts Equity Research Reports	11	Y	ALL	(e)	K. Kelly
012362-012371	Staff's 4th POD No. 67: Analysts Equity Research Reports	10	Y	ALL	(e)	K. Kelly
012388-012389	Staff's 4th POD No. 67: Analysts Equity Research Reports	2	Y	ALL	(e)	K. Kelly
012406-012410	Staff's 4th POD No. 67: Analysts Equity Research Reports	5	Y	ALL	(e)	K. Kelly
012417-012423	Staff's 4th POD No. 67: Analysts Equity Research Reports	7	Y	ALL	(e)	K. Kelly
012429-012460	Staff's 4th POD No. 67: Analysts Equity Research Reports	32	Y	ALL	(e)	K. Kelly
012472-012476	Staff's 4th POD No. 67: Analysts Equity Research Reports	5	Y	ALL	(e)	K. Kelly

Bates No.	Description	No. of Pages	Conf Y/N	Col No./Line No.	Florida Statute 366.903(3) Subsection	Affiant
012486-012506	Staff's 4th POD No. 67: Analysts Equity Research Reports	21	Y	ALL	(e)	K. Kelly
012512-012523	Staff's 4th POD No. 67: Analysts Equity Research Reports	12	Y	ALL	(e)	K. Kelly
012538-012545	Staff's 4th POD No. 67: Analysts Equity Research Reports	8	Y	ALL	(e)	K. Kelly
012580-012598	Staff's 4th POD No. 67: Analysts Equity Research Reports	19	Y	ALL	(e)	K. Kelly
012602-012607	Staff's 4th POD No. 67: Analysts Equity Research Reports	6	Y	ALL	(e)	K. Kelly
012610-012614	Staff's 4th POD No. 67: Analysts Equity Research Reports	5	Y	ALL	(e)	K. Kelly
012621-012644	Staff's 4th POD No. 67: Analysts Equity Research Reports	24	Y	ALL	(e)	K. Kelly
012661-012671	Staff's 4th POD No. 67: Analysts Equity Research Reports	11	Y	ALL	(e)	K. Kelly
012676-012681	Staff's 4th POD No. 67: Analysts Equity Research Reports	6	Y	ALL	(e)	K. Kelly

Bates No.	Description	No. of Pages	Conf Y/N	Col No./Line No.	Florida Statute 366.903(3) Subsection	Affiant
012698-012704	Staff's 4th POD No. 67: Analysts Equity Research Reports	7	Y	ALL	(e)	K. Kelly
012709-012716	Staff's 4th POD No. 67: Analysts Equity Research Reports	8	Y	ALL	(e)	K. Kelly
012728-012733	Staff's 4th POD No. 67: Analysts Equity Research Reports	6	Y	ALL	(e)	K. Kelly
012739-012770	Staff's 4th POD No. 67: Analysts Equity Research Reports	32	Y	ALL	(e)	K. Kelly
012780-012790	Staff's 4th POD No. 67: Analysts Equity Research Reports	11	Y	ALL	(e)	K. Kelly
012796-012812	Staff's 4th POD No. 67: Analysts Equity Research Reports	17	Y	ALL	(e)	K. Kelly