



Public Service Commission

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COMMISSION CLERK

DATE: October 24, 2006

TO: Division of Commission Clerk and Administrative Services (Flynn)

FROM: Division of Regulatory Compliance and Consumer Assistance (Freeman, Vandiver)

RE: Docket 060007-EI, Recommendation that Document No. 08288-04 be returned to the source

On July 11, 2004, when copies of certain portions of staff's working papers obtained or prepared during the "FPL Environmental Cost Recovery Clause Audit for the Year Ended December 31, 2003", were delivered to FPL at the audit exit conference, the utility requested that these materials be temporarily exempted from public access in accordance with the provisions of Rule 25-22.006(3)(a)2., Florida Administrative Code (FAC).

On July 29, 2004, staff filed documents 08243-04 consisting of those specified portions of the staff working papers.

On July 30, 2004, FPL filed a request pursuant to Section 366.093, Florida Statutes (F.S), and Rule 25-22.006, FAC, that selected portions of the working papers prepared by the staff during the audit receive confidential classification. The utility's request included redacted copies for public inspection (Exhibit B, document 08287-04) and highlighted copies (document 08288-04).

On November 3, 2004, Commission Order No. PSC-04-1074-CFO-EI granted FPL's request.

On May 3, 2006, FPL requested an extension of the confidential classification period be granted for portions of the material identified as sensitive in Commission Order No. PSC-04-1074.

FPL's request included revised redacted copies for public inspection (document 03932-06) and highlighted copies (document 03931-06)

Documents 08243-04, 08288-04 and 03931-06 are currently held by the Commission's Division of the Commission Clerk and Administrative Services as confidential pending resolution of FPL's request for an extension of confidential classification.

The information contained in document 08288-04 has been superseded by document 03931-06.

Document 08288-04 is no longer need to support the utility's filing.

Therefore, Staff recommends document 08288-04 be returned to the utility.

CC: Division of Regulatory Compliance and Consumer Assistance (Welch)

Office of General Counsel (Brown)

Lockard

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