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DATE: March 12, 2007

TO: Division of Commission Clerk and Administrative Services (Cole, Lockard) *W*

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

RE: Docket 070007-EI, Recommendation to Return Document to the Source concerning Florida Power & Light Company's (FPL) request for confidential classification concerning a portion of the staff working papers prepared during "FPL Environmental Cost Recovery Clause Audit for the Year Ended December 31, 2005", Audit Control No. 06-044-4-1, Document Numbered 06062-06

Please return confidential document 06062-06 to the source.

On June 20, 2006, 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, 2005", 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 June 29, 2006, staff filed document 05836-06 consisting of those specified portions of the staff working papers.

On July 10, 2006, 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 (document 06063-06) and highlighted copies (document 06062-06).

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- On March 7, 2007, after discussions with the staff, the utility adjusted the scope of their request. This adjustment to the utility's filing included redacted copies (document 02079-06) for public use and copies with the sensitive information highlighted (document 02078-07).
- For the purpose of FPL's request, confidential document 02078-07 supersedes and replaces confidential document 06062-06. Confidential document 06062-06 is no longer needed to support FPL's request and should be returned to the source.
- CC: Division of Regulatory Compliance and Consumer Assistance (Welch)
General Counsel's Office (Brown)

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