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October 1, 2007

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COMMISSION
CLERK

-VIA OVERNIGHT DELIVERY -

Ms. Ann Cole
Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Re: Docket No. 070001-EI

Dear Ms. Cole:

I am enclosing for filing in the above docket the original and seven (7) copies of Florida Power & Light Company's Request for Confidential Classification of Information pursuant to Staff's Second Set of Interrogatories, Nos. 11-15, together with a diskette containing the electronic version of same. The enclosed diskette is HD density, the operating system is Windows XP, and the word processing software is Word 2003. Please note that a copy of the response to Interrogatory No. 12 that contains highlighted and unredacted confidential information is enclosed with the original of the Request, in a separate sealed folder marked "Confidential."

If there are any questions regarding this transmittal, please contact me at 561-304-5639.

Sincerely,

Kevin M. Butler
John T. Butler

- CMP _____
- COM _____
- CTR _____
- ECR** _____
- GCL 2 Enclosure
- OPC _____
- RCA _____
- SCR _____
- SGA _____
- SEC _____
- OTH 1 copy records

cc: Counsel for parties of record (w/encl.)

DOCUMENT NUMBER-DATE
09052 OCT-2 07
FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and Purchased Power) DOCKET NO. 070001-EI
Cost Recovery Clause and Generating)
Performance Incentive Factor) Filed: October 2, 2007

**REQUEST FOR CONFIDENTIAL CLASSIFICATION OF INFORMATION PROVIDED
PURSUANT TO STAFF'S SECOND SET OF INTERROGATORIES (NOS. 11-15)**

Pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, Florida Power & Light Company ("FPL") requests confidential classification of certain information provided in connection with Interrogatory No.12, which was served by Staff on September 10, 2007. In support of its Request, FPL states as follows:

1. FPL served its answers to Staff's Second Set of Interrogatories on Monday, October 1, 2007 for overnight delivery to Staff on October 2, 2007. This request is being filed contemporaneously with the delivery of the answers to Staff and is intended to request confidential classification of the confidential portions of Interrogatory No.12 (the "Confidential Discovery Response") consistent with Rule 25-22.006

2. The following exhibits are included with and made a part of this request:

a. Composite Exhibit A consists of a copy of Interrogatory No. 12, on which all information that FPL asserts is entitled to confidential treatment has been highlighted. Composite Exhibit A is submitted separately in a sealed folder marked "CONFIDENTIAL."

b. Composite Exhibit B consists of an edited version of Exhibit A on which all information in Interrogatory No. 12 that FPL asserts is entitled to confidential treatment has been redacted.

DOCUMENT NUMBER-DATE

09052 OCT-25

FPSC-COMMISSION CLERK

c. Exhibit C is a table containing an identification of the information highlighted in Exhibit A, together with references to the specific statutory bases for the claim of confidentiality and to the affidavit in support of the requested classification.

d. Exhibit D is the affidavit of Gerard J. Yupp, who is the Manager of Regulated Wholesale Power Trading in the Energy Marketing and Trading Division.

3. FPL seeks confidential protection for the information highlighted in Exhibit A. The highlighted information is proprietary confidential business information within the meaning of Section 366.093(3)(d) and (e) because it consists of information on FPL's natural gas purchases that, if publicly disclosed and combined with other publicly available information, would provide insight into FPL's hedging strategies and practices. In turn, such insight would allow market participants to anticipate FPL's marketing and trading decisions and/or impair FPL's ability to negotiate, to the detriment of FPL and its customers.

4 FPL submits that the highlighted information in Exhibit A is proprietary confidential business information within the meaning of Section 366.093(3). Pursuant to Section 366.093, such information is entitled to confidential treatment and it is exempt from the disclosure provisions of the public records law.

5. The highlighted information in Exhibit A is intended to be and is treated by FPL as private, and its confidentiality has been maintained.

6. Upon a finding by the Commission that the information highlighted in Exhibit A, and referenced in Exhibit C, is proprietary confidential business information, the information 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. *See* § 366.093(4).

WHEREFORE, FPL respectfully requests confidential classification of the Confidential Discovery Response as described herein.

Respectfully submitted,

R. Wade Litchfield, Esq.
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By: *Karl M. Dubin* *for JTB*
John T. Butler
Fla. Bar No. 283479

CERTIFICATE OF SERVICE
Docket No. 070001-EI

I **HEREBY CERTIFY** that a true and correct copy of the foregoing Request for Confidential Classification of Information Provided Pursuant to Staff's Second Set of Interrogatories, No. 12 (*) has been furnished by overnight delivery (**) or U.S. Mail on the 1st day of October, 2007, to the following:

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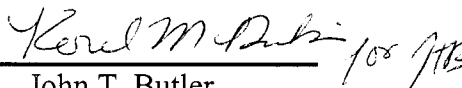
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By: 
John T. Butler

* The exhibits to this Request are not included with the service copies, but copies of Exhibits B, C and D are available upon request.