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May 23, 2008

-VIA OVERNIGHT DELIVERY -

Ms. Ann Cole, Director
Division of the Commission Clerk and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

RECEIVED-FPSC
09 MAY 28 AM 10:02
COMMISSION
CLERK

Re: Docket No. 080001-EI; FPL's First Request for Extension of Confidential Classification

Dear Ms. Cole:

I am enclosing for filing in the above docket the original and seven (7) copies of Florida Power & Light Company's First Request for Extension of Confidential Classification granted by Order No. PSC-06-0986-CFO-EI regarding information provided in Schedule E12 and Exhibits GJY-3, GJY-4, GJY-5 and GJY-6, 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 in which the document appears is Word 2003.

Also included herewith is supplemental Exhibit D, which is a copy of an Affidavit of Mr. Yupp. The original signed Affidavit of Mr. Yupp will be filed upon receipt.

If there are any questions regarding this transmittal, please contact me at 561-304-5226.

Sincerely,

Damaris Rodriguez for

Jessica A. Cano

CMR _____

CDM _____

CTS _____

CCS _____

CCN _____

CFC _____

PCA _____

PCR _____

PCA _____

CEO _____

OTH _____

1 + Diskette

Enclosure

cc: Counsel for Parties of Record (w/encl.)

conf records

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and purchased power)
cost recovery clause with generating)
performance incentive factor)

Docket No. 080001-EI

Filed: May 27, 2008

**FLORIDA POWER & LIGHT COMPANY'S FIRST REQUEST FOR EXTENSION OF
CONFIDENTIAL CLASSIFICATION OF CERTAIN INFORMATION PROVIDED IN
SCHEDULE E12 AND EXHIBITS GJY-3, GJY-4, GJY-5 AND GJY-6**

NOW BEFORE THIS COMMISSION, through the undersigned counsel, comes Florida Power & Light Company ("FPL") and, pursuant to rule 25-22.006 of the Florida Administrative Code and section 366.093 of the Florida Statutes, hereby submits its First Request for Extension of Confidential Classification Granted by Order No. PSC-06-0986-CFO-EI, of certain information provided in FPL's September 1, 2006 fuel cost recovery filing in Docket No. 060001-EI. In support of its request, FPL states as follows:

1. FPL's address is 9250 West Flagler Street, Miami, Florida 33174. Orders, notices, or other pleadings related to this request should be served on:

Jeffrey S. Bartel
Vice President, Regulatory Affairs
Florida Power & Light Company
215 S. Monroe Street
Suite 810
Tallahassee, FL 32301
Tel: 850-521-3910

John Butler
Senior Attorney
Jessica A. Cano
Attorney
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, FL 33408
Tel: 561-304-5226

2. On September 22, 2006, FPL filed with the Commission a Request for Confidential Classification of information contained in Schedule E12 of Exhibit KMD-6 and Exhibits GJY-3, GJY-4, GJY-5 and GJY-6. FPL's initial filing consisted of the September 22, 2006 Request and attached Exhibits A through D. FPL adopts and incorporates by reference its September 22, 2006 Request, including Exhibits A, B, C and D thereto.

DOCUMENT NUMBER-DATE

04490 MAY 28 08

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FPSC-COMMISSION CLERK

3. By Order No. PSC-06-0986-CFO-EI, dated November 28, 2006 the Commission granted FPL's September 22, 2006 Request.

4. The period of confidential treatment granted by Order No. PSC-06-0986-CFO-EI will soon expire. All of the information that was the subject of FPL's September 22, 2006 Request warrants continued treatment as proprietary and confidential business information with the meaning of section 366.093(3).

5. Included herewith and made a part hereof as Exhibit D is the affidavit Gerard Yupp which supplements Exhibit D to the September 22, 2006 Request.

6. FPL submits that the information identified on Exhibit C to the September 22, 2006 Request continues to be proprietary confidential business information within the meaning of section 366.093(3). Pursuant to section 366.093, such materials are entitled to confidential treatment and are 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.

7. The statutory bases for FPL's assertion of confidentiality with regard to each document or portion thereof continue to be as set forth in Exhibit C to the September 22, 2006 Request. Support for FPL's request to extend confidential classification for the referenced materials is provided through the affidavit that is attached hereto as Exhibit D. As indicated in said affidavit, all highlighted information in Exhibit A is proprietary confidential business information within meaning of Section 366.093(3)(d) and (e), because it contains information relating to competitive interests and vendor-specific contractual information, the disclosure of

which would impair the vendor's and/or FPL's competitive interests as well as FPL's ability to contract on favorable terms in the future, to the detriment of its customers.

8. The material for which FPL seeks continued confidential classification is intended to be and is treated by FPL as confidential and has not been disclosed. Nothing has changed since the issuance of Order No. PSC-06-0986-CFO-EI to render the information stale or public, such that continued confidential treatment would not be appropriate.

9. Accordingly, FPL requests that the information highlighted in Exhibit A to the September 22, 2006 Request and referenced in Order No. PSC-06-0986-CFO-EI be accorded confidential classification for an additional eighteen month period. FPL further requests that the information 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 forgoing reasons, as more fully set forth in the supporting materials and affidavits included herewith and incorporated herein by reference, Florida Power & Light Company respectfully requests that its First Request for Extension of Confidential Classification be granted.

Respectfully submitted,

John T. Butler, Esq.
Senior Attorney
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Telephone: (561) 304-5226
Facsimile: (561) 691-7135

By: Jamario Rodriguez JAR
Jessica A Cano
Fla. Bar No. 0037372

CERTIFICATE OF SERVICE
Docket No. 080001-EI

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by overnight delivery (*) or United States mail this 23rd day of May, 2008, to the following:

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Tallahassee, Florida 32399-0850

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P.O. Box 14042
St. Petersburg, Florida 33733-4042

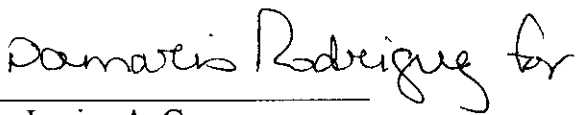
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