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COMMISSION CLERK

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DATE: October 29, 2008
TO: Lisa Bennett, Attorney, General Counsel
FROM: Division of Regulatory Compliance (Freeman, Vandiver)
RE: Docket 080001-EI, Recommendation concerning Florida Power & Light Company's (FPL) request for 2nd extension for confidential classification concerning a portion of the staff working papers prepared during "FPL Capacity Cost Recovery Clause Audit for the Year Ended December 31, 2003", Audit Control No. 04-022-4-1, Documents Numbered 07270-04, 07271-04, 07272-04 and 07442-04

On June 17, 2004, when copies of certain portions of staff's audit working papers obtained or prepared during the "FPL Capacity 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 2, 2004, staff filed documents 07270-04, 07271-04, and 07272-04 consisting of those specified portions of the staff working papers.

On July 8, 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 (document 07443-04) and highlighted copies (document 07442-04).

On October 28, 2004, Commission Order No. PSC-04-1060-CFO-EI, granted FPL's request.

On April 28, 2006, FPL requested that the confidential classification period granted by Commission Order No. PSC-04-1060-CFO-EI, be extended for an additional 18 months.

On February 6, 2007, the Commission Order No. PSC-07-0104-CFO-EI granted FPL's request for an 18 month extension of the classification period. That classification has now tolled.

On August 6, 2008, FPL requested that a reduced amount of material be granted a second 18 month extension of the confidential classification.

Documents 07270-04, 07271-04, 07272-04 and 07442-04 are currently held by the Commission's Division of the Commission Clerk and Administrative Services as confidential pending resolution of FPL's request for a 2nd extension of the classification period.

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FPSC-COMMISSION CLERK

Pursuant to Section 119.07, F.S., documents submitted to this Commission are public records. The only exceptions to this law are specific statutory exemptions and exemptions granted by governmental agencies pursuant to the specific items of a statutory provision. Subsections 366.093(3)(c)(d) and (e), F.S., Subsection 163.01(15)(m), F.S., and Subsection 119.071(5)(b), F.S., provide the following exemptions.

Subsection 366.093(3), F.S., provides; *“Proprietary confidential business information means information, regardless of form or characteristics, which is owned or controlled by the person or company, is intended to be and is treated by the person or company as private in that the disclosure of the information would cause harm to the ratepayers or the person’s or company’s business operations, and has not been disclosed unless disclosed pursuant to a statutory provision, an order of a court or administrative body, or private agreement that provides that the information will not be released to the public. Proprietary confidential business information includes but is not limited to:*

....

*(c) Security measures, systems, or procedures.*

*(d) Information concerning bids or other contractual data, the disclosure of which would impair the efforts of the public utility or its affiliates to contract for goods or services on favorable terms.*

*(e) Information relating to competitive business interests, the disclosure of which would impair the competitive business of the provider of the information....”*

Subsection 163.01(15)(m), F.S., provides; *“In the event that any public agency or any such legal entity, or both, should receive, in connection with its joint ownership or the right to the services, output, capacity, or energy of an electric project, ...any material which is designated by the person supplying such material as proprietary confidential business information or which a court of competent jurisdiction has designated as confidential and shall be exempt from s. 119.07(1). As used in this paragraph, ‘proprietary confidential business information’ includes but shall not be limited to, trade secrets; internal auditing controls and reports of internal auditors; security measures, systems or procedures; information concerning bids or other contractual data, the disclosure of which would impair the efforts of the utility to contract for services on favorable terms; employee personnel information unrelated to compensation, duties, qualifications, or responsibilities; and formulas, patterns, devices, combinations of devices, contract costs, or other information the disclosure of which would injure the affected entity in the workplace.”*

Subsection 119.071(5)(b), F.S., provides: *“Bank account numbers and debit, charge and credit card numbers held by an agency are exempt from subsection (1) and s. 24(a) Art. I of the State Constitution. This exemption applies to bank account numbers and debit, charge and credit card numbers held by an agency before, on, or after the effective date of this exemption. This paragraph is subject to the Open Government Sunset Review Act of 1995 in accordance with S. 119.15, and shall stand repealed on October 2, 2007, unless reviewed and saved from repeal through reenactment by the Legislature.”*

According to Section 366.093, F.S., and Rule 25-22.006, FAC, the utility has the burden of demonstrating that materials qualify for confidential classification. According to Rule 25-22.006, FAC, the utility must meet this burden by demonstrating that the information is proprietary confidential business information, the disclosure of which will cause the utility, the provider of the information or the ratepayer harm.

### **Staff Analysis of the Request**

Reading the FPL filing reveals the sensitive material consists of:

1. Customer-specific account information

FPL asserts that customer-specific information to include banking account numbers should be granted an extension of confidential classification on the basis that the information is not stale or public and release of this information would harm competitive business interests. Subsection 366.093(3)(e), F. S., provides that the Commission may grant a confidential classification to sensitive information concerning competitive business interests if release of that information will harm the provider of that information.

By way of an affidavit, Terry J. Keith, FPL Director of Cost Recovery Clauses in the Regulatory Affairs Department, identifies materials associated with customer-specific account information to include bank account information as reported within staff working papers titled: “Billing Factor.” Mr. Keith states FPL treats customer-specific information as confidential to include: “customer names, addresses, telephone numbers, account numbers, rates, billing determinants (kW and kWh usage), conservation savings in kW, kWh and bills. FPL treats such information as confidential and does not disclose it, except as required by law, to entities or persons other than the customer absent the customer’s consent.”

Mr. Keith does not specifically identify the location where any bank account numbers are found in the material he identified. Bank account numbers are confidential pursuant to Section 119.071(5)(b), Florida Statutes. Staff’s review of the information reveals that extremely sensitive bank account numbers are not present in these FPL materials. Because Florida law provides for tough controls over personal bank account and credit card information kept in State files, generally Commission auditors do not keep bank account information in permanent Commission files unless there is an extraordinary reason for doing so.

**Staff Analysis if the Request (continued)**

The Commission has granted a confidential classification to customer-specific account information in a number of previous decisions for terms longer than 18 months (See Commission Order No. PSC 03-1437-CFO-EI, dated December 16, 2003, Docket 030002-EG). After reading the information identified by Mr. Keith, we recommend that this customer-specific account information including banking account information be held as confidential because the information meets the definition of “proprietary confidential business information” set out in Section 366.093(3), Florida Statutes, in that release of this sensitive information would cause the provider of that information harm.

2. Contractual data such as pricing and other terms, payment records and vendor and supplier rates.

Subsection 366.093(3)(d), F. S., provides the Commission may grant a confidential classification to sensitive contractual information if release of that information will impair the ability of the utility or its affiliates to contract on favorable terms. Subsection 366.093(3)(e), F. S., provides that the Commission may grant a confidential classification to sensitive competitive business information if release of that information will harm competitive business of the provider of that information.

By way of an affidavit, Mr. Gerald J. Yupp, FPL Senior Director of Wholesale Operations in the Energy Marketing and Trading Division, reports that release of this information would impair FPL’s competitive business interests and ability to contract on favorable terms. Mr. Yupp identifies the information associated with sensitive contractual and competitive business interests as reported within staff working papers titled: “Transmission Entry”, “Interchange”, “Transmission”, “January --- Estimate/Actual”, “January 2003 Actual”, “December 2002 – Estimate/Actual”, “Actual December 2002”, “Estimate/Actual Transmission”, and “Invoice.” Further, Mr. Yupp identifies information which is sensitive contractual information in a working paper titled: “Transmission.”

FPL pleads that release of this information would impair the ability of FPL to contract with vendors for goods and services on favorable terms. Mr. Yupp adds release of this information in all but one instance would harm competitive business interests of FPL and its vendors.

After reading the identified material, we agree its release would be reasonably expected to impair the ability of FPL or its affiliates to contract favorably for goods or could impair competitive business of FPL or the involved vendors. The Commission has previously recognized that contractual material may be sensitive for a long period (See Commission Order No. PSC-94-1224-CFO-EI, Dated October 6, 1994, Docket No. 940001-EI). It is reasonable to expect that release of the fuel-related information could harm the efforts of the utility in obtaining fuel in the future; therefore, we recommend that the material be granted a confidential classification for a second 18 month period because the nature of the sensitive contractual and competitive business information meets the exemptions provided by Subsections 366.093(3)(d) and (e), Florida Statutes.

3. Sensitive competitive business information, release of which would cause harm to the competitive businesses of the provider of the information to include information concerning St. Johns River Power Park (SJRPP), a Jacksonville Electric Authority (JEA) and FPL venture.

Section 163.01(15)(m), Florida Statutes, allows sensitive contractual or other information to be considered for a confidential classification where release of the information would harm “the affected entity in the marketplace”. Qualifying entities would include St. Johns River Power Park.

Section 366.093(3)(e), F.S., allows the Commission to grant a confidential classification to sensitive competitive business information, if release of that information would harm the competitive business of the provider of that information. As described above, the Commission has also found that contractual and business information could remain sensitive beyond 18 months.

By way of an affidavit Osvaldo J. Lom, FPL Supervisor, Purchase Power Contracts, Wholesale Services, identifies information associated with sensitive competitive business interests to include materials associated with St. Johns River Power Park within staff working papers titled: “Cost of Operations”, “Carrying Inventory”, “Debt Service”, “Revenue Requirements”, “Debt Service Payment”, “Transmission Capability”, “CCRA”, “Property Tax”, “Dismantlement”, “Deferred Interest”, “Invoice”, “Cost of Inventory”, “Cost of Operations”, “Carrying Cost of Inventory”, “Accrual Adjustment”, “Suspension Accrual”, “Recalculation -- Cost of Operations”, “QF Estimate”, “QF Payment”, “Capacity Payment”, and “QF Actual.”

FPL asserts that “Commercially sensitive data is ... included in these materials”, and “Certain proprietary information concerns St. Johns River Power Park, a Jacksonville Electric Authority (“JEA”) and FPL venture. JEA maintains this information as confidential pursuant to Section 163.01(15)(m), Florida Statutes, and the disclosure of this information would injure JEA in the marketplace. Certain of the information for which confidential information is sought would also place JEA at a disadvantage when coupled with other information that is publicly available. The information is protected from disclosure by Section 366.093(3)(e).”

After reading the material identified by Mr. Lom, we agree release of the information may impair the competitive business of FPL or JEA. We also note that FPL asserts that JEA holds this material as confidential pursuant to the provisions of Section 163.01(15)(m), F.S. Therefore since the information is held as confidential by both FPL and JEA and any release of the information would cause harm to the competitive business of the provider of that information, we recommend the information be granted an extension of confidential classification.

4. Information concerning security measures and the negotiated agreements for the protection of FPL facilities.

Section 366.093(3)(c), F.S. provides that the Commission may grant a confidential classification to security measures, systems, or procedures. Section 366.093(3)(d), F.S., provides that the Commission may grant a confidential classification to sensitive contractual or bid information if release of the information will impair the ability of the utility or its affiliates to contract on favorable terms.

FPL asserts that “this information, if made public, would disclose certain of FPL’s security measures, systems or procedures to the detriment of FPL and its customers...” , Mr. Frank Irizzary, FPL Director of Generation Repair and Service and Business Services, and Mr. Terry O. Jones, FPL Vice President of Nuclear Operations in the Midwest Region in the Nuclear Business Unit, also add that release of the sensitive associated contractual information concerning security agreements would also impair the ability of FPL to enter into contracts on commercially favorable terms.

Mr. Irizzary identifies this sensitive security and related sensitive contractual information as contained in staff audit working papers: “FINS 506.075”, “Invoice”, “Request 28”, and “FINS 549.075.” Mr. Irizzary also identifies sensitive contractual information in the working paper titled: “ Invoice” and further identifies sensitive security information in the working paper titled “Request 28.”

Mr. Jones identifies sensitive contractual information as contained in staff audit working paper titled: “Cash Voucher Sample”, and identifies sensitive security information in the working paper titled “Vehicle Sample Item” and “Vehicle Usage.”

We agree that even after several years, this information remains sensitive.

#### **Information Held as Confidential**

To qualify as proprietary confidential business information the material must also be held as private and not be released to the public. FPL asserts that this information meets the definition of “confidential proprietary business information” set out in section 366.093(3), F.S. FPL employees Keith, Yupp, Lom, Irizzary and Jones also assert FPL has maintained the confidentiality of these materials.

#### **Duration of the Confidential Classification Period**

FPL requests that this material be returned to the utility once the information is no longer needed for the Commission to conduct its business. According to the provisions of Section 366.093(4), F.S., absent good cause shown, confidential classification is limited to 18 months. Without cause shown for a longer period, we recommend that the period of confidential classification be set as 18 months. As deemed necessary, the utility may request an extension of the confidential classification before the period tolls.

**Staff Recommendation**

Based upon reading the filing, and for the reasons presented above, we recommend the utility's request be granted and that the identified material be granted an extension of confidential classification for 18 months.

A detailed recommendation, as found, follows:

**Detailed Recommendation, As Found**

| Staff Work Paper Number         | Description    | Page(s) | Line(s)           | Recommend | Type of Information Classified Confidential |
|---------------------------------|----------------|---------|-------------------|-----------|---|
| Documents 07270-04 and 07442-04 |                |         |                   |           |   |
| 41-2/4                          | Billing factor | 1       | Col B, 1-2        | Grant     | Specific customer account information       |
| 41-2/4                          | Billing factor | 2       | Col B, 1-46       | Grant     | Specific customer account information       |
| 41-2/4                          | Billing factor | 3       | Col B, 1-17       | Grant     | Specific customer account information       |
| 41-2/4                          | Billing factor | 4       | Col B, 1-46       | Grant     | Specific customer account information       |
| 41-2/4                          | Billing factor | 5       | Col B, 1          | Grant     | Specific customer account information       |
| 41-2/4                          | Billing factor | 6       | Col B, 1-50       | Grant     | Specific customer account information       |
| 41-2/4                          | Billing factor | 7       | Col B, 1-35       | Grant     | Specific customer account information       |
| 41-2/4                          | Billing factor | 8       | Col B, 1-50       | Grant     | Specific customer account information       |
| 41-2/4                          | Billing factor | 9       | Col B, 1-48       | Grant     | Specific customer account information       |
| 41-2/4                          | Billing factor | 10      | Col B, 1-47       | Grant     | Specific customer account information       |
| 41-2/4                          | Billing factor | 11      | Col B, 1-3        | Grant     | Specific customer account information       |
| 41-2/4                          | Billing factor | 12-13   | Col B, 1-42       | Grant     | Specific customer account information       |
| 41-2/4                          | Billing factor | 14      | Col B, 1-15       | Grant     | Specific customer account information       |
| 41-2/4                          | Billing factor | 15      | Col B, 1A-4A,1-23 | Grant     | Specific customer account information       |
| 41-2/4                          | Billing factor | 16      | Col B, 1-3        | Grant     | Specific customer account information       |

| Staff Work Paper Number         | Description    | Page(s) | Line(s)   | Recommend | Type of Information Classified Confidential |
|---------------------------------|----------------|---------|---|-----------|---|
| Documents 07270-04 and 07442-04 |                |         |   |           |   |
| 41-2/5                          | Billing factor | 2       | Col A, 3;<br>Col AA, 5-7;10-13, 15-24,26-30;<br>Col B, 3,6,10-12, 15-16;<br>Col C, 8-9,21A, 22A,24A,27A,28A;<br>Col D, 8-9,21A, 22A,24A-28A;<br>Col E, 8-9, 19A,21A,22A, 26A-29A;<br>Line 31    | Grant     | Specific customer account information       |
| 41-2/5                          | Billing factor | 3       | Col A, 3;<br>Col AA 5-7, 10-13, 15-24,26-30;<br>Col B, 3,6,10-12, 15-16;<br>Col C, 8-9,19A, 20A,22A,25A,26A;<br>Col D, 8-9,19A, 20A,22A-26A;<br>Col E, 8-9,17A, 19A,20A, 24A-26A,31A<br>Line 31 | Grant     | Specific customer account information       |



| Staff Work Paper Number         | Description        | Page(s) | Line(s)  | Recommend | Type of Information Classified Confidential                |
|---------------------------------|--------------------|---------|--|-----------|--|
| Documents 07270-04 and 07442-04 |                    |         |  |           |  |
| 41-2/5                          | Billing factor     | 4       | Col A, 2-3;<br><br>Col B, 2-4,12-14, 17-18;<br><br>Col C, 9-10,12-14, 17-18,21-28,32-35, 42-49;<br><br>Col E, 12-14, 17-18,30-31;<br><br>Col F, 9-10,12-15, 17-18,20-29,32-38, 40-49;<br><br>Line 19 | Grant     | Specific customer account information                      |
| 41-2/5                          | Billing factor     | 6       | Col A, 2-3;<br><br>Col B, 2-4,12-14, 17-18;<br><br>Col C, 9-10,12-14, 17-18,21-28,32-35, 42-49;<br><br>Col E, 12-14, 17-18,30-31;<br><br>Col F, 9-10,12-15, 17-18,20-29,32-38, 40-49;<br><br>Line 19 | Grant     | Specific customer account information                      |
| 41-2/5                          | Billing factor     | 7       | Col A, 2-3;<br><br>Col B, 2-4,12-14, 17-18;<br><br>Col C, 9-10,12-14, 17-18,21-28,32-35, 42-49;<br><br>Col E, 12-14, 17-18,30-31;<br><br>Col F, 9-10,12-15, 17-18,20-29,32-38, 40-49;<br><br>Line 19 | Grant     | Specific customer account information                      |
| 42-1/2-1/1                      | Transmission entry | 1       | Cols G-H, 1-6,9-27   | Grant     | Sensitive contractual and competitive business information |

| Staff Work Paper Number         | Description             | Page(s) | Line(s)   | Recommend | Type of Information Classified Confidential                |
|---------------------------------|-------------------------|---------|---|-----------|--|
| Documents 07270-04 and 07442-04 |                         |         |   |           |  |
| 42-2/1-4                        | Interchange             | 1       | Col G, 1-4,7-27   | Grant     | Sensitive contractual and competitive business information |
| 42-2/1-4                        | Interchange             | 2       | Cols G,O, 8-11,13, 16-22,24-26,28-30, 32-33,35,37-39;<br><br>Col R 10-11,16-21, 24-26,28-30,32-33, 35,37-39 | Grant     | Sensitive contractual and competitive business information |
| 44-1/1-1                        | Cost of operations      | 1       | All   | Grant     | Sensitive competitive information                          |
| 44-1/1-2                        | Carrying inventory      | 1       | All   | Grant     | Sensitive competitive information                          |
| 44-1/1-3                        | Cost of operations      | 1       | All   | Grant     | Sensitive competitive information                          |
| 44-1/1-4                        | Carrying inventory      | 1       | All   | Grant     | Sensitive competitive information                          |
| 44-1/1-5/1                      | Debt service            | 1       | Col A, 27-28;<br><br>Col B, 6-9,27-29;<br><br>Col C, 27-29;<br><br>Col D, 6-8                               | Grant     | Sensitive competitive information                          |
| 44-1/1-5/2                      | Revenue requirements    | 1-3     | All   | Grant     | Sensitive competitive information                          |
| 44-1/1-5/3                      | Revenue requirements    | 1-3     | All   | Grant     | Sensitive competitive information                          |
| 44-1/1-5/4                      | Debt service payment    | 1       | Col A, 8-11   | Grant     | Sensitive competitive information                          |
| 44-1/1-5/4-1                    | Debt service            | 1       | All   | Grant     | Sensitive competitive information                          |
| 44-1/1-5/5                      | Debt service            | 1       | Col A, 8-11   | Grant     | Sensitive competitive information                          |
| 44-1/1-5/5-1                    | Debt service            | 1       | All   | Grant     | Sensitive competitive information                          |
| 44-1/1-5/6                      | Transmission capability | 1       | Col A, 26-27<br><br>Col B, 7-8,26-28  | Grant     | Sensitive competitive information                          |
| 44-1/1-5/6-1                    | Transmission capability | 1       | Col A, 7-11   | Grant     | Sensitive competitive information                          |
| 44-1/1-5/6-1/1                  | Transmission capability | 1       | All   | Grant     | Sensitive competitive information                          |
| 44-1/1-5/6-2                    | Transmission capability | 1       | Col A, 6-10   | Grant     | Sensitive competitive information                          |
| 44-1/1-5/6-2/1                  | Transmission capability | 1       | All   | Grant     | Sensitive competitive information                          |
| 44-1/1-5/7                      | CCRA                    | 1       | 2-3,13-14,23-24   | Grant     | Sensitive competitive information                          |
| 44-1/1-5/7-1                    | CCRA                    | 1       | Col A, 7-10   | Grant     | Sensitive competitive information                          |

| Staff Work Paper Number         | Description                | Page(s) | Line(s)   | Recommend | Type of Information Classified Confidential |
|---------------------------------|----------------------------|---------|---|-----------|---|
| Documents 07270-04 and 07442-04 |                            |         |   |           |   |
| 44-1/1-5/8                      | Property tax               | 1       | 1   | Grant     | Sensitive competitive information           |
| 44-1/1-5/9                      | Dismantlement              | 1       | All   | Grant     | Sensitive competitive information           |
| 44-1/1-5/9-1                    | Dismantlement              | 1       | All   | Grant     | Sensitive competitive information           |
| 44-1/1-5/10                     | Deferred interest          | 1       | All   | Grant     | Sensitive competitive information           |
| 44-1/1-5/10-1                   | Deferred interest          | 1       | All   | Grant     | Sensitive competitive information           |
| 44-1/1-6                        | Invoice                    | 1       | 11-13   | Grant     | Sensitive competitive information           |
| 44-1/1-6/1                      | Cost of inventory          | 1       | All   | Grant     | Sensitive competitive information           |
| 44-1/1-7                        | Cost of operations         | 1       | All   | Grant     | Sensitive competitive information           |
| 44-1/1-7/1                      | Cost of operations         | 1       | Col A, 7-10                                       | Grant     | Sensitive competitive information           |
| 44-1/1-7/2                      | Cost of operations         | 1       | Col A, 7-10                                       | Grant     | Sensitive competitive information           |
| 44-1/1-7/3                      | Cost of operations         | 1       | All   | Grant     | Sensitive competitive information           |
| 44-1/1-7/4                      | Cost of operations         | 1       | All   | Grant     | Sensitive competitive information           |
| 44-1/2-1                        | Cost of operations         | 1       | All   | Grant     | Sensitive competitive information           |
| 44-1/2-2                        | Carrying cost of inventory | 1       | All   | Grant     | Sensitive competitive information           |
| 44-1/2-3                        | Cost of operations         | 1       | All   | Grant     | Sensitive competitive information           |
| 44-1/2-4                        | Carrying cost of inventory | 1       | All   | Grant     | Sensitive competitive information           |
| 44-1/2-5                        | Debt service               | 1       | All   | Grant     | Sensitive competitive information           |
| 44-1/2-5/1                      | Debt service               | 1       | Col A, 3-5,22-23;<br>Col B, 7-8,22;<br>Col D, 7-8 | Grant     | Sensitive competitive information           |
| 44-1/2-5/1                      | Debt service               | 2       | Cols B,D, 6-7                                     | Grant     | Sensitive competitive information           |
| 44-1/2-5/1-1                    | Debt service               | 1-3     | All   | Grant     | Sensitive competitive information           |
| 44-1/2-5/1-2                    | Debt service               | 1       | Col A, 7-10                                       | Grant     | Sensitive competitive information           |
| 44-1/2-5/1-2                    | Debt service               | 2       | All   | Grant     | Sensitive competitive information           |
| 44-1/2-5/2                      | Accrual adjustment         | 1       | All   | Grant     | Sensitive competitive information           |

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|---------------------------------|------------------------------------|---------|--|-----------|---|
| Documents 07270-04 and 07442-04 |                                    |         |  |           |   |
| 44-1/2-5/3                      | Transmission capability            | 1       | Col A, 20-21;<br>Col B, 6,20,22;<br>Col D, 6 | Grant     | Sensitive competitive information           |
| 44-1/2-5/3                      | Transmission capability            | 2       | Cols A, 6,20-21<br>Cols B,D, 6               | Grant     | Sensitive competitive information           |
| 44-1/2-5/3-1                    | Transmission capability            | 1       | Col A, 6-10                                  | Grant     | Sensitive competitive information           |
| 44-1/2-5/3-1                    | Transmission capability            | 2       | All  | Grant     | Sensitive competitive information           |
| 44-1/2-5/4                      | CCRA                               | 1       | 2-4,13-14                                    | Grant     | Sensitive competitive information           |
| 44-1/2-5/4-1                    | CCRA                               | 1       | Col A, 6-9                                   | Grant     | Sensitive competitive information           |
| 44-1/2-6                        | Invoice                            | 1       | All  | Grant     | Sensitive competitive information           |
| 44-1/2-6/1                      | Cost of inventory                  | 1       | All  | Grant     | Sensitive competitive information           |
| 44-1/2-7                        | Cost of operations                 | 1       | All  | Grant     | Sensitive competitive information           |
| 44-1/2-7/1                      | Cost of operations                 | 1       | Col A, 7-10                                  | Grant     | Sensitive competitive information           |
| 44-1/2-7/2                      | Cost of operations                 | 1       | Col A, 6-9                                   | Grant     | Sensitive competitive information           |
| 44-1/3-1                        | Suspension accrual                 | 1       | All  | Grant     | Sensitive competitive information           |
| 44-2                            | Recalculation – cost of operations | 1       | All  | Grant     | Sensitive competitive information           |
| 44-2/1                          | Cost Of operations                 | 1-13    | All  | Grant     | Sensitive competitive information           |
| Documents 07271-04 and 07442-04 |                                    |         |  |           |   |
| 46-1/1-1                        | QF estimate                        | 1       | All  | Grant     | Sensitive competitive information           |
| 46-1/1-2                        | QF actual                          | 1       | All  | Grant     | Sensitive competitive information           |
| 46-1/1-2/1                      | QF payment                         | 1       | Col A, 8-12                                  | Grant     | Sensitive competitive information           |
| 46-1/1-2/1                      | QF payment                         | 3       | All  | Grant     | Sensitive competitive information           |
| 46-1/1-2/2                      | QF payment                         | 1       | Col A, 8-12                                  | Grant     | Sensitive competitive information           |
| 46-1/1-2/2                      | QF payment                         | 3       | All  | Grant     | Sensitive competitive information           |
| 46-1/1-2/3                      | QF payment                         | 1       | Col A, 8-12                                  | Grant     | Sensitive competitive information           |
| 46-1/1-2/3                      | QF payment                         | 3       | All  | Grant     | Sensitive competitive information           |
| 46-1/1-2/4                      | QF payment                         | 1       | Col A, 8-13                                  | Grant     | Sensitive competitive information           |
| 46-1/1-2/4                      | QF payment                         | 3       | All  | Grant     | Sensitive competitive information           |

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| Documents 07271-04 and 07442-04 |                  |         |             |           |   |
| 46-1/1-2/5                      | QF payment       | 1       | Col A, 8-11 | Grant     | Sensitive competitive information           |
| 46-1/1-2/5                      | QF payment       | 3       | All         | Grant     | Sensitive competitive information           |
| 46-1/1-2/6                      | QF payment       | 1       | Col A, 8-13 | Grant     | Sensitive competitive information           |
| 46-1/1-2/6                      | QF payment       | 3       | All         | Grant     | Sensitive competitive information           |
| 46-1/1-2/6-1                    | Capacity payment | 1       | All         | Grant     | Sensitive competitive information           |
| 46-1/1-2/7                      | QF payment       | 1       | Col A, 9-12 | Grant     | Sensitive competitive information           |
| 46-1/1-2/7                      | QF payment       | 3       | All         | Grant     | Sensitive competitive information           |
| 46-2/1-1                        | QF estimate      | 1       | All         | Grant     | Sensitive competitive information           |
| 46-2/1-2                        | QF actual        | 1       | All         | Grant     | Sensitive competitive information           |
| 46-2/1-2/1                      | QF payment       | 1       | Col A, 8-12 | Grant     | Sensitive competitive information           |
| 46-2/1-2/1                      | QF payment       | 3       | All         | Grant     | Sensitive competitive information           |
| 46-2/1-2/2                      | QF payment       | 1       | Col A, 8-12 | Grant     | Sensitive competitive information           |
| 46-2/1-2/2                      | QF payment       | 3       | All         | Grant     | Sensitive competitive information           |
| 46-2/1-2/3                      | QF payment       | 1       | Col A, 8-12 | Grant     | Sensitive competitive information           |
| 46-2/1-2/3                      | QF payment       | 3       | All         | Grant     | Sensitive competitive information           |
| 46-2/1-2/4                      | QF payment       | 1       | Col A, 8-13 | Grant     | Sensitive competitive information           |
| 46-2/1-2/4                      | QF payment       | 3       | All         | Grant     | Sensitive competitive information           |
| 46-2/1-2/5                      | QF payment       | 1       | Col A, 8-11 | Grant     | Sensitive competitive information           |
| 46-2/1-2/5                      | QF payment       | 3       | All         | Grant     | Sensitive competitive information           |
| 46-2/1-2/6                      | QF payment       | 1       | Col A, 8-13 | Grant     | Sensitive competitive information           |
| 46-2/1-2/6                      | QF payment       | 3       | All         | Grant     | Sensitive competitive information           |
| 46-2/1-2/6-1                    | Capacity payment | 1       | All         | Grant     | Sensitive competitive information           |
| 46-2/1-2/7                      | QF payment       | 1       | Col A, 9-12 | Grant     | Sensitive competitive information           |
| 46-2/1-2/7                      | QF payment       | 3       | All         | Grant     | Sensitive competitive information           |

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| Documents 07271-04 and 07442-04 |                               |         |   |           |  |
| 47-1/1-1                        | Transmission                  | 1       | Col A, 18,27;<br>Col E, 5,24,27;<br>Col F, 5,8;<br>Col G, 5;<br>Col H, 24,26                  | Grant     | Sensitive contractual and competitive business information |
| 47-1/1-2                        | Jan – estimate/actual         | 1       | Col A, 3,6,9,12,19;<br>Col B, 1-2,4-5,7-8, 10-11,13-15,18,20;<br>Col C, 1,5,7,11, 13-15,18,20 | Grant     | Sensitive contractual and competitive business information |
| 47-1/1-2/1                      | January 2003 Actual           | 1       | 7-10;<br>Cols A,C, 13-14, 16-17,20-23;<br>Col D, 13-14,16-25                                  | Grant     | Sensitive contractual and competitive business information |
| 47-1/1-4                        | December 2002 estimate/actual | 1       | Col A,3,6,9,12,19;<br>Col B, 1-2,4-5,7-8, 10-11,13,18,20;<br>Col C, 1,5,7,11,13, 18,20        | Grant     | Sensitive contractual and competitive business information |
| 47-1/1-4/1                      | Actual December 2002          | 1       | 7-9;<br>Cols A,C, 12-13, 15-16,19-21<br>Col D, 12-13,15-25                                    | Grant     | Sensitive contractual and competitive business information |
| 47-2/1-1                        | Transmission                  | 1       | Col A, 18,20, 22,30;<br>Col D, 6,27,30;<br>Col E, 6,9;<br>Col F, 6                            | Grant     | Sensitive contractual information                          |

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| Documents 07271-04 and 07442-04 |                              |         |   |           |  |
| 47-2/1-2                        | Estimate/actual transmission | 1       | Col A, 5,8,11, 14,21;<br>Col B,1,4,6,9-10, 12,15,20,22;<br>Col C, 1-3,7,9,13, 15,20,22  | Grant     | Sensitive contractual and competitive business information |
| 47-2/1-2/1                      | Invoice                      | 1       | 3,5-7;<br>Cols A,C, 9-10, 12-13,16-18,20-21;<br>Col D, 9-10,12-18, 20-23                | Grant     | Sensitive contractual and competitive business information |
| 47-2/1-6                        | Estimate/actual transmission | 1       | Col A, 3,6,9,12,19;<br>Col B, 1-2,4-5,7-8, 10-11,13,18-20;<br>Col C, 1,5,7,11,13, 18,20 | Grant     | Sensitive contractual and competitive business information |
| 47-2/1-6/1                      | Invoice                      | 1       | 1-3;<br>Cols A,C, 7-8, 10-11,14-16;<br>Col D, 7-8,10-18                                 | Grant     | Sensitive contractual and competitive business information |
| Document 07272-04 and 07442-04  |                              |         |   |           |  |
| 52-2/1                          | FINS 506.075                 | 1       | Col C, 4-6,11;<br>Col D, 5  | Grant     | Security measures and sensitive contractual information    |
| 52-2/1                          | FINS 506.075                 | 5       | Cols H,K, 1-5, 7-8,12-15,17-20;<br>Col M, 1-23;<br>Col N, 16-20                         | Grant     | Security measures and sensitive contractual information    |
| 52-2/1                          | FINS 506.075                 | 6       | Cols H,K, 1-16, 18-30,32-42;<br>Col M, 1-43   | Grant     | Security measures and sensitive contractual information    |
| 52-2/1                          | FINS 506.075                 | 7       | Cols H,K, 1-15, 19-27,29-42;<br>Col M, 1-42;<br>Col N, 29-41                            | Grant     | Security measures and sensitive contractual information    |
| 52-2/1                          | FINS 506.075                 | 8       | Cols H,K, 1-45,47;<br>Col M, 1-47;<br>Col N, 29-41;46-50                                | Grant     | Security measures and sensitive contractual information    |

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| 52-2/1                         | FINS 506.075 | 9       | Cols H,K, 1-2, 4-47;<br>Col M, 1-47;<br>Col N, 1A,2A,1-11  | Grant     | Security measures and sensitive contractual information |
| 52-2/1                         | FINS 506.075 | 10      | Cols H,K, 1-8, 10-47;<br>Col M, 1-47   | Grant     | Security measures and sensitive contractual information |
| 52-2/1                         | FINS 506.075 | 11      | Col H, 1-12,14,16, 18-32,34-41;<br>Col K, 1-12,18-32, 34-41;<br>Col M, 1-41;<br>Col N, 18-19                                       | Grant     | Security measures and sensitive contractual information |
| 52-2/1                         | FINS 506.075 | 12      | Cols H,K, 1-41,45;<br>Col M, 1-45  | Grant     | Security measures and sensitive contractual information |
| 52-2/1                         | FINS 506.075 | 13      | Col F, 15,19;<br>Cols I,L, 1-7,9, 11-12,14-16,18-20, 22-27,32-35;<br>Col M, 31;<br>Col N, 1-30,32-35;<br>Col O, 8-12,31-36         | Grant     | Security measures and sensitive contractual information |
| 52-2/1                         | FINS 506.075 | 14      | Cols H,K, 2,4,6, 8-15,19-24,26, 30-31;<br>Col M, 1-31;<br>Col N, 8-15,19-22  | Grant     | Security measures and sensitive contractual information |
| 52-2/1                         | FINS 506.075 | 15      | Col F, 5,9;<br>Col I, 2-3,5,7-12, 14-23,27-28,30,32-34;<br>Col L, 2-3,5,8-12, 14-23,27-28,30, 32-34;<br>Col N, 1-34;<br>Col O, 1-6 | Grant     | Security measures and sensitive contractual information |



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| Document 07272-04 and 07442-04 |              |         |   |           |   |
| 52-2/1                         | FINS 506.075 | 16      | Col E, 32;<br><br>Col H, 1-5,9,11-13, 15-28,33-35;<br><br>Col K, 1-5,9,11-13, 17-28,33-35;<br><br>Col M, 1-31,33-36 | Grant     | Security measures and sensitive contractual information |
| 52-2/1                         | FINS 506.075 | 17      | Col E, 15;<br><br>Cols H,K, 1,3-6, 10-13,16,18-32;<br><br>Col M, 1-14,16-35;<br><br>Col N, 1-6                      | Grant     | Security measures and sensitive contractual information |
| 52-2/1                         | FINS 506.075 | 18      | Col M, 1;   | Grant     | Security measures and sensitive contractual information |
| 52-2/1                         | FINS 506.075 | 19      | Col G, 1-3,5,9-10, 12-13,17,19-21;<br><br>Col M, 1-21   | Grant     | Security measures and sensitive contractual information |
| 52-2/1                         | FINS 506.075 | 20      | Col G, 4-5,9,13,17, 19,23-24;<br><br>Col M, 1-25  | Grant     | Security measures and sensitive contractual information |
| 52-2/1                         | FINS 506.075 | 21      | Col G, 1-2,6,8,10, 12,16-18,20-21;<br><br>Col M, 1-25   | Grant     | Security measures and sensitive contractual information |
| 52-2/1                         | FINS 506.075 | 22      | Col O, 1,5,9,13,17;<br><br>Col P, 1-19  | Grant     | Security measures and sensitive contractual information |
| 52-2/1                         | FINS 506.075 | 23      | Col P, 1-2  | Grant     | Security measures and sensitive contractual information |
| 52-2/1-1                       | Invoice      | 1       | Col A, 2-6,9-23, 30-35;<br><br>Col B, 1-7;<br><br>Col C, 9-11;<br><br>Col E, 19-23,25,28                            | Grant     | Sensitive contractual information                       |
| 52-2/1-1/1                     | Request 28   | 1       | 5-6   | Grant     | Security measures                                       |
| 52-2/1-2                       | Invoice      | 1       | Col C, 2-15;<br><br>Col D, 3-15;<br><br>16-19   | Grant     | Security measures and sensitive contractual information |

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| 52-2/1-2                       | Invoice     | 2       | Col A, 1-3,6,17,19, 22,25,27,29,32,36;<br><br>Col B,18,20-21, 23-24,26,28,30-31, 33-34,37<br><br>Col C, 6-8; 18, 20-21,23-24,26,28, 30-31,33-34,37<br><br>Col D,1, 18,20-21, 23-24,26,28,30-31, 33-34,37,39-41<br><br>Col E-J, 18,20-21, 23-24,26,28,30-31, 33-34,37<br><br>Lines 35,38,42-44 | Grant     | Security measures and sensitive contractual information |
| 52-2/1-2                       | Invoice     | 3       | Col A, 1-3,6,17,20, 23,25,28,31;<br><br>Col B,18-19,21-22, 24,26-27,29-30, 32-33;<br><br>Col C, 6-8,18-19, 21-22,24,26-27, 29-30,32-33;<br><br>Col D, 1, 18-19, 21-22,24,26-27, 29-30,32-33;<br><br>Cols E-J, 18-19, 21-22,24,26-27, 29-30,32-33<br><br>Col L, 35-37;<br><br>Lines 34,38-40   | Grant     | Security measures and sensitive contractual information |
| 52-2/1-3                       | Invoice     | 1       | Lines 1-3,5-8;<br><br>Cols A-B, 12-19, 29;<br><br>Col D, 12-19;<br><br>Col E, 12-19, 25-29<br><br>Lines 20-22;  | Grant     | Security measures and sensitive contractual information |

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| 52-2/1-3                       | Invoice      | 2       | 4-7,10,12,25,37-40   | Grant     | Security measures and sensitive contractual information |
| 52-2/1-3                       | Invoice      | 3       | 1-6,9-10,12-18, 20,24  | Grant     | Security measures and sensitive contractual information |
| 52-3/1                         | FINS 549.075 | 1       | Col C, 4;<br>Line 11   | Grant     | Security measures and sensitive contractual information |
| 52-3/1                         | FINS 549.075 | 5       | Col E, 2;<br>Cols H,K,M, 1-34;   | Grant     | Security measures and sensitive contractual information |
| 52-3/1                         | FINS 549.075 | 6       | Col E, 3,14,18-19, 23;<br>Col H, 1-8,10-12, 14-15,17-18,21-42;<br>Col M, 1-18,20-42;<br>Col N, 12-16                           | Grant     | Security measures and sensitive contractual information |
| 52-3/1                         | FINS 549.075 | 7       | Col E, 31,33,39;<br>Cols H,K, 1-27,31, 33,37-39;<br>Col M, 1-39;<br>Col N, 31-36,39;<br>Lines 40-43                            | Grant     | Security measures and sensitive contractual information |
| 52-3/1                         | FINS 549.075 | 8       | Col E, 4,13;<br>Col H, 2,4,9,14,16, 18,20-26;<br>Col K, 2,4,9,14,16, 18,21-26;<br>Col M, 1-7,9-12, 14-29;<br>Col N, 3-12,14-19 | Grant     | Security measures and sensitive contractual information |
| 52-3/1                         | FINS 549.075 | 9       | Col H, 1-2,4-7, 9-11,15-19,21-23;<br>Col K, 1-2,5-7, 9-11,15-19,21-23;<br>Col M, 1-27  | Grant     | Security measures and sensitive contractual information |
| 52-3/1                         | FINS 549.075 | 10      | Cols G-J, 1,5-6,10;<br>Col M, 1-14   | Grant     | Security measures and sensitive contractual information |

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| 52-3/1-1                       | Invoice             | 1       | 2,9-11,13;<br>Cols C-F, 15-29  | Grant     | Security measures and sensitive contractual information |
| 52-3/1-1                       | Invoice             | 2       | 7;<br>Cols C-F, 12-26  | Grant     | Security measures and sensitive contractual information |
| 52-3/1-1                       | Invoice             | 3       | 7,22<br>Cols C-F, 12-21  | Grant     | Security measures and sensitive contractual information |
| 52-4/4-2                       | Cash voucher sample | 1       | Col A, 11-19, 23-31;<br>Col C-F, 11-19                               | Grant     | Sensitive contractual information                       |
| 52-4/4-2                       | Cash voucher sample | 2       | 15,18-20   | Grant     | Sensitive contractual information                       |
| 52-4/4-3/1                     | Cash voucher sample | 1       | Cols E-F, 31,35,39   | Grant     | Sensitive contractual information                       |
| 52-4/4-3/1                     | Cash voucher sample | 2       | Col D, 35,37;<br>Cols E-F, 7,12, 17,30                               | Grant     | Sensitive contractual information                       |
| 52-4/4-3/1                     | Cash voucher sample | 3       | Cols E-F, 8,21,30  | Grant     | Sensitive contractual information                       |
| 52-4/4-3/1                     | Cash voucher sample | 4       | Col D, 20-21,32;<br>Cols E-F, 16,28                                  | Grant     | Sensitive contractual information                       |
| 52-4/4-3/1                     | Cash voucher sample | 5       | Col D, 12;<br>Cols E-F, 5,21,28                                      | Grant     | Sensitive contractual information                       |
| 52-4/4-3/1                     | Cash voucher sample | 6       | Col D, 18;<br>Cols E-F 11,28,40                                      | Grant     | Sensitive contractual information                       |
| 52-4/4-3/1                     | Cash voucher sample | 7       | Col D, 9,11,21-22<br>Cols E-F, 17,34,41                              | Grant     | Sensitive contractual information                       |
| 52-4/4-3/1                     | Cash voucher sample | 8       | Col D, 6;<br>Col F, 13-14;<br>Line 16                                | Grant     | Sensitive contractual information                       |
| 52-4/4-3/1-1                   | Cash voucher sample | 1-6     | All  | Grant     | Sensitive contractual information                       |
| 52-4/6-1                       | Vehicle sample item | 1       | Col B, 5-6,8,10-11;<br>Co C, 6,8;<br>Col D, 5-6,8,10,11;<br>Col F, 8 | Grant     | Security measures                                       |
| 52-4/6-2                       | Vehicle usage       | 1       | Col A, 1-45  | Grant     | Security measures                                       |

October 29, 2008  
Florida Power & Light 2<sup>nd</sup> Request for Extension

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