

EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and Purchase Power )
Cost Recovery Clause with )
Generating Performance Incentive )
Factor )

Docket No. 080001-EI

STATE OF FLORIDA )
PALM BEACH COUNTY )

AFFIDAVIT OF GERARD J. YUPP

BEFORE ME, the undersigned authority, personally appeared Gerard J. Yupp who, being first duly sworn, deposes and says:

1. My name is Gerard J. Yupp. I am currently employed by Florida Power & Light Company ("FPL") as Senior Director of Wholesale Operations in the Energy Marketing and Trading Division. I have personal knowledge of the matters stated in this affidavit.

2. I have reviewed the documents and information included in Exhibit A to FPL's Request for Confidential Classification filed on March 1, 2007. The documents and materials in Exhibit A which are asserted by FPL to be proprietary confidential business information contains or constitutes supplier-specific information regarding contract prices, the disclosure of which would impair FPL's ability to contract for capacity on favorable terms. That information also relates to competitive interests of FPL and of suppliers from whom FPL purchases capacity, the disclosure of which would impair FPL's and/or the suppliers' competitive businesses. To the best of my knowledge, FPL has maintained the confidentiality of this information.

3. No significant changes have occurred since the issuance of Order No. PSC-07-0549-CFO-EI to render the information stale or public such that continued confidential treatment would not be appropriate. Accordingly, the information referred to in this affidavit should continue to be maintained as confidential for an additional period of not less than eighteen months. These materials should be returned to FPL as soon as the information is no longer necessary for the Commission to conduct its business so that FPL can continue to maintain the confidentiality of these documents.

4. Affiant says nothing further.

Gerard J. Yupp
Gerard J. Yupp

SWORN TO AND SUBSCRIBED before me this 18th day of December, 2008, by Gerard J. Yupp, who is personally known to me or who has produced personally known type of identification as identification and who did take an oath.

Mary Mendenhall-Wiese
Notary Public, State of Florida

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My Commission Expires



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