



Florida Power & Light Company, P. O. Box 14000, Juno Beach, FL 33408-0420  
Law Department

Jessica Cano  
Attorney  
Florida Power & Light Company  
700 Universe Boulevard  
Juno Beach, FL 33408-0420  
(561) 304-5226  
(561) 691-7135 (Facsimile)

March 27, 2009

**VIA HAND DELIVERY**

Ms. Ann Cole  
Division of the Commission Clerk and  
Administrative Services  
Florida Public Service Commission  
Betty Easley Conference Center  
2540 Shumard Oak Boulevard, Room 110  
Tallahassee, FL 32399-0850

RECEIVED-FPSC  
09 MAR 27 PM 4:21  
COMMISSION  
CLERK

Re: Docket No. 041291-EI

Dear Ms. Cole:

Enclosed for filing on behalf of Florida Power & Light Company ("FPL") are an original and seven (7) copies of FPL's Second Request for Extension of Confidential Classification regarding confidential information provided in connection with Audit Control No. 04-343-4-1. The original also includes Revised Exhibit C and Revised Exhibit D. Also included in this filing is a compact disc containing FPL's Request and Revised Exhibit C in word processing format.

Please contact me if you or your Staff has any questions regarding this filing.

Sincerely,

*Jessica Cano*  
Jessica Cano

Enclosures

COM \_\_\_\_\_  
ECR \_\_\_\_\_  
GCL 1+CD  
OPC \_\_\_\_\_  
RCF \_\_\_\_\_  
SSC \_\_\_\_\_  
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ADM \_\_\_\_\_  
CLK I

DOCUMENT NUMBER-DATE

02761 MAR 27 8

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Petition for authority to recover prudently ) Docket No. 041291-EI  
incurred storm restoration costs related to 2004 )  
storm season that exceed storm reserve balance, )  
by Florida Power & Light Company ) Filed: March 27, 2009

**FLORIDA POWER & LIGHT COMPANY'S SECOND REQUEST  
FOR EXTENSION OF CONFIDENTIAL CLASSIFICATION  
GRANTED BY ORDER NO. PSC-07-0790-CFO-EI**

**NOW, BEFORE THE COMMISSION**, through 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 Second Request for Extension of Confidential Classification of certain material provided to the Florida Public Service Commission ("FPSC" or "Commission") staff ("Staff") in connection with Audit Control No. 04-343-4-1 (the "Audit"). In support of its Request, FPL states as follows:

1. Petitioner's name and address are:

Florida Power & Light Company  
P.O Box 029100  
Miami, Florida 33 102-9 100

Orders, notices, or other pleadings related to this request should be served on:

Jessica A. Cano, Esq.  
Attorney  
Florida Power & Light Company  
700 Universe Boulevard  
Juno Beach, Florida 33048

2. On March 3, 2005, FPL filed with the Commission its Request for Confidential Classification of Certain Materials Provided in Connection with the Storm Cost Recovery Audit No. 04-343-4-1 (the "March 3, 2005 Request"). FPL's initial filing consists of the Request for Confidential Classification and Exhibits A through D. FPL adopts and incorporates by reference

DOCUMENT NUMBER-DATE

02761 MAR 27 8

FPSC-COMMISSION CLERK

its March 3, 2005 Request, including Exhibits A, B, C and D. By Order No. PSC-05-0712-CFO-E1 dated June 30, 2005, the Commission granted FPL's March 3, 2005 Request.

3. On December 15, 2006, FPL filed with the Commission its First Request for Extension of Confidential Classification of Certain Materials Provided in Connection with the Storm Cost Recovery Audit No. 04-343-4-1 (the "December 15, 2006 Request"). FPL's December 15, 2006 Request was granted by Order No. 07-0790-CFO-EI. The period for confidential treatment granted by that order will soon expire. A majority of the information that was the subject of the December 15, 2006 Request warrants continued treatment as proprietary and confidential business information with the meaning of section 366.093(3). Accordingly, FPL is hereby filing its Second Request for Extension of Confidential Classification.

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

a. Exhibit A, consisting of the confidential materials, and Exhibit B, consisting of the redacted versions of those materials, provided with the December 15, 2006 Request, are incorporated herein by reference.

b. Revised Exhibit C is attached hereto and contains a table with a line-by-line and page-by-page identification of the information for which confidential treatment is sought, and, with regard to each document or portions thereof, references to the specific statutory basis or bases for the claim of confidentiality and to the affidavits in support of the requested classification.

c. Revised Exhibit D is comprised of the affidavits of Michael G. Spoor and D. K. White which support this Request.

5. FPL submits that the information identified in the Revised Exhibit C continues to be proprietary confidential business information within the meaning of section 366.093(3),

Florida Statutes. 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 continues to be 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.

6. As explained in the affidavits included in Revised Exhibit D, the materials identified as confidential contain or constitute contractual vendor data, such as pricing and other terms, the disclosure of which would impair the efforts of FPL to contract for goods or services on favorable terms in the future, to the detriment of FPL and its customers. Additionally, certain information contains or constitutes competitively sensitive data, the disclosure of which could impair the competitive business of the provider of the information. This information is protected from public disclosure by sections 366.093(3)(d) and 366.093(3)(e), Florida Statutes.

7. Nothing has changed since the issuance of Order No. PSC-07-0790-CFO-EI to render the information stale or public, such that continued confidential treatment would not be appropriate. Upon a finding by the Commission that this information continues to be proprietary confidential business information, the information should continue to be treated as such for an additional 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**, for the above and foregoing reasons, as more fully set forth in the supporting materials and affidavits included with or incorporated in this request, Florida Power & Light Company respectfully requests that its Second Request for Extension of Confidential Classification be granted.

Respectfully submitted,

R. Wade Litchfield  
Vice President - Regulatory Affairs and Chief  
Regulatory Counsel  
Jessica A. Cano  
Attorney  
Florida Power & Light Company  
700 Universe Boulevard  
Juno Beach, FL 33408  
Tele: (561) 304-5226  
Fax: (561) 691-7135

By: Jessica Cano  
Jessica A. Cano  
Fla. Bar No. 0037372

**CERTIFICATE OF SERVICE**

I **HEREBY CERTIFY** that a true and correct copy of FPL's Second Request for Extension of Confidential Classification without attachments has been furnished via hand delivery\* or U.S. mail this 27th day of March 2009, to the following:

Katherine E. Fleming, Esq. \*  
Florida Public Service Commission  
Gerald L. Gunter Building  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850

Robert Scheffel Wright  
John T. LaVia, III  
Young van Assenderp, P.A.  
225 South Adams Street, Suite 200  
Tallahassee, Florida 32301

J.R. Kelly, Esq.  
Patricia Christensen, Esq.  
C. Beck, Esq.  
Office of Public Counsel  
c/o The Florida Legislature  
111 West Madison Street, Room 812  
Tallahassee, FL 32399-1400

John W. McWhirter, Jr.  
McWhirter & Davidson, P.A.  
PO Box 3350  
Tampa, Florida 33602  
Attorneys for the Florida Industrial  
Power Users Group

Michael B. Twomey, Esq.  
P.O. Box 5256  
Tallahassee, FL 323 14-5256  
Attorney for Thomas P. Twomey and  
Genevieve E. Twomey

Jon C. Moyle and Vicki Kaufman  
Keefe Anchors Gordon & Moyle PA  
118 N. Gadsden St.  
Tallahassee, FL 32301  
Attorneys for the Florida Industrial  
Power Users Group

By: Jessica Cano  
Jessica A. Cano

**REVISED EXHIBIT C**

**COMPANY:** Florida Power & Light Company  
**TITLE:** List of Confidential Workpapers  
**AUDIT:** FPL, Storm Cost Recovery  
**AUDIT CONTROL NO:** 04-343-4-1  
**REVISED:** March 27, 2009

Workpaper No.	Description	No. of Pages	Conf Y/N	Line No./ Col No.	Florida Statute 366.093 (3) Subsection	Affidavit
42	Summary of Data	1	N			
42-1	File Summary Through Nov. 2004	2	N			
42-2	Memo	1	N			
42-2/1	Account 186.18	1	N			
42-2/2	Account 186.18	1	N			
42-2/3	Account 186.18	1	N			
42-2/4	Payroll Summary Report	1	N			
42-2/4-1	Misc. Def. Deb. Storm Maintenance	1	N			
42-2/4-2	Payroll Detail	6	N			
42-2/4-3	Reconciliation of Total Regular Hours & OT	2	N			
42-3	Journal Voucher Source	4	N			
42-3/2	On Demand Query Report	4	N			
42-3/3	Account 228.100	4	N			
42-4	Journal Voucher Source	1	N			
42-4/1	On Demand Query Report	10	N			
43	Cash Voucher	1	N			
43-1	Cash Voucher	1	N			
43-2	Sample of Cash Voucher	3	Y N	p.1, Col A, lines 38, 41; Col N, lines 38, 41; p.2, Col K, line 20 p.3	(d), (e)	K. White
43-2/1	Sample of Bartech	1	Y	p.1, Col D, G, H, I, lines 13-17, 21-25, 29-34; Col C,F, lines 13-16, 21-24, 29-32; Col F, line 35, Col F, G, line 36; Col G lines 37, 38	(d), (e)	K. White
43-2/2	Corporate Express	1	N			
43-2/2-1	Office Supplies	1	N			

Workpaper No.	Description	No. of Pages	Conf Y/N	Line No./ Col No.	Florida Statute 366.093 (3) Subsection	Affidavit
43-2/3	Roof Assessment Expense	1	N			
43-3A	Summary of Cash Vouchers	1	N			
43-3	Sample Run of Cash Vouchers	6	N			
43-3/1	Sample of Cash Vouchers	3	N			
43-3/1-1	Testing of Cash Vouchers over \$400,000	11	Y N	p.1, Col C, line 6; p.3, Col C, line 62 p.2, 4-11	(d), (e)	K. White, M. Spoor
44	Analysis of Storm Cost Expenses	6	N			
44-1	Sample Run of Journal Vouchers	2	N			
44-1/1	Sample of Journal Vouchers	5	N			
44-1/2	Request No. 7	2	N			
44-2	Summary of Journal Vouchers	1	N			
44-2/1	On Demand Query Report	8	N			
44-2/2	On Demand Query Report	5	N			
44-2/3	On Demand Query Report	5	N			
44-2/4	On Demand Query Report	1	N			
44-2/5	On Demand Query Report	3	N			
	Storm Maintenance					
44-3	Nuclear Restoration	3	N			
44-3/1	Query Report	8	N			
44-3/2	Request No. 18	1	N			
44-3/2-1	Storm Maintenance Account	2	N			
44-3/2-2	Storm Account	7	N			
44-3/3	Query Report	6	N			
44-3/4	Query Report	4	N			
44-3/5	Query Report		N			
44-4	Query Report	8	N			
44-5	Summary	1	N			
44-5/1	On Demand Query Report	6	N			
44-5/2	Service Entry Sheet Master					
44-5/2-1	Purchase Order	16	N			



<b>Workpaper No.</b>	<b>Description</b>	<b>No. of Pages</b>	<b>Conf Y/N</b>	<b>Line No./ Col No.</b>	<b>Florida Statute 366.093 (3) Subsection</b>	<b>Affidavit</b>
44-6	On Demand Query Report	2	N			
44-6/1	Backup to Request 7	1	N			
44-6/1-1	Document Record Request 31	1	N			
44-6/2	Answer to Request 31, Item	1	N			
44-6/2-1	Answer to Request 31, Item	18	N			
44-6/2-2	Accruals as of 11/30/04	20	N			
44-6/3-1	November Accrual	1	N			
44-6/3-2	Answer to Request 40	1	N			
44-6/3-3	Answer to Request 40	1	N			
44-7	On Demand Query Report	1	N			
44-7/1	Storm Estimates	1	N			
44-7/1-1	Document Record Request 39	1	N			
44-7/2	Journal Voucher Entry		N			
44-7/3	Journal Voucher Entry	3	N			
44-7/4	Detail Transactions by Sub Total	6	N			
44-7/5-1	Non-Power Generation Detail	1	N			
44-7/5-2	Detail Transaction by Sub Total	2	N			
44-7/5-3	Detail Transactions by Sub Total	7	N			
44-7/5-4	Non-Power Generation Detail	1	N			
44-7/5-5	Detail Transactions by Sub Total	7	N			
44-7/6	Request 39.1 & 39.3	1	N			
44-7/6-1	Journal Voucher Entry	1	N			
44-7/6-2	Hurricane Damage Estimate	1	N			
44-7/6-3	Hurricane Damage Estimate	1	N			
44-7/6-4	Hurricane Damage Estimate	1	N			
44-7/7	Journal Voucher Entry	4	N			
44-8	Summary of Journal Vouchers	2	Y	p.1, lines 15, 41, 43, 47; p.2, lines 9, 13, 15, 18, 20	(d), (e)	K. White

Workpaper No.	Description	No. of Pages	Conf Y/N	Line No./ Col No.	Florida Statute 366.093 (3) Subsection	Affidavit
44-8/1	On Demand Query Report	6	N			
44-8/1-1	Substation Work Order	10	N			
44-8/1-2	Substation Work Order	20	N			
44-8/1-3	Answer to Request 14A	2	Y N	p.1, Col B, lines 18-20; Col C, line 9 p.2	(d), (e)	K. White
44-8/1-4	Purchase Order	1	Y	p.1, Col C, D, lines 11, 23, 35, 47	(d), (e)	K. White
44-8/1-5	Request No. 14A	1	Y	p.1, Col A, lines 6, 23, 26, 31	(d), (e)	K. White
44-8/2	On Demand Query Report	7	Y N	p.2, Col E, lines 24-25 p.1, 3-7	(d), (e)	K. White
44-8/2-1	Substation Work Order	8	Y N	p.1, Col C, lines, 11, 12 p.7, Col C, lines 13-17; Col F, line 19 p.2-6, 8	(d), (e)	K. White
44-8/2-2	Purchase Order	4	Y N	p.1, Col C, lines 21, 39; Col D, lines 7, 13, 14, 21, 23, 27, 39, 43, 46; p.2, Col C, D, lines 5, 13, 21; p.3, Col I, lines 2, 4, 7; Col K, line 2;	(d), (e)	K. White
44-8/3	On Demand Query Report	5	N			
44-8/3-1	Substation Work Order	7	Y N	p.1, Col C, lines 14-19; p.6, Col C, lines 13-16	(d), (e)	K. White
44-8/3-2	Substation Eq	4	Y N	2; p.2, Col C, lines 14-16 p.3, Col C, lines 5-8 p.4		K. White
44-8/3-3	FINS Construction Report	1	Y	p.1, Col N, O, lines 17-18; Col P, lines 17-22	(d), (e)	K. White
44-9	On Demand Query Report	9	N			

Workpaper No.	Description	No. of Pages	Conf Y/N	Line No./ Col No.	Florida Statute 366.093 (3) Subsection	Affidavit
44-9/1	Detail Transaction Report	1	N			
44-9/1-1	On Demand Query Report	1	N			
44-9/1-2	Request 48	1	N			
44-9/1-3	On Demand Query Report	5	N			
44-9/2	Request 42	1	N			
44-9/3	List of Invoices	3				
44-9/3-1	Invoice	3	N			
44-10	Summary	1	N			
44-10/1	On Demand Query Report	7	N			
44-10/2	Purchase Order	2	N			
44-10/3	Maintenance Service Entry	1	N			
44-10/4	Request 43	1	N			
44-10/4-1	FMIP Report	3	N			
44-10/4-2	Purchase Order	3	N			
44-10/4-3	Accrual Request	2	N			
			N			
45	Materials and	2	N			
45-1	Sample of Materials and	2	N			
45-1/1	Material and Supply Sample Hurricane	2	N			
45-2	Costing of Inventory	2	N			
45-3	Over the Counter	1	N			
45-4	Materials and Supplies	1	N			
45-4/1	Reservation	2	N			
45-4/2	Reservation	2	N			
45-4/3	Reservation	2	N			
45-4/4	Reservation	2	N			
45-4/5	Reservation	2	N			
45-4/6	Reservation	2	N			
45-4/7	Reservation	2	N			
45-5	Log	1	N			
45-6	Materials and Supplies	1	N			
	Sample		N			
46A	Vehicle Charges	1	N			
46-1	Run of Vehicle Charges Sample	2	N			
46-1A	Random Number generator	1	N			
46-1/1	Vehicle Rate Development	2	N			
46-1/1-1	2004 Rate Analysis	15	N			

Workpaper No.	Description	No. of Pages	Conf Y/N	Line No./ Col No.	Florida Statute 366.093 (3) Subsection	Affidavit
46-1/1-2	2004 Rate	16	N			
	Analysis					
46-1/1-3	Sample Backup	1	N			
46-1/1-4	DVTR Account Distribution Audit-Trail	3	N			
46-2	Adjusting Entries	51	N			
47	Analysis of Storm Cost Expenses	6	N			
47-1	Payroll Sample	1	N			
47-2A	Bonus	11	N			
47-2	Payroll Sample	4	N			
47-2/1	Bonus Sample	4	N			
47-2/1-1	Bonus Reversals	1	N			
47-2/1-2	Additional Bonus	8	N			
47-2/1-3	Bonus Policy	1	N			
47-2/2	Shift Differential Pay	2	N			
47-2/2-1	Shift Differential Pay	12	N			
47-2/2-2	Shift Differential Explanation	1	N			
47-2/2-2/1	Shift Differential Explanation	1	N			
47-2/3	Temporary Release	5	N			
47-2/3-1	Temporary Release	5	N			
47-2/3-2	Temporary Release Explanation	2	N			
47-2/4	Storm Preparation	8	N			
47-2/4-1	Storm Preparation	5	N			
47-2/4-2	Storm Preparation	1	N			
47-2/4-2/1	Storm Preparation	5	N			
47-2/4-2/2	Storm Preparation	13	N			
47-2/4-2/3	Storm Preparation	6	N			
47-2/4-2/5	Exempt OT	2	N			
47-2/5-1	Exempt OT	1	N			
47-2/5-2	Exempt OT	2	N			
47-2/6	Payroll Loading	2	N			
47-2/6-1	Payroll Loading	4	N			
47-2/6-2	Payroll Loading	4	N			
47-2/6-3	Payroll Loading	1	N			
47-2/7	Sample Item- Time Sheet	1	N			
47-2/8	Payroll Sample Item	2	N			
	Item					
47-2/9	Payroll Sample Item	1	N			
47-3	Sample Payroll Item	12	N			
47-3/1	Time Sheet Code	2	N			
47-3/2	Payroll Explanation	1	N			
47-3/3	Sample Item- Time Sheet	1	N			
47-3/4	Payroll Explanation	1	N			

<b>Workpaper No.</b>	<b>Description</b>	<b>No. of Pages</b>	<b>Conf Y/N</b>	<b>Line No./ Col No.</b>	<b>Florida Statute 366.093 (3) Subsection</b>	<b>Affidavit</b>
47-3/5	EAC Payroll Codes	11	N			
47-4	Payroll Sample	5	N			
47-4/1	Title, Dept for Time Sheets	4	N			
47-4/1-1	Duties	2	N			
47-4/2	Storm Daily Reports	1	N			
47-4/3	Sample Item- Time Sheets	7	N			
47-4/4	Salary Ranges	1	N			
47-4/5	Daily Storm Records	1	N			
47-4/6	Sample Item- Time Sheets	8	N			
47-4/7	Sample Item- Time Sheets	5	N			
47-4/7-1	Payroll Questions	1	N			
47-4/7-1/1	Payroll Documentation	1	N			
47-4/7-1/2	Payroll Documentation	2	N			
47-4/7-1/3	Payroll Documentation	2	N			
47-4/7-1/4	Payroll Documentation	2	N			
47-4/8	Bonus Sample Item	1	N			
47-5	December Payroll	3	N			
47-5/1	December Timesheet	2	N			
47-5/2	December Timesheet	2	N			
47-6	Statistical Sample	1	N			
47-6/1	Random # for Sample	3	N			
47-7	Determination of Sample Size	1	N			
52	December 2004 Accrual	2	N			
52-1	Request 31 Answer	1	N			
52-1/1	December Accrual Information	1	N			
52-1/2	Restoration Analysis	1	N			
52-2	December Accrual Information	1	N			
52-3	List of Invoices	3	N			
52-3/1	Request 47	1	N			
52-3/2	List of Invoices	5	N			
52-3/3	List of Invoices	3	N			
52-3/4	List of Invoices	1	N			
52-4	Request 32	1	N			
52-4/1	Request 47	1	N			
52-4/2	Request 47	1	N			
52-5	Request 32	2	N			
52-5/1	Request 47	1	N			

Workpaper No.	Description	No. of Pages	Conf Y/N	Line No./ Col No.	Florida Statute 366.093 (3) Subsection	Affidavit
52-5/2	Estimated Storm Expenses	2	Y	p.1, Col A, lines 10-12, 35-37; Col B, lines 10, 12, 13, 23-25, 36-41; Col C, lines 12, 13, 24, 25, 37-41; Col D, line 30; Col F, lines 12, 13, 24, 25, 37-41; p.2, Col A, lines 6-8; Col B, lines 7, 9, 10-14; Col C 10-14; Col D, lines 4, 16; Col F, lines 10-14	(d), (e)	M. Spoor
52-5/3	December Accrual Information	1	Y	p.1, Col B, C, D, G, H, I, lines 4-8; Col E line 7; Col K, L, lines 4-9; Col M, lines 7-9	(d), (e)	M. Spoor
52-6	Journal Voucher	11	N			
52-7	December Accrual Information	1	N			
52-7/1	HR ISC Accrual	4	N			
52-7/1-1	Reconciliation Form	10	Y	p.2 Col D, lines 11-16, 25; Col F, lines 11-16, 25, 26; p.3, Col D, E, line 14; Col F, line 25; Col G, line 25; p.4, Col B, D, F, lines 20, 22; Col C, E lines 20, 22, 30; Col G, H, lines 10, 14, 15, 20, 22, 23; Col I, lines 8, 13, 20, 22, 23; Col J, L, lines 8, 13, 17, 20, 24; p.8, Col C, E, F, lines 8-53; Col G, I, line 43; p.9, Col C, lines 7-58; Col E, F, lines 7-58, 60; Col G, line 60; Col I, lines 60, 61	(d), (e)	K. White
52-7/1-2	List of Contractors	6	Y N	p. 5, Col F, line 2 p. 1-4, 6	(d), (e)	M. Spoor

**EXHIBIT D**

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Petition for authority to recover prudently )  
incurred storm restoration costs related to 2004 )  
storm season that exceed storm reserve balance, )  
by Florida Power & Light Company )

Docket No. 041291-EI

STATE OF FLORIDA )  
 )  
COUNTY OF PALM BEACH )

**AFFIDAVIT OF D. K. WHITE**

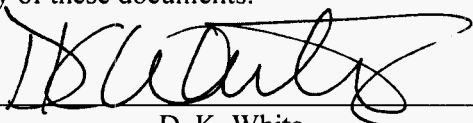
**BEFORE ME**, the undersigned authority, personally appeared D. K. White who, being first duly sworn, deposes and says:

1. My name is D. K. White. I am currently employed by Florida Power & Light Company ("FPL") as General Manager of Power Systems Material Operations. My business address is 2455 Port West Boulevard, West Palm Beach, FL 33407. I have personal knowledge of the matters stated in this affidavit.

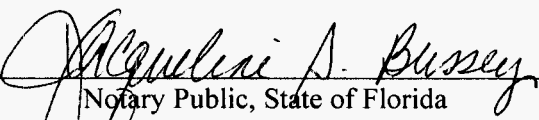
2. With respect to Exhibit C, I have reviewed the documents and information for which I am listed as Affiant and which are included in Exhibit A to FPL's Request for Confidential Classification of Certain Materials Provided in Connection with the Storm Cost Recovery Audit No. 04-343-4-1. Documents or materials that I have reviewed and which are asserted by FPL to be proprietary confidential business information contain or constitute contractual vendor data, such as pricing and other terms, the disclosure of which would impair the efforts of FPL to contract for goods or services on favorable terms in the future to the detriment of FPL and its customers. Further, certain information claimed confidential contains or constitutes competitively sensitive data, the disclosure of which could impair the competitive business of the provider of the information. To the best of my knowledge, FPL has maintained the confidentiality of these documents and materials.

3. No significant changes have occurred since the issuance of Order No. PSC-07-0790-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.

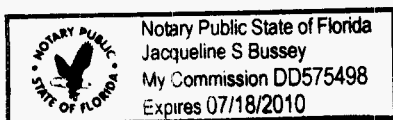
4. Affiant says nothing further.

  
\_\_\_\_\_  
D. K. White

SWORN TO AND SUBSCRIBED before me this 25<sup>th</sup> day of March, 2009, by D. K. White, who is personally known to me or who has produced \_\_\_\_\_ (type of identification) as identification and who did take an oath.

  
\_\_\_\_\_  
Notary Public, State of Florida

My Commission Expires:



**EXHIBIT D**

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Petition for authority to recover prudently )  
incurred storm restoration costs related to 2004 )  
storm season that exceed storm reserve balance, )  
by Florida Power & Light Company )

Docket No. 041291-EI

STATE OF FLORIDA )  
 )  
COUNTY OF DADE )

**AFFIDAVIT OF MICHAEL G. SPOOR**

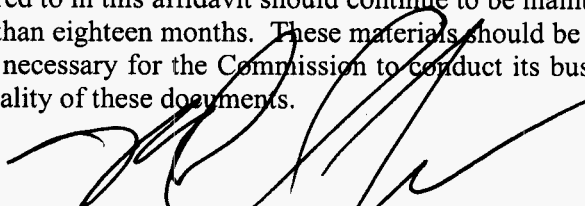
**BEFORE ME**, the undersigned authority, personally appeared Michael G. Spoor who, being first duly sworn, deposes and says:

1. My name is Michael G. Spoor. I am currently employed by Florida Power & Light Company ("FPL") as Director of Business Services, Distribution. My business address is 700 Universe Boulevard, Juno Beach, FL 33408. I have personal knowledge of the matters stated in this affidavit.

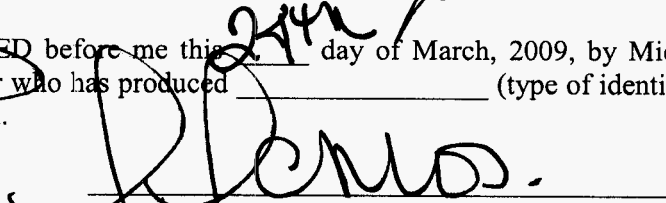
2. With respect to Exhibit C, I have reviewed the documents and information for which I am listed as Affiant and which are included in Exhibit A to FPL's Request for Confidential Classification of Certain Materials Provided in Connection with the Storm Cost Recovery Audit No. 04-343-4-1. Documents or materials that I have reviewed and which are asserted by FPL to be proprietary confidential business information contain or constitute contractual vendor data, such as pricing and other terms, the disclosure of which would impair the efforts of FPL to contract for goods or services on favorable terms in the future to the detriment of FPL and its customers. Further, certain information claimed confidential contains or constitutes competitively sensitive data, the disclosure of which could impair the competitive business of the provider of the information. To the best of my knowledge, FPL has maintained the confidentiality of these documents and materials.

3. No significant changes have occurred since the issuance of Order No. PSC-07-0790-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.

  
\_\_\_\_\_  
Michael G. Spoor

SWORN TO AND SUBSCRIBED before me this 24th day of March, 2009, by Michael G. Spoor, who is personally known to me or who has produced \_\_\_\_\_ (type of identification) as identification and who did take an oath.

  
\_\_\_\_\_  
Notary Public, State of Florida

My Commission Expires:

NOTARY PUBLIC-STATE OF FLORIDA  
Susan Schlosberg  
Commission # DD711057  
Expires: SEP. 04, 2011  
BONDED THRU ATLANTIC BONDING CO., INC.