



MESSER CAPARELLO & SELF, P.A.

Attorneys At Law

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June 22, 2009

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COMMISSION
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BY HAND DELIVERY

Ms. Ann Cole, Director
Commission Clerk and Administrative Services
Room 110, Easley Building
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Re: Docket No. 090172-EI – Notice of Intent to Request Confidential Classification

Dear Ms. Cole:

On June 19, 2009, Florida Gas Transmission Company, LLC (“FGT”) filed with the Commission redacted copies of the prefiled direct testimony and two exhibits (BSA-2 and BSA-5) of Ben Schlesinger on behalf of FGT. Attached hereto are two copies of the redacted pages along with one copy of the confidential pages in a sealed envelope and labeled as Attachment “A”. The redacted information in this testimony and the two exhibits is FPL information that was provided to FGT pursuant to a confidentiality agreement. At least some of this FPL confidential information is the subject of one or more Commission orders granting confidential classification to the subject information. Accordingly, FPL considers this information to be proprietary and confidential as defined in Section 366.093, Florida Statutes, and pursuant to Rule 25-22.006(3)(a)1, Florida Administrative Code, FGT gives notice of its intent to request confidential treatment with respect to those portions of Mr. Schlesinger’s testimony and exhibits containing the FPL confidential information.

- COM
- ECR
- GCL
- OPC
- RCP
- SSC
- SGA
- ADM
- CLK

If you have any questions, please do not hesitate to contact me.

Sincerely,

Floyd R. Self

FRS/amb
Enclosure

cc: Parties of Record

This docketed notice of intent was filed with Confidential Document No. 06265-09. The document has been placed in confidential storage pending timely receipt of a request for confidentiality.

DOCUMENT NUMBER-DATE
06264 JUN22 09
FPSC-COMMISSION CLERK

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that true and correct copies of the foregoing have been served by Electronic Mail and/or U. S. Mail this 22nd day of June, 2009 upon the following:

Martha Brown, Esq. (redacted)
Office of General Counsel
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

John T. Butler, Esq. (confidential and redacted)
Mr. R. Wade Litchfield
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, FL 33408-0420

Gary V. Perko, Esq. (confidential and redacted)
Brooke E. Lewis, Esq.
Hopping Green & Sams
P.O. Box 6526
Tallahassee, FL 32314



Floyd R. Self

STATE OF FLORIDA

COMMISSIONERS:
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KATRINA J. MCMURRIAN
NANCY ARGENZIANO
NATHAN A. SKOP



OFFICE OF COMMISSION CLERK
ANN COLE
COMMISSION CLERK
(850) 413-6770

Public Service Commission

ACKNOWLEDGEMENT

DATE: June 23, 2009

TO: Floyd Self, Messer Law Firm

FROM: Ruth Nettles, Office of Commission Clerk

RE: Acknowledgement of Receipt of Confidential Filing

This will acknowledge receipt of a **CONFIDENTIAL DOCUMENT** filed in Docket Number 090172 or; if filed in an undocketed matter, concerning prefiled testimony of Ben Schlesinger and BSA-2 and BSA-5, and filed on behalf of Florida Gas Transmission Company, Llc. The document will be maintained in locked storage.

If you have any questions regarding this document, please contact Marguerite Lockard, Deputy Clerk, at (850) 413-6770.

DOCUMENT NO. DATE
06265-09 0623/09
FPSC - COMMISSION CLERK

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