

# Exhibit D

090007-EI

## AFFIDAVITS

COM \_\_\_\_\_  
ECR   1    
GCL   1    
OPC \_\_\_\_\_  
RCP \_\_\_\_\_  
SSC \_\_\_\_\_  
SGA \_\_\_\_\_  
ADM \_\_\_\_\_  
CLK \_\_\_\_\_

DOCUMENT NUMBER - DATE

06539 JUN 30 88

FPSC-COMMISSION CLERK

EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Environmental Cost Recovery Clause )  
\_\_\_\_\_ )

DOCKET NO. 090007-EI

STATE OF FLORIDA )  
 )  
PALM BEACH COUNTY )

AFFIDAVIT OF ROGER F. MESSER

BEFORE ME, the undersigned authority, personally appeared Roger F. Messer who, being first duly sworn, deposes and says:

1. My name is Roger F. Messer. I am currently employed by Florida Power & Light Company ("FPL") as Director, Environmental Services. My business address is 700 Universe Boulevard, Juno Beach, Florida 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 that are included in Exhibit A to FPL's Request for Confidential Classification of materials provided pursuant to Audit No. 09-012-4-1. Such documents or materials that I have reviewed and which, in whole or in part, are asserted by FPL to be proprietary confidential business information, contain or constitute confidential pricing terms and descriptions for ECRC-related goods and services that were procured from specific vendors. The disclosure of this information would impair the efforts of FPL to contract for goods and services on favorable terms for the benefit of its customers and would impair the competitive interests of FPL and its vendors.

3. Consistent with the provisions of the Florida Administrative Code, such materials should remain confidential for a period of not less than 18 months. In addition, they 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.

*R. F. Messer*  
\_\_\_\_\_

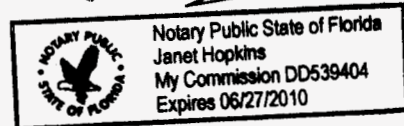
Roger F. Messer

SWORN TO AND SUBSCRIBED before me this 25 day of June 2009, by Roger F. Messer, who is personally known to me or who has produced \_\_\_\_\_ (type of identification) as identification and who did take an oath.

*Janet Hopkins*  
\_\_\_\_\_

Notary Public, State of Florida

My Commission Expires:



DOCUMENT NUMBER - DATE

06539 JUN 30 09

FPSC-COMMISSION CLERK

**EXHIBIT D**

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

Environmental Cost Recovery Clause )  
\_\_\_\_\_ )

DOCKET NO. 090007-EI

STATE OF FLORIDA )  
 )  
MIAMI-DADE COUNTY )

**AFFIDAVIT OF DAMARIS RODRIGUEZ**

**BEFORE ME**, the undersigned authority, personally appeared Damaris Rodriguez who, being first duly sworn, deposes and says:

1. My name is Damaris Rodriguez. I am currently employed by Florida Power & Light Company ("FPL") as Manager of Cost Recovery Clauses in the Regulatory Affairs Department. I have personal knowledge of the matters stated in this affidavit.

2. I have reviewed Exhibit C, and the documents that are included in Exhibit A to FPL's Request for Confidential Classification of Information Obtained in Connection with Audit No. 09-012-4-1. The documents or materials that I have reviewed and which are asserted by FPL to be proprietary confidential business information contain or constitute customer-specific account information, which if disclosed would impair FPL's competitive advantage. It is FPL's corporate policy not to disclose customer-specific information. This policy includes, but is not limited to: 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. To the best of my knowledge, FPL has maintained the confidentiality of these documents and materials.

3. Consistent with the provisions of the Florida Administrative Code, such materials should remain confidential for a period of not less than 18 months. In addition, they 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.

Damaris Rodriguez  
Damaris Rodriguez

**SWORN TO AND SUBSCRIBED** before me this 22nd day of June 2009, Damaris Rodriguez, who is personally known to me or who has produced \_\_\_\_\_ (type of identification) as identification and who did take an oath.

[Signature]  
Notary Public, State of Florida

My Commission Expires:

