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July 31, 2009

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COMMISSION
CLERK

-VIA HAND DELIVERY -

Ms. Ann Cole
Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Re: Florida Power & Light Company's Revised Request for Confidential Classification in Docket Nos. 080677-EI and 090130-EI

Dear Ms. Cole:

I am enclosing for filing in the above referenced dockets the original, executed affidavit of Kathleen Slattery, which is Exhibit D to Florida Power & Light Company's Revised Request for Confidential Classification of certain information contained in Staff's Third Set of Interrogatories No. 16, Staff's Fourth Set of Interrogatories No. 32, and Staff's Eighth Set of Interrogatories No. 97, which was filed July 27, 2009. A copy of the affidavit was inadvertently included with the July 27 filing.

If there are any questions regarding this transmittal, please contact me at 561-304-5226.

Sincerely,

For Jessica Cano

Enclosure

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for rate increase by Florida Power & Light Company)

Docket No. 080677-EI

In re: 2009 depreciation and dismantlement study by Florida Power & Light Company)

Docket No. 090130-EI

STATE OF FLORIDA)
PALM BEACH COUNTY)

AFFIDAVIT OF KATHLEEN SLATTERY

BEFORE ME, the undersigned authority, personally appeared Kathleen Slattery who, being first duly sworn, deposes and says:

1. My name is Kathleen Slattery. I am currently employed by FPL as Director Executive Services and Business Planning. My business address is 700 Universe Boulevard, Juno Beach, Florida 33408. I have personal knowledge of the matters stated in this affidavit.

2. The documents which are asserted by FPL to include confidential proprietary business information consist of competitively sensitive employee compensation information, which if disclosed, would impair customers' interests in high quality and low cost electric service. FPL operates within a very competitive market for highly skilled and trained employees. Public disclosure of compensation and incentive compensation information would enable competing employers to meet or beat the compensation offered by FPL. This would result in the loss of talented employees, including highly skilled employees with expertise in various fields and employees who have completed training programs and courses with FPL, to competitors and the inability to attract new talent, or conversely, the need to increase the level of compensation and incentives already paid in order to retain these employees and attract new talent. The quality of service and the cost of service implications would be detrimental to FPL and its customers. Additionally, this information is private to the employees identified, and disclosure would violate their personal rights to privacy. To the best of my knowledge, FPL has maintained the confidentiality of these documents.

3. Affiant says nothing further.

Kathleen Slattery
Kathleen Slattery

SWORN TO AND SUBSCRIBED before me this 27 day of July, 2009, by Kathleen Slattery who is personally known to me or who has produced _____ (type of identification) as identification and who did take an oath.

Vickie Floyd
Notary Public, State of Florida

My Commission Expires:

DOCUMENT NUMBER-DATE
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