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September 11, 2009

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COMMISSION  
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**-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 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 Request for Confidential Classification of Requested Compensation Information, filed on September 10, 2009. A copy of the affidavit was included with the September 10 filing.

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

Sincerely,

  
to Jessica Cano

Enclosure

COM \_\_\_\_\_  
COR \_\_\_\_\_  
CPL \_\_\_\_\_  
ENR \_\_\_\_\_  
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DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

**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 FPL documents at issue are owned and controlled by FPL and contain proprietary confidential business information consisting of competitively sensitive employee compensation details and records.

3. This information is used by FPL in the conduct of its business operations. FPL considers this information as commercially valuable and maintaining the confidentiality of same provides an advantage or an opportunity to obtain an advantage over those not in possession of such information.

4. FPL operates within a highly competitive market for skilled and trained executive employees. Public disclosure of employee compensation details and records would cause harm to FPL's business operations by providing competing employers with access to specific information useful in hiring away these skilled and trained executives. Any resulting loss of talented employees, many of whom have gained significant experience with FPL and have received significant training and instruction from FPL would damage FPL's business and cause FPL to lose the substantial investment it has in its workforce.

5. Additionally, public disclosure of this information would cause damage to FPL's business operations by impeding FPL's ability to attract new talent on a cost effective basis, and to retain current employees at existing salary levels.

6. The resulting damage to the quality of service and the cost of service would be detrimental to both FPL and to its ratepaying customers by reducing the level of workforce talent available to perform the necessary corporate functions, by increasing the cost of such workforce talent, or both.

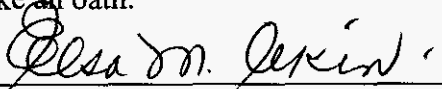
7. FPL controls access to and maintains the confidentiality of this information both as to the public and within the FPL corporate structure. The information has not been and is not made available to the public. Moreover, within the corporate structure, FPL has policies and procedures in place preventing the disclosure of this information to anyone other than specifically authorized personnel who have access to same for limited business purposes.

8. Finally, compensation information regarding specific individual employees is private as to each respective employee and FPL safeguards such information from disclosure to protect the individual privacy interests of those employees. Any public disclosure of such individual compensation information would violate the employee's right to privacy and the reasonable expectation that such information would not be the subject of public disclosure.

9. Affiant says nothing further.

  
\_\_\_\_\_  
Kathleen Slattery

SWORN TO AND SUBSCRIBED before me this 10 day of August, 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.

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

My Commission Expires:

