

Kimberley Pena

050245TX

From: Kimberley Pena
Sent: Wednesday, April 14, 2010 3:39 PM
To: Kimberley Pena; Adam Teitzman; Bob Freeman; Clarence Prestwood
Cc: Ann Cole; Lee Eng Tan; Ingrid Perkins
Subject: RE: Recommendation concerning confidential material filed in Docket 050245-TX

My apologies, the correct date should be 07/01/2030.

From: Kimberley Pena
Sent: Tuesday, April 13, 2010 11:00 AM
To: Adam Teitzman; Bob Freeman; Clarence Prestwood
Cc: Ann Cole; Lee Eng Tan; Ingrid Perkins
Subject: RE: Recommendation concerning confidential material filed in Docket 050245-TX

Per this e-mail, I will change the status of DNs 03438-05 and 03657-05 to under confidential claim per Section 364.183(1), F.S. a give a declassification date of 07/01/2025 to meet the retention time of 25 fiscal years for audit workpapers related to electric industry. Thank you for your help.

From: Adam Teitzman
Sent: Tuesday, April 13, 2010 10:51 AM
To: Bob Freeman; Clarence Prestwood; Kimberley Pena; Ingrid Perkins
Cc: Ann Cole; Lee Eng Tan
Subject: RE: Recommendation concerning confidential material filed in Docket 050245-TX

I concur.

From: Bob Freeman
Sent: Tuesday, April 13, 2010 10:05 AM
To: Clarence Prestwood; Adam Teitzman; Kimberley Pena; Ingrid Perkins
Cc: Ann Cole; Lee Eng Tan
Subject: Recommendation concerning confidential material filed in Docket 050245-TX

April 12, 2010

RE: Docket 050245, disposition of confidential Documents Nos. 03657-05 and 03438-05 which were prepared in response to staff's audit of FPL Affiliate FIBERNET, Audit Control Number 04-230-4-10

Dear Clarence, Adam and Kimberly:

Document No. 03657-05 (filed on April 14, 2005 by staff) and document No. 03448-05 (filed on April 11, 2005 by FPL) pertain to an audit of the cost of communications services provided to FPL by its affiliate, FIBERNET.

The material was recognized as subject to a claim of confidentiality in April 2005.

The information pertains to both telecommunications costs and ratemaking decisions for an electric utility, thus the material qualifies for a claim of confidentiality for telecommunications information as described by Rule 25-22.006 (5), FAC, and the material must be retained for 25 years according to the written document retentions policy for Electric Industry audits.

Thus, with the concurrence of General Counsel staff, please treat Document Nos. 03657-05 and 3438-05 as being claimed confidential with the expected period of the claim to last 25 years. When Document No. 03657-05 is destroyed according to the records retention policy, then Document No. 03438-05 may be returned to the source.

4/14/2010

DOCUMENT NUMBER - DATE

02937 APR 16 2010

FPSC - COMMISSION OF ELECTRICITY

if you have any further questions or comments regarding this material , please let me know.

Bob Freeman
Governmental Analyst
Bureau of Audit

From: Clarence Prestwood
Sent: Monday, April 12, 2010 1:02 PM
To: Bob Freeman
Subject: FW: Confidential DNs in Docket 050245-TX

Bob,

Please handle this.

Thank you,

Clarence

From: Kimberley Pena
Sent: Monday, April 12, 2010 8:55 AM
To: Clarence Prestwood; Adam Teitzman
Cc: Ann Cole
Subject: Confidential DNs in Docket 050245-TX

Clarence and Adam, DNs 03438-05 and 03657-05 will be meeting the 5 year retention on 04/13/2010. Please confirm that the following actions are appropriate.

DN 03438-05 Returned to the source.

FPL (Smith) - (CONFIDENTIAL) Materials provided in connection with staff audit [Audit Control No. 04-230-4-10]. [FPL FiberNet, LLC] (x-ref 03657-05)

DN 03657-05 Declassified and forwarded to staff

RCA/Vandiver - (CONFIDENTIAL) Workpapers for FPL Fibernet, LLC TX603), review of RAFs reported in 2003, Review Control No. 04-230-4-10. (x-ref 03438-05)

Thank you for your help.

4/14/2010