



Florida Power & Light Company, 215 S. Monroe St., Suite 810, Tallahassee, FL 32301

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COMMISSION CLERK

Jessica Cano
Principal Attorney
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, FL 33408-0420
(561) 304-5226
(561) 691-7135 (Facsimile)

May 6, 2010

VIA HAND DELIVERY

REDACTED

Ms. Ann Cole
Division of the Commission Clerk and
Administrative Services
Florida Public Service Commission
Betty Easley Conference Center
2540 Shumard Oak Boulevard, Room 110
Tallahassee, FL 32399-0850

Re: Docket No. 100000; Supplemental Data Requests to 2010 Ten Year Site Plan
of Florida Power & Light Company

Dear Ms. Cole:

Enclosed for filing on behalf of Florida Power & Light Company ("FPL") are an original and seven (7) copies of its Request for Confidential Classification in response to Staff's renewable energy supplemental data request No. 19. The original includes Exhibit A through D. The seven (7) copies include Exhibits B through D only.

Exhibit A consists of the confidential documents, and all information that FPL asserts is entitled to confidential treatment has been highlighted. Exhibit B is an edited version of Exhibit A, in which the information FPL asserts is confidential has been redacted. Exhibit C consists of a justification table in support of FPL's Request for Confidential Classification. Exhibit D contains the affidavit of Raul Montenegro in support of FPL's Request for Confidential Classification. Also included with this filing is a compact disc containing FPL's Request for Confidential Classification and Exhibit C only in Microsoft Word format.

Please contact me if you or your Staff has any questions regarding this filing.

Sincerely,

Jessica A. Cano

COM _____

APA _____

ECR _____

GCL 1 Enclosures

KAF 5 cc: Katherine Fleming

SIC _____

ADM _____

OPC _____

CLK 1

an FPL Group company

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Supplemental Data Requests)
to 2010 Ten Year Site Plan by)
Florida Power & Light Company)

Docket No. 100000
Filed: May 6, 2010

**FLORIDA POWER & LIGHT COMPANY'S
REQUEST FOR CONFIDENTIAL CLASSIFICATION OF ITS RESPONSE
TO THE STAFF OF THE FLORIDA PUBLIC SERVICE COMMISSION'S
RENEWABLE ENERGY DATA REQUEST (NO. 19)**

Pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, Florida Power & Light Company ("FPL") requests confidential classification of its response to the Staff of the Florida Public Service Commission's ("Staff's") renewable energy data request No. 19. In support of its request, FPL states as follows:

1. On March 1, 2010, Staff served on FPL a set of supplemental data requests related to FPL's 2010 Ten Year Site Plan, which included a set of requests specifically related to renewable energy. On April 15, 2010, FPL provided its responses to Staff and filed a Notice of Intent to Request Confidential Classification for its response to No. 19 from the renewable energy section. Pursuant to Rule 25-22.006(3)(a) and Rule 25-22.006(4), Florida Administrative Code, FPL is filing this Request for Confidential Classification.

2. The following exhibits are included with and made a part of this request:

a. Exhibit A consists a copy of the confidential material on which all information that FPL asserts is entitled to confidential treatment has been highlighted

b. Exhibit B consists of a copy of the confidential material on which all information that FPL asserts is entitled to confidential treatment has been redacted.

c. Exhibit C is a table containing an identification of the information highlighted in Exhibit A, together with references to the specific statutory bases for the claim of confidentiality and to the affidavit in support of the requested classification.

d. Exhibit D includes the affidavit of Raul Montenegro in support of this request.

3. FPL submits that the highlighted information in Exhibit A is proprietary confidential business information within the meaning of Section 366.093(3), Florida Statutes. This information is intended to be and is treated by FPL as private, and its confidentiality has been maintained. Pursuant to Section 366.093, such information is entitled to confidential treatment and it is exempt from the disclosure provisions of the public records law. Thus, once the Commission determines that the information in question is proprietary confidential business information, the Commission is not required to engage in any further analysis or review such as weighing the harm of disclosure against the public interest in access to the information.

4. As the affidavit included in Exhibit D indicates, the information provided by FPL contains information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of the information. Specifically, the information provided by FPL contains information relating to discussions with prospective renewable energy developers and suppliers, which if disclosed, could place FPL at a competitive disadvantage in the market for renewable energy and could impair future negotiations with those suppliers, to the detriment of FPL and its customers. Such competitively sensitive information is protected from disclosure pursuant to Section 366.093(3)(e), Florida Statutes.

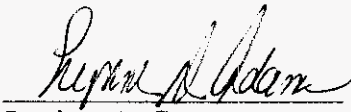
5. Upon a finding by the Commission that the information highlighted in Exhibit A, and referenced in Exhibit C, is proprietary confidential business information, the information

should not be declassified for a period of at least eighteen (18) months and should be returned to FPL as soon as the information is no longer necessary for the Commission to conduct its business. *See* § 366.093(4), Fla. Stat.

WHEREFORE, FPL respectfully requests confidential classification of the material described herein.

Respectfully submitted,

Jessica A. Cano
Principal Attorney
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, FL 33408
Telephone: (561) 304-5226
Facsimile: (561) 691-7135

By: 
ton Jessica A. Cano
Fla. Bar No. 0037372

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Request for Confidential Classification, with Exhibits B, C, and D, has been furnished by hand delivery this 6th day of May, 2010, to the following:

Katherine E. Fleming, Senior Attorney
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850
keflemin@psc.state.fl.us

By: 
Jessica A. Cano
Florida Bar No. 0037372

REDACTED

Exhibit B

Exhibit C

EXHIBIT C

COMPANY: Florida Power & Light Company
TITLE: List of Confidential Data Request Responses
DOCKET NO.: Undocketed
SUNJECT: Supplemental Data Request to the 2010 Ten Year Site Plan
DATE: May 6, 2010

Data Request No.	Pages	Conf Y/N	Line No.	Florida Statute 366.093(3) Subsection	Affiant
No. 19 (Renewables)	1 (attachment to response)	Y	8, 10, 13, 15, 18, 21, 23, 24, 26, 27, 29, 32, 33, 35, 36, 38, 40, 42, 44, 46, 48, 49	(e)	R. Montenegro

Exhibit D

EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Supplemental Data Request to)
2010 Ten-Year Site Plan by Florida)
Power & Light Company)

Docket No: Undocketed

STATE OF FLORIDA)
)
MIAMI-DADE COUNTY)

AFFIDAVIT OF RAUL MONTENEGRO

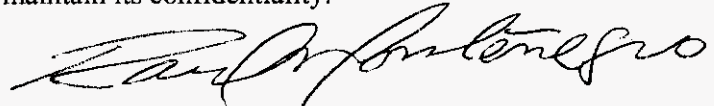
BEFORE ME, the undersigned authority, personally appeared Raul Montenegro who, being first duly sworn, deposes and says:

1. My name is Raul Montenegro. I am currently employed by Florida Power & Light Company as Purchased Power Business Manager. 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 Staff's supplemental data requests for the 2010 Ten-Year Site Plan, for which I am identified on Exhibit C as the affiant. The materials that I have reviewed and which are asserted by FPL to be proprietary confidential business information contain information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of the information. Specifically, the information provided by FPL contains information relating to discussions with prospective renewable energy developers and suppliers, which if disclosed, could place FPL at a competitive disadvantage in the market for renewable energy and/or impair future negotiations with those suppliers, to the detriment of FPL and its customers. To the best of my knowledge, FPL has maintained the confidentiality of these materials.

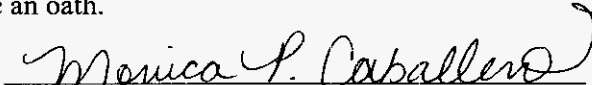
3. This information should remain confidential for a period of at least eighteen (18) months, and should be returned to FPL as soon as the information is no longer necessary for the Commission to conduct its business so that FPL can continue to maintain its confidentiality.

4. Affiant says nothing further.



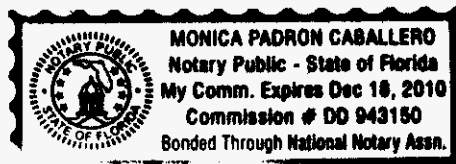
Raul Montenegro

SWORN TO AND SUBSCRIBED before me this 5th day of May, 2010, by Raul Montenegro, who is personally known to me or who has produced FL. ID (type of identification) as identification and who did take an oath.



Notary Public, State of Florida

My Commission Expires: 12/18/10



State of Florida



Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850

-M-E-M-O-R-A-N-D-U-M-

DATE: May 6, 2010
TO: Jessica Cano, 700 Universe Blvd, Juno Beach FL 33408
FROM: Diamond Williams, Office of Commission Clerk
RE: Acknowledgement of Confidential Filing in Docket Number 100000-OT

This will acknowledge receipt of a **CONFIDENTIAL DOCUMENT** filed in the above-referenced docket.

Document Number 03808-10 has been assigned to this filing, which will be maintained in locked storage.

If you have any questions regarding this document, please contact Kim Peña, Records Management Assistant, at (850) 413-6393.