ATTACHMENT C
Docket No. 100001-EI

Justification for Confidentiality for Florida Power & Light Company Schedule A12 Capacity Costs of July 2010:

The information contained in Attachment A, line 15 concerns contractual data, the disclosure of which would impair the efforts of FPL to contract for goods or services on favorable terms. Section 366.093(3)(d), F.S. Specifically, the information relates to the pricing for a short-term capacity purchase the disclosure of which would impair FPL's ability to contract for capacity on favorable terms. Additionally, said information relates to competitive interests of FPL and of the supplier from whom FPL purchases capacity, the disclosure of which would impair FPL's and /or supplier's competitive businesses. Section 366.093(3)(e), F.S.

Note: Previously, FPL had contracted with multiple capacity suppliers and reported aggregate information on line 15 that did not disclose the terms of any one capacity purchase. For the months of January through May, 2010, however, FPL purchased from only one capacity supplier, so the information on line 15 tied directly to the terms of the purchase for those months. In June 2010, FPL began purchasing from additional capacity suppliers. Thus, standing alone, the information for the months of June and thereafter would not need to be confidential. However, by comparing that information with the information on line 16, one would be able to infer the specific price for the capacity purchase under Contract 1 (line 8). Accordingly, for the remainder of 2010, the monthly information on line 15 will need to be designated as confidential but FPL will not have to designate it as confidential starting in 2011.

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