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# EXHIBIT D

# AFFIDAVIT

DOCUMENT NUMBER-DATE

09280 NOV-90

FPSC-COMMISSION CLERK

**EXHIBIT D**

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

STATE OF FLORIDA )  
 )  
MIAMI-DADE COUNTY )

**AFFIDAVIT OF DAVID ECKMANN**

**BEFORE ME**, the undersigned authority, personally appeared David Eckmann who, being first duly sworn, deposes and says:

1. My name is David Eckmann. I am currently employed by FPL FiberNet, LLC (FiberNet) as Director of Core Business Development, Legal & Regulatory Affairs. My business address is 9250 West Flagler Street, Miami, Florida 33174.


2. With respect to Exhibit C, I have reviewed the documents that are included in Exhibit A to FiberNet's Request for Confidential Classification. The documents or materials that I have reviewed and which are asserted by FiberNet to be proprietary confidential business information contain or constitute FiberNet's financial operation results. If publicly disclosed, this information would harm FiberNet's competitive interests. To the best of my knowledge, FiberNet has maintained the confidentiality of these documents and materials.

3. Consistent with the provisions of the Florida Administrative Code, such materials should remain confidential for a period of not less than 18 months. In addition, the documents should be returned to FiberNet as soon as the information is no longer necessary for the Commission to conduct its business so that FiberNet can continue to maintain the confidentiality of these documents.

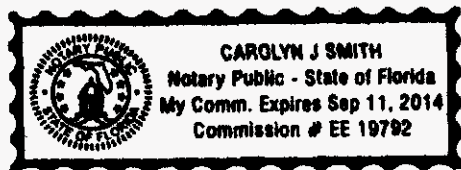
4. Affiant says nothing further.

  
\_\_\_\_\_  
David Eckmann

**SWORN TO AND SUBSCRIBED** before me this 8<sup>th</sup> day of November 2010, by David Eckmann, 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:



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