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November 22, 2010

VIA HAND DELIVERY

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

RECEIVED-FPSC
10 NOV 22 PM 1:14
COMMISSION
CLERK

Re: Docket No. 080677-EI and Docket No. 090130-EI

Dear Ms. Cole:

Enclosed for filing on behalf of Florida Power & Light Company ("FPL") are an original and seven (7) copies of FPL's First Request for Extension of Confidential Classification of information included in supplemental Minimum Filing Requirement ("MFR") Schedule F-4. The original includes Revised Exhibit C and Revised Exhibit D.

Revised Exhibit C consists of FPL's justification for its Request for Extension of Confidential Classification. Revised Exhibit D contains one affidavit in support of FPL's First Request for Extension of Confidential Classification. Also included in this filing is a compact disc containing FPL's First Request for Extension of Confidential Classification and Revised Exhibit C only, in Microsoft Word format.

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

- COM _____
- APA 1
- ECR 1 + CD (CD contains request & revised Exhc only)
- GCL 2
- RAD 1
- SSC 1
- ADM _____
- OPC _____
- CLK Pen

- claim of confidentiality
- notice of intent
- request for confidentiality extension
- filed by OPC

Sincerely,

Nanci Redsmith
for

Ilan G. Kaufer
Attorney for
Florida Power & Light Company

For DNO 2821-09, which is in locked storage. You must be authorized to view this DN.-CLK

Enclosures

cc: Counsel of parties of record, w/out exhibits

DOCUMENT NUMBER 11500000
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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
FILED: November 22, 2010

**FLORIDA POWER & LIGHT COMPANY'S FIRST REQUEST FOR
EXTENSION OF CONFIDENTIAL CLASSIFICATION OF
SUPPLEMENTAL MFR SCHEDULE F-4**

NOW BEFORE THIS COMMISSION, through the undersigned counsel, Florida Power & Light Company ("FPL"), pursuant to Rule 25-22.006, Florida Administrative Code and section 366.093, Florida Statutes, hereby submits its First Request for Extension of Confidential Classification of certain portions of its supplemental 2009 Minimum Filing Requirement ("MFR") schedule F-4, In support of this First Request for Extension of Confidential Classification, FPL states as follows:

1. On March 31, 2009, FPL filed its Request for Confidential Classification of Supplemental MFR Schedule F-4, along with Exhibits A through D ("March 31, 2009 Request"). FPL adopts and incorporates by reference its March 31, 2009 Request and Exhibits.
2. By Order No. PSC-09-0347-CFO-EI, dated May 22, 2009, the Commission granted FPL's March 31, 2009 Request.
3. The period of confidential treatment granted by Order No. PSC-09-0347-CFO-EI will soon expire. All of the information that was the subject of FPL's March 31, 2009 Request warrants continued treatment as proprietary and confidential business information within the meaning of section 366.093(3), Florida Statutes. Accordingly, FPL hereby submits this First Request for Extension of Confidential Classification.

4. Included herewith and made a part hereof is a Revised Exhibit C and Revised Exhibit D. Revised Exhibit C consists of a table containing the specific line and page references to the confidential materials for which confidential treatment is sought. The table also contains references to the specific statutory basis or bases for the claim of confidentiality, and to the affidavit in support of the requested classification. Revised Exhibit D contains the affidavit of Solomon L. Stamm in support of this request.

5. FPL submits that the information identified in Revised Exhibit C (“Confidential Information”) continues to be proprietary confidential business information within the meaning of section 366.093(3), Florida Statutes. The Confidential Information is intended to be and has been treated by FPL as private, its confidentiality has been maintained, and its disclosure would cause harm to FPL and its customers. Pursuant to section 366.093, Florida Statutes, such materials are entitled to confidential treatment and are exempt from section 119.07(1), Florida Statutes. 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.

6. As the affidavit included in Revised Exhibit D indicates, the information contained in the MFRs consists of security measures, systems, or procedures. Such information is protected by section 366.093(3)(c), Florida Statutes.

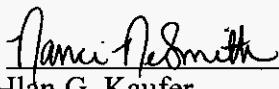
7. Nothing has occurred since the issuance of Order No. PSC-09-0347-CFO-EI to render the information stale or public, such that continued confidential treatment would not be appropriate.

8. Upon a finding by the Commission that the Confidential Information remains proprietary and confidential business information, the information should not be declassified for at least an additional eighteen (18) month period and should be returned to FPL as soon as it is no longer necessary for the Commission to conduct its business. See § 366.093(4), Fla. Stat.

WHEREFORE, for the above and forgoing reasons, as more fully set forth in the supporting materials and affidavits included herewith and incorporated herein by reference, Florida Power & Light Company respectfully requests that its First Request for Extension of Confidential Classification be granted.

Respectfully submitted,

John T. Butler, Managing Attorney
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Ilan G. Kaufer, Attorney for
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Telephone: (561) 304-5675
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By: 
Ilan G. Kaufer
Florida Bar No. 65394

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of this Request for Confidential Classification (without exhibits) was served via hand delivery* and/or by U.S. mail this 22nd day of November, 2010 to the following:

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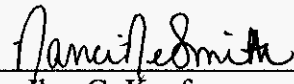
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By: 
for Ilan G. Kaufer
Fla. Bar No. 65394

REVISED EXHIBIT C

JUSTIFICATION TABLE

REVISED EXHIBIT C

COMPANY: Florida Power & Light Company
TITLE: Supplemental 2009 MFR F-4, List of Confidential Information
DOCKET NO.: 080677-EI
IN RE: Petition for Rate Increase by Florida Power & Light Company

Description	No. of Pages	Conf Y/N	Line No./ Col No.	Florida Statute 366.093(3) Subsection	Affiant
MFR F-4 (Supplemental Year)	8	Y	Attachment 1 Pages 2-9, All	(c)	Solomon L. Stamm

REVISED EXHIBIT D

REVISED EXHIBIT D

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 SOLOMON L. STAMM

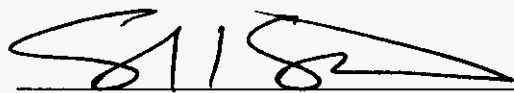
BEFORE ME, the undersigned authority, personally appeared Solomon L. Stamm who, being first duly sworn, deposes and says:

1. My name is Solomon L. Stamm. I am currently employed by Florida Power & Light Company (FPL) as Nuclear Division Controller. My business address is 700 Universe Boulevard, Juno Beach, FL 33408.

2. With respect to Exhibit C, I have reviewed the documents that are included in Exhibit A to FPL's Request for Confidential Classification. The documents or materials that I have reviewed and which are asserted by FPL to be proprietary confidential business information contain or constitute security measures, systems or procedures. To the best of my knowledge, FPL has maintained the confidentiality of these documents and materials.

3. Nothing has occurred since the issuance of Order No. PSC-09-0347-CFO-EI to render the information stale or public, such that continued confidential treatment would not be appropriate. Therefore, the information should remain confidential for a period of at least an additional eighteen (18) months. These materials 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 the confidentiality of these documents.

4. Affiant says nothing further.


Solomon L. Stamm

SWORN TO AND SUBSCRIBED before me this 16th day of November 2010, by Solomon L. Stamm, 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:

