

Marguerite McLean

110009-ET

From: Marguerite McLean
Sent: Thursday, April 07, 2011 5:31 PM
To: Lisa Bennett
Cc: Ed Carter; Jennifer Crawford; Keino Young; Cayce Hinton; Jim Breman; Mark Laux
Subject: RE: Return of Confidential Documents

Per this e-mail, the Clerk's Office will not return to the source confidential DNs 05792-10, 06157-10, 06674-10, 06789-10, and 6790-10 [retracting staff directive in DN 02055-11 to return these documents].

*Marguerite H. McLean
 Commission Deputy Clerk II
 Florida Public Service Commission
 Office of Commission Clerk
 2540 Shumard Oak Boulevard
 Tallahassee, Florida 32399-0850
 850-413-6770*

From: Lisa Bennett
Sent: Thursday, April 07, 2011 5:06 PM
To: Marguerite McLean; Keino Young; Cayce Hinton; Jim Breman; Mark Laux
Cc: Ed Carter; Jennifer Crawford
Subject: RE: Return of Confidential Documents

To All,

I have asked the Clerk's office not to return the below documents to the source until technical and legal get together and answer the following questions.

Keino, Cayce, Jim, Mark and Jennifer,

I have two concerns about returning the below listed documents to their source.

First, the documents contain testimony and exhibits entered into the record for the Nuclear Cost Recovery Hearing (or the confidentiality hearing, not sure which). So, can we return confidential documents to the source once that information has been entered into the record and relied upon by the Commission to make its decision?

Second, because of the nature of last year's NCRC proceedings, where the determination of prudence was postponed until 2011, shouldn't we keep all of the confidential testimony and exhibits?

Lisa

From: Marguerite McLean
Sent: Thursday, April 07, 2011 9:32 AM
To: Lisa Bennett
Cc: Ed Carter
Subject: Return of Confidential Documents

4/7/2011

DOCUMENT NUMBER-DATE

02333 APR-7 =

FPSC-COMMISSION CLERK

Lisa,

Please return the 5 confidential documents checked out to you that are listed below. We have a directive to return them to the source.

Thank you.

05792-10 - OPC (Rehwinkel) - (CONFIDENTIAL) Progress designation of direct testimony of William R. Jacobs, Jr., Ph.D., and Exhs WRJ(PEF)-1 through WRJ(PEF)-3.

06157-10 - FPL (Cano) - (CONFIDENTIAL) Portions of the testimony of Dr. William R. Jacobs filed by OPC. (x-ref DN 05595-10)

06674-10 - (CONFIDENTIAL) Deposition of William R. Jacobs. (x-ref DN 06849-10) [CLK note: Document is in non-condensed format, provided by Court Reporter.]

06789-10 - FPL (Cano) - (CONFIDENTIAL) Responses to staff's 7th set of interrogatories Nos. 20-38 and 44 (along with a confidential forward statement applicable to responses to interrogatories Nos. 20-38). (x-ref DN 07520-10)[CLK note: Document provided in electronic format only.]

06790-10 - FPL (Cano) - (CONFIDENTIAL) Responses to staff's 4th request for PODs Nos. 21, 23, 25, 27, 28, 29, 31, 32 and 32 supplemental. [See DN 06975-10] [CLK note: Document provided in electronic format only.]

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