



Kenneth M. Rubin
 Senior Attorney
 Florida Power & Light Company
 700 Universe Boulevard
 Juno Beach, FL 33408-0420
 (561) 691-2512
 (561) 691-7135 (Facsimile)

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April 13, 2011

VIA HAND DELIVERY

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

claim of confidentiality
 notice of intent
 request for confidentiality /ext
 filed by OPC
 05980-07 +
 For DN 00583-07, which
 is in locked storage. You must be
 authorized to view this DN.-CLK

Re: Docket No. 110002-EG; Florida Power & Light's First Request for Extension
 of Confidential Classification

Dear Ms. Cole:

Enclosed for filing on behalf of Florida Power & Light Company ("FPL") are an
 original and seven (7) copies of FPL's Second Request for Extension of Confidential
 Classification regarding confidential information provided pursuant to Audit No. 07-071-
 4-3. The original includes a Second Revised Exhibit C and Second Revised Exhibit D.
 The seven (7) copies do not include the exhibits. A compact disc with FPL's Request
 and Exhibit C in Word format is also included.

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

Sincerely,

 Kenneth M. Rubin

COM Enclosures
 ECR cc: Parties of record (w/exhibits)
 (AAA) CD containing request and exhibit C.
 GCL
 RAD
 SSC
 ADM
 OPC
 CLK en FPL Group company

DOCUMENT NUMBER-DATE
 02474 APR 13 =
 FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Energy Conservation)
Cost Recovery Clause)

Docket No. 110002-EG
Filed: April 13, 2011

**FLORIDA POWER & LIGHT COMPANY'S
SECOND REQUEST FOR EXTENSION OF CONFIDENTIAL CLASSIFICATION
OF MATERIALS PROVIDED IN AUDIT NO. 07-071-4-3**

NOW, BEFORE THE COMMISSION, through undersigned counsel, comes Florida Power & Light Company ("FPL") and, pursuant to Rule 25-22.006 of the Florida Administrative Code and Section 366.093 of the Florida Statutes, hereby submits its Second Request for Extension of Confidential Classification of certain material provided to the Florida Public Service Commission ("FPSC" or "Commission") staff ("Staff") in connection with the Energy Conservation Cost Recovery Clause Audit (Audit Control No. 07-071-4-3) (the "Audit"). In support of its Request, FPL states as follows:

1. FPL filed a Request for Confidential Classification of materials provided to Staff in connection with the Audit on August 1, 2007, along with Exhibits A through D (the "August 1, 2007 Request"). FPL adopts and incorporates herein by reference its August 1, 2007 Request and exhibits.
2. By Order No. 07-0829-CFO-EG, dated October 15, 2007, the Commission granted FPL's August 1, 2007 Request.
3. On April 15, 2009, FPL filed its First Request for Extension of Confidential Classification ("April 15, 2009 Request"), along with Revised Exhibits C and D. By Order No. PSC-09-0682-CFO-EI, dated October 13, 2009 the Commission granted FPL's April 15, 2009 Request.

DOCUMENT NUMBER-DATE

02474 APR 13 =

FPSC-COMMISSION CLERK

4. Included herewith and made a part hereof is a Second Revised Exhibit C to reflect new affiant in support of the continued confidential classification of these documents. Also included is a Second Revised Exhibit D which contains the affidavits of Anthony Maceo, Damaris Rodriguez and Anita Sharma.

5. FPL submits that the information identified in the Second Revised Exhibit C and highlighted in Exhibit A to the August 1, 2007 Request continues to be proprietary confidential business information within the meaning of section 366.093(3), Florida Statutes. Pursuant to section 366.093, such materials are entitled to confidential treatment and are exempt from the disclosure provisions of the public records law. Thus, once the Commission determines that the information in question is continues to be 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 affidavits provided herewith indicate, the information that FPL asserts is proprietary and confidential business information contains internal auditing controls and reports of internal auditors or information related to reports of internal auditors. Such information is proprietary confidential business information pursuant to section 366.093(3)(b), Florida Statutes. Also included is information related to customer specific account information. It is FPL's policy not to disclose customer-specific information, except as required or permitted by law, to entities or persons other than the customer absent the customer's consent. This policy includes, but is not limited to: customer names, addresses, telephone numbers, account numbers, rates, billing determinants (kW and kWh usage), conservation savings in kW, kWh and bills. FPL's policy is premised upon customers' right to privacy and the potential that the disclosure of customer specific information may harm some customers' competitive interests. This information is

protected pursuant to section 366.093(3)(e), Florida Statutes.

7. FPL requests that this information be accorded continued confidential classification for an additional 18-month period. FPL further requests that the information 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 Second Request for Extension of Confidential Classification be granted.

Respectfully submitted,

Kenneth M. Rubin
Senior Attorney for
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, FL 33408
Tele: (561) 691-2512
Fax: (561) 691-7135

By: 

Kenneth M. Rubin
Fla. Bar No. 349038

CERTIFICATE OF SERVICE
DOCKET NO. 090002-EG

I HEREBY CERTIFY that a true and correct copy of Florida Power & Light Company's First Request for Extension of Confidential Classification (without exhibits) was served by hand delivery(*) or U.S. mail this 13th day of April, 2011 to the following:

Lee Eng Tan*
Office of General Counsel
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850
Ltan@psc.state.fl.us

Office of Public Counsel
J. R. Kelly, Esq.
Patricia Ann Christensen, Esq.
c/o The Florida Legislature
111 West Madison St., Room 812
Tallahassee, FL 32399-1400
Kelly.jr@leg.state.fl.us
Christensen.patty@leg.state.fl.us

Beggs & Lane Law Firm
Jeffrey Stone/Russell Badders/
Steven Griffin
Attorneys for Gulf Power Company
501 Commendencia Street
Pensacola, FL 32502-5953
jas@beggslane.com
rab@beggslane.com
srg@beggslane.com

Ausley Law Firm
James Beasley/J. Jeffrey Wahlen
Attorneys for Tampa Electric Company
(TECO)
P.O. Box 391
Tallahassee, FL 32302
jbeasley@ausley.com
jwahlen@ausley.com

Gulf Power Company
Ms. Susan D. Ritenour
One Energy Place
Pensacola, FL 32520-0780
sdriteno@southernco.com

Tampa Electric Company
Paula K. Brown
Regulatory Affairs
P. O. Box 111
Tampa, FL 33601-0111

Florida Industrial Power Users Group
John W. McWhirter, Jr.
c/o McWhirter Law Firm
P.O. Box 3350
Tampa, FL 33601-3350
jmcwhirter@mac-law.com

Keefe Law Firm
Vicki Gordon Kaufman/Jon C. Moyle, Jr.
Attorneys for Florida Industrial Power
Users Groups (FIPUG)
118 North Gadsen Street
Tallahassee, FL 32301
vkaufman@kagmlaw.com
jmoyle@kagmlaw.com

Beth Keating, Esq.
Gunster Firm
Attorneys for FPUC
215 So. Monroe St., Suite 618
Tallahassee, Florida 32301-1804
bkeating@gunster.com

Florida Public Utilities Company
Thomas A. Geoffroy
P. O. Box 3395
West Palm Beach, FL 33402-3395
tgeoffroy@cfgas.com

James W. Brew
F. Alvin Taylor
Attorneys for White Springs Agricultural
Chemicals, Inc.
Brickfield, Burchette, Ritts & Stone, P.C.
1025 Thomas Jefferson St., NW
Eighth Floor, West Tower
Washington, DC 20007
jbrew@bbrslaw.com
ataylor@bbrslaw.com

Randy Miller
White Springs Agricultural Chemicals, Inc.
P.O. Box 300
15843 Southeast 78th Street
White Springs, FL 32096
rmiller@pcsposphate.com

Progress Energy Service Company, LLC
John T. Burnett/Diane M. Triplett
P.O. Box 14042
St. Petersburg, FL 33733-4042
John.burnett@pgnmail.com
Dianne.triplett@pgnmail.com

Progress Energy Florida, Inc.
Mr. Paul Lewis, Jr.
106 East College Avenue, Suite 800
Tallahassee, FL 32301-7740
Paul.lewisjr@pgnmail.com

Allan Jungels, Capt, USAF
Utility Litigation & Negotiation Team
Staff Attorney
AFLOA/JACL-ULT/FLOA/JACL-ULT
139 Barnes Drive, Suite 1
Tyndall AFB, FL 32403-5317
Attorney for the Federal Executive
Agencies
Allan.Jungels@tyndall.af.mil



Kenneth M. Rubin