



Florida Power & Light Company, 215 S. Monroe Street, Suite 810, Tallahassee, FL 32301

Jessica Cano
Principal Attorney
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, FL 33408-0420
(561) 304-5226
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May 26, 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
 filed by OPC

For DN 03696-11, which
is in locked storage. You must be
authorized to view this DN-CLK

RECEIVED-FPSC
11 MAY 26 PM 2:37
COMMISSION
CLERK

Re: Docket No. 110009-EI; Nuclear Power Plant Cost Recovery Clause

Dear Ms. Cole:

Enclosed for filing on behalf of Florida Power & Light Company ("FPL") is a Request for Confidential Classification regarding confidential information included in Staff Audit Work Paper 43-3/2, from Audit No. 08-248-4-2. Seven copies of FPL's request, including Exhibits B, C, and D are included. Also included is one copy of Exhibit A.

Exhibit A consists of the confidential documents, and all information that FPL asserts is entitled to confidential treatment has been highlighted. Exhibit B is an edited version of Exhibit A, in which the information FPL asserts is confidential has been redacted. Exhibit C consists of FPL's justification table supporting its Request for Confidential Classification. Exhibit D contains one affidavit in support of FPL's Request for Confidential Classification. Also included in this filing is a compact disc containing FPL's Request for Confidential Classification and Exhibit C only in Microsoft Word format.

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

Sincerely,

Jessica Cano
Jessica A. Cano

Enclosures
cc: Parties of Record (w/out enc.)

COM _____
APA 3+CD
ECR 1
GCL 1
RAD 1
SSC _____
ADM _____
OPC _____
CLK CLK

DOCUMENT NUMBER-DATE

03695 MAY 26 =

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Nuclear Power Plant)
Cost Recovery Clause)

Docket No. 110009-EI
Filed: May 26, 2011

**FLORIDA POWER & LIGHT COMPANY'S
REQUEST FOR CONFIDENTIAL CLASSIFICATION OF AUDIT WORK PAPER**

Pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, Florida Power & Light Company ("FPL") requests confidential classification of a portion of Work Paper 43-3/2 from Commission Staff Audit 08-248-4-2. In support of its request, FPL states:

1. FPL's Request for Confidential Classification of the work papers supporting Audit 08-248-4-2 is currently pending. Work Paper 43-3/2 was inadvertently omitted from FPL's Request for Confidential Classification of those work papers. Accordingly, FPL is filing this separate request to maintain the confidentiality of that work paper.

2. The following exhibits are included with and made a part of this request:

a. Exhibit A consists of a copy of the confidential work paper on which all information that FPL asserts is entitled to confidential treatment has been highlighted.

b. Exhibit B consists of a copy of the confidential work paper on which all information that FPL asserts is entitled to confidential treatment has been redacted.

c. Exhibit C is a table containing an identification of the information highlighted in Exhibit A, together with references to the specific statutory basis or bases for the claim of confidentiality and to the affidavit in support of the requested classification.

d. Exhibit D includes the affidavit of Bruce Beisler, in support of this request.

3. FPL submits that the highlighted information in Exhibit A is proprietary confidential business information within the meaning of Section 366.093(3), Florida Statutes. This information is intended to be and is treated by FPL as private, and its confidentiality has been maintained. Pursuant to Section 366.093, such information is entitled to confidential treatment and it is exempt from the disclosure provisions of the public records law. 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.

4. As the affidavit included in Exhibit D indicates, the information provided by FPL to Staff contains employee information unrelated to compensation, qualifications or duties. Specifically, the information that FPL is seeking confidential treatment of is employee social security information. Such information is protected by Section 366.093(3)(f), Florida Statutes.

5. Upon a finding by the Commission that the information highlighted in Exhibit A, and referenced in Exhibit C, is proprietary confidential business information, the information should not be declassified for a period of at least eighteen (18) months and should be returned to FPL as soon as the information is no longer necessary for the Commission to conduct its business. *See* § 366.093(4), Fla. Stat.

WHEREFORE, FPL respectfully requests confidential classification of Work Paper 43-3/2 from Audit 08-248-4-2.

Respectfully submitted,

Jessica A. Cano
Principal Attorney
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, FL 33408
Telephone: (561) 304-5226
Facsimile: (561) 691-7135

By: Jessica Cano
Jessica A. Cano
Fla. Bar No. 0037372

**CERTIFICATE OF SERVICE
DOCKET NO. 110009-EI**

I HEREBY CERTIFY that a true and correct copy of FPL's Request for Confidential Classification was served by hand delivery* or U.S. mail this 25th day of May, 2011, to the following:

Keino Young, Esq.
Anna Williams, Esq.
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Florida Public Service Commission
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Tallahassee, Florida 32399-0850
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ANWILLIA@PSC.STATE.FL.US

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Charles Rehwinkel, Esq.
Joseph McGlothlin, Esq.
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c/o The Florida Legislature
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By: Jessica Cano
Jessica A. Cano
Fla. Bar No. 0037372

EXHIBIT B

DOCUMENT NUMBER-DATE

03695 MAY 26 =

FPSC-COMMISSION CLERK

FPL
 Uprate Nuclear
 Dckt#080009-EI, Audit#08-248-4-2
 TYE 12/31/08
 Title: EPU/UPN's Responsibilities

Handwritten: 12/31/08
 GL

Employee #	Employee Name	Job Title	Location	EPU Project Duties and Responsibilities	Booked Journal Vouchers						*To Be Recorded JVs (02/2008)			
					Jan-Mar 08	Re-Analysis Jan-Mar 08	Mar-08	Apr-08	May-08	Jun-08	Re-Analysis Apr-08	Re-Analysis May-08		
	Steve Hale	Engineering Director	Jupiter West	Director for Uprates, Engineering & Regulatory Interface Reports to the VP, Nuclear Power Uprate and is accountable to the Project Director Responsible for technical quality, schedule adherence and budget compliance associated with engineering, licensing and design activities related to the Point Beach, St. Lucie and Turkey Point EPU Project.										
	Ralph Russo	Civil Supervisor	St. Lucie	Project Engineering Supervisor Reports to the Site Project Engineering Manager. Responsible for the overall technical adequacy of his/her engineering discipline and shall ensure all engineering is performed in compliance with plant design and licensing basis documents, applicable regulatory requirements, codes and standards, applicable state and local codes and Quality Instructions (QIs). Supervises and coordinates the activities of assigned Project Engineers.										
	Ed Rutkowski	Sr. Sourcing Specialist	Juno Beach	Contracts specialist in the integrated Supply Chain. Negotiate contracts and issue Purchase Orders (PO) for the EPU Project.										
	Jaime Garcia	Associate Engineer	Turkey Point	Works with a Project Engineer to gain engineering experience. Reports to the Site Project Engineering Supervisor (for the applicable discipline) and is accountable to the Project Manager. Responsible for the overall technical adequacy of the assigned tasks (designs) and ensures all engineering is performed in compliance with regulatory requirements, applicable state and local codes, and/or Quality Instructions (QIs). Single Point of Contact for all technical issues regarding the assigned project task. Interfaces with vendors and responsible Engineering Manager on technical matters. Responsible for understanding the modification scope. Tracks and ensures the design package development progresses as scheduled. Responsible for leading the 30%, 60%, Design Review Boards, PORC or ORG (or equivalent) as the Subject Matter expert. Reviews and collects all stakeholder review comments and coordinates resolutions. Acts as the Single Point of Contact for all design related questions, issues, resolutions and vendor interface.										
	Ramon Valmonte	Civil Supervisor	Turkey Point	Project Engineering Supervisor Reports to the Site Project Engineering Manager. Responsible for the overall technical adequacy of his/her engineering discipline and shall ensure all engineering is performed in compliance with plant design and licensing basis documents, applicable regulatory requirements, codes and standards, applicable state and local codes and Quality Instructions (QIs). Supervises and coordinates the activities of assigned Project Engineers.							4,456.81	*	*	
	Brian Kelly	Mechanical Engineer	St. Lucie	Reports to the Site Project Engineering Supervisor (for the applicable discipline) and is accountable to the Project Manager. Responsible for the overall technical adequacy of the assigned tasks (designs) and ensures all engineering is performed in compliance with regulatory requirements, applicable state and local codes, and/or Quality Instructions (QIs). Single Point of Contact for all technical issues regarding the assigned project task. Interfaces with vendors and responsible Engineering Manager on technical matters. Responsible for understanding the modification scope. Tracks and ensures the design package development progresses as scheduled. Responsible for leading the 30%, 60%, Design Review Boards, PORC or ORG (or equivalent) as the Subject Matter expert. Reviews and collects all stakeholder review comments and coordinates resolutions. Acts as the Single Point of Contact for all design related questions, issues, resolutions and vendor interface. Interfaces with the Project Managers for procurement related issues and resolution of associated technical issues.	25,466.23	(1,017.93)	11,747.44	(179.82)	4,135.56	8,371.84				

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Source: DRR#11

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CONFIDENTIAL

DOCUMENT NUMBER DATE

03695 MAY 26 =

FPSC-COMMISSION CLERK

Employee #	Employee Name	Job Title	Location	EPU Project Duties and Responsibilities	Re-Analysis						Re-Analysis		
					Jan-Mar 08	Jan-Mar 08	Mar-08	Apr-08	May-08	Jun-08	Apr-08	May-08	
	Michael Jaeger	Lead Contracts Administrator	Jupiter West	Reports to the Manager Nuclear Sourcing EPU Project. Responsible for providing direction to procurement specialists. Develop and negotiate contracts for services and materials, T's & C's and delivery schedules. Prepares RFOs, Performs commercial evaluations of bids. Gather market intelligence on industry and suppliers. Monitor supplier performance.									
	Greg Myers	Project Engineering Manager - LAR	Turkey Point	Site EPU Project Engineering Manager Reports to the Director for Operations Engineering & Regulatory Interface and is accountable to Site Project Manager. Responsible for the overall technical adequacy of the project at the assigned site and shall ensure all engineering is performed in compliance with plant design and licensing basis documents, applicable regulatory requirements, codes and standards, applicable state and local codes and Quality Instructions (QIs). Responsible to assign a Project Engineer to support each Project Manager and be part of the make-up of the "Project Team" Satisfy the requirements of section 3.5 of NAP-401.	2,448.78	(2,448.78)		4,489.44	7,348.34				
	Kathleen Rydman	Design Basis Supervisor	St. Lucie	Reports to the Site Project Engineering Manager. Responsible for coordination of licensing and regulatory activities associated with power uprate License Amendment Request (LAR) submittal to the NRC. Responsible for the timely and accurate response to Request for Additional Information (RAI) from the NRC in association LAR(s) for the EPU power uprates. Responsible for identification, coordination and tracking of other state or federal regulatory permitting activities associated with the power uprate.	4,161.88			5,978.67	8,533.03	*	*		
	Michael Tammaro	Sr. Attorney - Environmental	Juno Beach	Provides legal counsel and guidance on environmental licensing and permitting requirements; reviews documents in support of the EPU Projects at St. Lucie and Turkey Point for environmental licensing and permitting.									
	Anne Smolinska	Engineer - Fuels	Juno Beach	Project Engineer Reports to the Site Project Engineering Supervisor (for the applicable discipline) and is accountable to the Project Manager. Responsible for the overall technical adequacy of the assigned tasks (designs) and ensures all engineering is performed in compliance with regulatory requirements, applicable state and local codes, and/or Quality Instructions (QIs). Single Point of Contact for all technical issues regarding the assigned project task. Interfaces with vendors and responsible Engineering Manager on technical matters. Responsible for understanding the modification scope. Tracks and ensures the design package development progresses as scheduled. Responsible for leading the 30%, 60%, Design Review Boards, PDRC or ORG (or equivalent) as the Subject Matter expert. Reviews and collects all stakeholder review comments and coordinates resolutions. Acts as the Single Point of Contact for all design related questions, issues, resolutions and vendor interface. Interfaces with the Project Managers for procurement related issues and resolution of associated technical issues.									

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R2

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CONFIDENTIAL

Employee #	Employee Name	Job Title	Location	EPU Project Duties and Responsibilities	Re-Analysis						Re-Analysis		
					Jan-Mar 08	Jan-Mar 08	Mar-08	Apr-08	May-08	Jun-08	Apr-08	May-08	
	William Labba	Project Implementing Director	Jupiter West	<p>Project Director Reports to the VP, Nuclear Power Uprate</p> <p>Provides the overall leadership for the project and is responsible for the overall execution of the project. Responsibilities include the implementation of all modifications with EPU budget and schedule, and in accordance with the project plan.</p> <p>Is responsible for developing the processes and administrative controls necessary to identify, plan, track and complete the activities and actions necessary to execute the project.</p> <p>Is responsible to ensure qualified human resources and tools required to execute the project are provided and maintained.</p>									
	Edward Hernandez	Principal Engineer - Fuels	GSO/HO1	<p>Project Engineer Reports to the Site Project Engineering Supervisor (for the applicable discipline) and is accountable to the Project Manager.</p> <p>Responsible for the overall technical adequacy of the assigned tasks (designs) and ensures all engineering is performed in compliance with regulatory requirements, applicable state and local codes, and/or Quality Instructions (QIs).</p> <p>Single Point of Contact for all technical issues regarding the assigned project/task.</p> <p>Interfaces with vendors and responsible Engineering Manager on technical matters.</p> <p>Responsible for understanding the modification scope.</p> <p>Tracks and ensures the design package development progresses as scheduled.</p> <p>Responsible for leading the 30%, 60%, Design Review Boards, PCRD or ORG (or equivalent) as the Subject Matter expert.</p> <p>Reviews and collects all stakeholder review comments and coordinates resolutions.</p> <p>Acts as the Single Point of Contact for all design related questions, issues, resolutions and vendor interface.</p> <p>Interfaces with the Project Managers for procurement related issues and resolution of associated technical issues.</p>	10,119.16		3,703.00		2,221.60	*			
	George Gram	Special Projects Director	Jupiter West	<p>Director for Uprates, Special Projects</p> <p>Reports to the VP, Nuclear Power Uprate and is accountable to the Project Director.</p> <p>Responsible for EPU related special projects as assigned.</p>									
	Tom Abballeo	T&D State Interface Staff Engineer	Jupiter West	<p>Senior Staff Engineer working on the licensing and permitting for the EPU Project. Site Certification Applications (SCA) for St. Lucie and Turkey Point Plants.</p>									
	Joseph Ladouce	Mechanical Supervisor	Turkey Point	<p>Project Engineering Supervisor Reports to the Site Project Engineering Manager.</p> <p>Responsible for the overall technical adequacy of his/her engineering discipline and shall ensure all engineering is performed in compliance with plant design and licensing basis documents, applicable regulatory requirements, codes and standards, applicable state and local codes and Quality Instructions (QIs).</p> <p>Supervises and coordinates the activities of assigned Project Engineers.</p>	33,885.80		6,025.92	11,414.80	962.60	*			
	Ben Bufard	Scheduler Lead	Jupiter West	<p>Lead Scheduler for the St. Lucie and Turkey Point EPU Projects. Provides overall direction for the scheduling of engineering and modification packages for the EPU Projects.</p>				1,115.88		*			

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CONFIDENTIAL

Employee #	Employee Name	Job Title	Location	EPU Project Duties and Responsibilities	Re-Analysis						Re-Analysis		
					Jan-Mar 08	Jan-Mar 08	Mar-08	Apr-08	May-08	Jun-08	Apr-08	May-08	
	Jack Hoffman	Project Engineering Manager	SL Lucie	Site EPU Project Engineering Manager Reports to the Director for Upstream Engineering & Regulatory Interface and is accountable to Site Project Manager. Responsible for the overall technical adequacy of the project at the assigned site and shall ensure all engineering is performed in compliance with plant design and licensing basis documents, applicable regulatory requirements, codes and standards, applicable state and local codes and Quality Instructions (QIs). Responsible to assign a Project Engineer to support each Project Manager and be part of the make-up of the "Project Team" Satisfy the requirements of section 3.5 of NAC 401.									
	Modesto Jimenez	Principal Engineer - Fuels	Juno Beach	Project Engineer Reports to the Site Project Engineering Supervisor (for the applicable discipline) and is accountable to the Project Manager. Responsible for the overall technical adequacy of the assigned tasks (designs) and ensures all engineering is performed in compliance with regulatory requirements, applicable state and local codes, and/or Quality Instructions (QIs). Single Point of Contact for all technical issues regarding the assigned project/task. Interfaces with vendors and responsible Engineering Manager on technical matters. Responsible for understanding the modification scope. Tracks and ensures the design package development progresses as scheduled. Responsible for leading the 30%, 60%, Design Review Boards, PORC or ORG (or equivalent) as the Subject Matter expert. Reviews and collects all stakeholder review comments and coordinates resolutions. Acts as the Single Point of Contact for all design related questions, issues, resolutions and vendor interface. Interfaces with the Project Managers for procurement related issues and resolution of associated technical issues.	3,417.42	(3,417.42)		1,407.17	1,407.17				
	B H Cornell	Engineering Supervisor	SL Lucie	Project Engineering Supervisor Reports to the Site Project Engineering Manager. Responsible for the overall technical adequacy of his/her engineering discipline and shall ensure all engineering is performed in compliance with plant design and licensing basis documents, applicable regulatory requirements, codes and standards, applicable state and local codes and Quality Instructions (QIs). Supervises and coordinates the activities of assigned Project Engineers.		2,842.90		4,561.54	2,448.12	*	*		
	Timothy Johnson	Mechanical Engineer	Turkey Point	Project Engineer Reports to the Site Project Engineering Supervisor (for the applicable discipline) and is accountable to the Project Manager. Responsible for the overall technical adequacy of the assigned tasks (designs) and ensures all engineering is performed in compliance with regulatory requirements, applicable state and local codes, and/or Quality Instructions (QIs). Single Point of Contact for all technical issues regarding the assigned project/task. Interfaces with vendors and responsible Engineering Manager on technical matters. Responsible for understanding the modification scope. Tracks and ensure the design package development progresses as scheduled. Responsible for leading the 30%, 60%, Design Review Boards, PORC or ORG (or equivalent) as the Subject Matter expert. Reviews and collects all stakeholder review comments and coordinates resolutions. Acts as the Single Point of Contact for all design related questions, issues, resolutions and vendor interface. Interfaces with the Project Managers for procurement related issues and resolution of associated technical issues.					5,880.00		*		
	Stacy Foster	Principal Environmental Specialist	Juno Beach	Provides environmental documents in support of the EPU Projects at SL Lucie and Turkey Point for environmental licensing and permitting.	5,880.56	(208.42)		3,010.58	1,553.81	2,178.22	*		
					95,371.83	(4,249.65)	11,747.44	26,234.84	40,706.13	26,545.39			

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(4)

CONFIDENTIAL

Exhibit C
Company: Florida Power and Light Company
Title: List of Confidential Workpapers, Work Paper 43-3/2, Audit #08-248-4-2
Docket No. 110009-EI

Document	Description	No. of Pages	Conf. Y/N	Line No./Col. No.	Florida Statute 366.093 (3) Subsection	Affiant
1	WP 43-3/2, Employee & Responsibilities Matrix	4	Y	Pages 1-4 Column 1	(f)	Bruce Beisler

EXHIBIT D

DOCUMENT NUMBER-DATE
03695 MAY 26 =
FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Nuclear Power Plant Cost)
Recovery Clause)

DOCKET NO. 110009-EI

STATE OF FLORIDA)
)
PALM BEACH COUNTY)

AFFIDAVIT OF BRUCE BEISLER

BEFORE ME, the undersigned authority, personally appeared Bruce Beisler who, being first duly sworn deposes and says:

1. My name is Bruce Beisler. I am currently employed by Florida Power & Light Company ("FPL") as Project Manager, Nuclear. I have personal knowledge of the matters stated in this affidavit.

2. I have reviewed Exhibit C and the document that is included with FPL's Request for Confidential Classification of Work Paper 43-3/2 from Audit #08-248-4-2. The document that I have reviewed contains employee personnel information unrelated to compensation, duties, qualifications, or responsibilities. Specifically, it contains social security information. To the best of my knowledge, FPL has maintained the confidentiality of this document.

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, they 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.



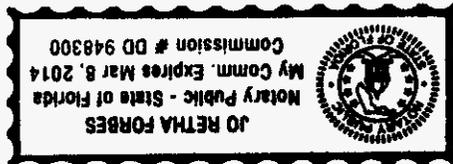
Bruce Beisler

SWORN TO AND SUBSCRIBED before me this 24th day of May 2011, by Bruce Beisler, 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:



DOCUMENT NUMBER-DATE

03695 MAY 26 =

FPSC-COMMISSION CLERK