



Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850

-M-E-M-O-R-A-N-D-U-M-

DATE: 1/18/12
 TO: Division of Regulatory Analysis, Office of Primary Responsibility
 FROM: Office of Commission Clerk
 RE: CONFIDENTIALITY OF CERTAIN INFORMATION

Docket No(s): 110309-EI Document No(s): 00308-12

Description: FPL (Moncada) - (CONFIDENTIAL) Information provided in response to staff's 1st request for PODs (Nos. 2 and 5) [x-ref. DN 00125-12]

Source: Florida Power & Light Company

RECEIVED-FPSC
 12 JAN 19 AM 9:15
 COMMISSION CLERK

The above-referenced confidential material was filed along with a request for confidential classification. Please check all applicable information and forward a copy to the attorney assigned to the docket, along with a brief memorandum supporting your recommendation. Copies of your recommendation should also be filed with the Office of Commission Clerk and the Office of General Counsel.

- The document(s) is (are), in fact, what the utility asserts it (them) to be.
- The utility has provided enough details to perform a reasoned analysis of its request.
- The material has been received incident to an inquiry.
- The material is confidential business information because it includes:
 - (a) Trade secrets;
 - (b) Internal auditing controls and reports of internal auditors;
 - (c) Security measures, systems, or procedures;
 - (d) Information concerning bids or other contractual data, the disclosure of which would impair the efforts of the public utility or its affiliates to contract for goods or services on favorable terms;
 - (e) Information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of information;
 - (f) Employee personnel information unrelated to compensation, duties, qualifications, or responsibilities;
- The material appears to be confidential in nature and harm to the company or its ratepayers will result from public disclosure.
- The material appears not to be confidential in nature.
- The material is a periodic or recurring filing and each filing contains confidential information.

This response was prepared by Arlisha Roberts on 1/18/12. I have provided one copy of the full recommendation to the Office of General Counsel and two copies to the Office of Commission Clerk for the docket file and processing of the confidential material.

DOCUMENT NUMBER-DATE

00352 JAN 19 12

FPSC-COMMISSION CLERK

State of Florida



Public Service Commission

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TALLAHASSEE, FLORIDA 32399-0850

-M-E-M-O-R-A-N-D-U-M-

DATE: January 18, 2012
TO: Charles Murphy, Senior Attorney, Office of the General Counsel
FROM: Arlisha Roberts, Regulatory Analyst, Division of Economic Regulation *al*
RE: Docket No. 110309-EI; Florida Power & Light Company petition to determine need for modernization of Port Everglades Plant
Request for Confidential Classification for Docket No. 00308-12.

On January 17, 2012, pursuant to Section 366.093, Florida Statutes (F.S.), and Rule 25-22.006, Florida Administrative Code (F.A.C.), Florida Power & Light (FPL) filed a request for confidential classification for certain material contained in Document No. 00308-12. The document is FPL's Witness Rosemary Morley response to Staff's First Request for Production on Documents Request Nos. 2 and 5.

FPL asserts that this document includes information that is proprietary confidential business information and has been treated by FPL as private, and its confidentiality has been maintained. According to FPL, the information provided contains information related to forecast data provided pursuant to FPL's contract with a third party vendor, Global Insight (USA), Inc. (Global Insight) that expressly prohibits FPL from disclosing the subject data. FPL asserts that disclosure of this information would impair FPL's efforts to contract for these goods or services on favorable terms in the futures. The documents and materials also contain or constitute Global Insight proprietary forecast information, which would impair its competitive business.

Staff has reviewed the document and concurs with FPL that the nature of the information meets the requirements set forth in Section 366.093(3)(e), F.S., for classification as proprietary confidential business information. Therefore, staff recommends that FCG's request for confidential classification of Docket No. 00308-12 be approved.

cc: Office of Commission Clerk

DOCUMENT NUMBER-DATE

00352 JAN 19 2012

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