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July 13, 2012

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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

Re: Docket No. 120001-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 Hedging Information. The original includes Revised Exhibit D. The seven (7) copies do not include the exhibits. A compact disc with FPL's Request in Word format is also included.

Please contact me if you have any questions regarding this filing.

Sincerely,

Maria J. Moncada

- COM
- AFD** 2703
- APA
- ECO
- ENG
- GCL
- IDM
- TEL
- CLK

Enclosures
cc: Parties of record (w/out exhibits)

Florida Power & Light Company
700 Universe Boulevard, Juno Beach, FL 33408

DOCUMENT NUMBER - DATE
04669 JUL 13 2012
FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Fuel and purchase power cost recovery
clause with generating performance incentive
factor

Docket No: 120001-EI
Date: July 13, 2012

**FLORIDA POWER AND LIGHT COMPANY'S
FIRST REQUEST FOR EXTENSION OF CONFIDENTIAL
CLASSIFICATION OF FUEL HEDGING INFORMATION**

Pursuant to Section 366.093, Florida Statutes (2011) ("Section 366.093"), and Rule 25-22.006, Florida Administrative Code, Florida Power & Light Company ("FPL") hereby submits its First Request for Extension of Confidential Classification of certain material provided to the Florida Public Service Commission ("Commission") in connection with information on fuel hedging activities and market comparisons that is contained in Exhibit GJY-1 to the prepared testimony of Gerard J. Yupp ("Confidential Information"). In support of this request, FPL states as follows:

1. On April 1, 2010 FPL filed a Request for Confidential Classification of the Confidential Information, which included Exhibits A, B, C, and D ("April 1, 2010 Request"). By Order No. PSC-11-0072-CFO-EI, dated January 25, 2011 ("Order 0072"), the Commission granted FPL's April 1, 2010 Request. FPL adopts and incorporates by reference the April 1, 2010 Request and Order 0072.

2. The period of confidential treatment granted by Order 0072 will soon expire. The Confidential Information that was the subject of FPL's April 1, 2010 Request and Order 0072 warrants continued treatment as proprietary and confidential business information within the meaning of Section 366.093(3). Accordingly, FPL hereby submits its First Request for Extension of Confidential Classification.

3. Included herewith and made a part hereof, is Revised Exhibit D. Revised Exhibit D contains that affidavit of Gerard J. Yupp in support of this request.

4. FPL submits that the information contained in Exhibit A and referenced in Exhibits B, C, and Revised Exhibit D continues to be proprietary confidential business information within the meaning of s. 366.093(3), F.S. 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, 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 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.

5. As the affidavit included in Revised Exhibit D indicates, the information provided by FPL contains trade secrets, protected under Section 366.093(3)(a), F.S. Specifically, the Fuel Hedging Confidential Information contains information on FPL's Fuel Hedging program which allows FPL to purchase and sell fuel and electric power on favorable terms for FPL and its customers. The disclosure of that trade-secret information would provide other participants in the fuel and electric power markets insight into FPL's marketing and trading practices that would allow them to anticipate FPL's marketing and trading decisions and/or impair FPL's ability to negotiate, to the detriment of FPL and its customers. In addition, the public disclosure of this information would impair the competitive business of FPL, protected under Section 366.093(3)(e), F.S.

6. Nothing has changed since the Commission entered Order 0072 to render the Confidential Information stale or public, such that continued confidential treatment would not be appropriate.

7. 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. (2011).

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

Respectfully submitted,

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By:



Mara J. Moncada
Florida Bar No. 0773301

CERTIFICATE OF SERVICE
Docket No. 120001-EI

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by hand delivery (*) or the United States Mail this 13th day of July, 2012 to the following:

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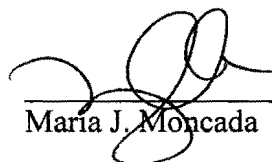
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Maria J. Moncada

REVISED EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Fuel and Purchase Power Cost Recovery Clause
with Generating Performance Incentive Factor

Docket No. 120001-EI
Dated: July 13, 2012

STATE OF FLORIDA)
)
PALM BEACH COUNTY)

AFFIDAVIT OF GERARD J. YUPP

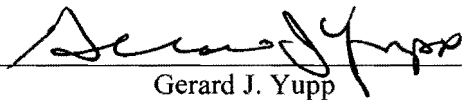
BEFORE ME, the undersigned authority, personally appeared Gerard J. Yupp who, being first duly sworn deposes and says:

1. My name is Gerard J. Yupp. I am currently employed by Florida Power & Light Company ("FPL") as Senior Director of Wholesale Operations in the Energy Marketing and Trading Division. I have personal knowledge of the matters stated in this affidavit.


2. I have reviewed the documents and information which are included in Exhibits A and C to FPL's April 1, 2010 Request for Confidential Classification of Fuel Hedging Information, which is adopted by reference in FPL's First Request for Extension of Confidential Classification of Fuel Hedging Information. The documents or materials that I have reviewed, and which are asserted by FPL to be proprietary confidential business information, contain or constitute data pertinent to FPL's procurement activities and hedging program, including realized values for FPL's hedge positions and the resulting impact on the cost of natural gas and fuel oil. The documents contain or constitute trade secrets of FPL, which allow FPL to hedge its fuel purchases on favorable terms for FPL and its customers. The disclosure of this trade secret information would provide other market participants insight into FPL's marketing and trading practices, as well as internal policy and procedure that would allow them to anticipate FPL's marketing and trading decision, and/or impair FPL's ability to negotiate, to the detriment of FPL and its customers. 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-11-0072-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.


Gerard J. Yupp

SWORN TO AND SUBSCRIBED before me this 11th day of July, 2012, by Gerard J. Yupp, 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:

