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April 18, 2013

VIA HAND DELIVERY

Ms. Ann Cole, Director
 Division of the Commission Clerk and Administrative Services
 Florida Public Service Commission
 2540 Shumard Oak Blvd.
 Tallahassee, FL 32399-0850

RECEIVED-FPSC
 13 APR 19 AM 11:31
 COMMISSION
 CLERK

Re: Docket No. 110273-EI

claim of confidentiality
 notice of intent
 request for confidentiality
 filed by OPC

For DN 02066-13 which
 is in locked storage. You must be
 authorized to view this DN.-CLK

Dear Ms. Cole:

I enclose for filing in the above docket an original and seven (7) copies of Florida Power & Light Company's ("FPL's") Request for Confidential Classification of Certain Information Included in FPL's 2012 Consummation Report Exhibit 1(j). The original includes Exhibits A, B (two copies), C and D. The seven copies do not include copies of the Exhibits.

Exhibit A consists of the confidential documents, and all the 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 is a justification table in support of FPL's 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, in Microsoft Word format.

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

Sincerely,

Maria J. Moncada

COM _____
 AFD 5 Enclosure

APA _____ cc: Counsel for Parties of Record (w/encl.)
 ECO _____
 ENG _____
 GCL 1
 IDM _____
 TEL _____
 CLK 1

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for authority to issue and sell securities during calendar year 2012 pursuant to Section 366.04, F.S., and Chapter 25-8, F.A.C., by Florida Power & Light Company.

Docket No. 110273-EI

Dated: April 19, 2013

**FLORIDA POWER & LIGHT COMPANY'S
REQUEST FOR CONFIDENTIAL CLASSIFICATION OF CERTAIN
INFORMATION INCLUDED IN 2012 CONSUMMATION REPORT EXHIBIT 1(J)**

Florida Power & Light Company ("FPL") and, pursuant to Rule 25-22.006, Florida Administrative Code, and Section 366.093, Florida Statutes, hereby requests confidential classification of certain portions of Exhibit 1(j) to its 2012 Consummation Report. In support of its request, FPL states:

1. On March 29, 2013, FPL filed its Consummation Report in connection with its application for authority to issue and sell securities during 2012. Multiple exhibits are appended to the Consummation Report. Portions of Exhibit 1(j) to the Consummation Report, which consists of a term loan agreement between FPL and a commercial bank dated as of December 21, 2012, contain confidential information.

2. On March 29, 2013, FPL filed a Notice of Intent to Request Confidential Classification regarding Portions of Exhibit 1(j) to the Consummation Report. Pursuant to Rule 25-22.006(3)(a), Florida Administrative Code, FPL has 21 days from the date of the Notice of Intent to file a formal request for confidential classification. Accordingly, FPL files this Request for Confidential Classification to maintain continued confidential handling of the information contained in Exhibit 1(j) to the Consummation Report.

3. The following exhibits are included herewith and made a part hereof:

DOCUMENT NUMBER-DATE

02065 APR 19 2013

FPSC-COMMISSION CLERK

- a. Exhibit A consists of the documents for which FPL seeks confidential treatment. All information in Exhibit A that FPL asserts is entitled to confidential treatment has been highlighted.
- b. Exhibit B consists of edited versions of the documents for which FPL seeks confidential treatment. All information for which FPL requests confidential treatment has been redacted in Exhibit B.
- c. Exhibit C consists of a table containing a line-by-line and page-by-page identification of the information for which confidential treatment is sought and, with regard to each document or portion thereof, references to the specific statutory bases for confidentiality and to the affidavit in support of the requested classification.
- d. Exhibit D consists of the affidavit of Nick Vlisides in support of this request.

4. The information identified in Exhibit C is proprietary confidential business information within the meaning of section 366.093(3), Florida Statutes. To the best of FPL's knowledge, the highlighted information has not been publicly disclosed. Pursuant to Section 366.093, Florida Statutes, such information is entitled to confidential treatment and is exempt from the disclosure provisions of the public records law. Thus, once the Commission determines that the highlighted information 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 Exhibit D indicate, the information in Exhibit 1(j) that FPL asserts is proprietary and confidential business information includes negotiated financial and commercial terms regarding a loan agreement. If publicly disclosed, this information would harm the competitive interests of the provider of the information. Public disclosure of this

information would impair the efforts of FPL to contract for similar goods and services on favorable terms and would therefore place FPL at a competitive disadvantage. This information is protected under Section 366.093(3)(e).

6. Upon a finding by the Commission that the material in Exhibit A for which FPL seeks confidential treatment is proprietary confidential business information within the meaning of section 366.093(3), Florida Statutes, such materials 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 the identified portions of Exhibit 1(j) to FPL's 2012 Consummation Report.

Respectfully submitted,
Kenneth Rubin, Senior Attorney
Maria J. Moncada, Principal Attorney
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, FL 33408
Telephone: (561) 304-5795
Facsimile: (561) 691-7135

By: _____


Maria J. Moncada
Florida Bar No. 0773301

CERTIFICATE OF SERVICE
Docket No. 110273-EI

I **HEREBY CERTIFY** that a true and correct copy of the foregoing Request for Confidential Classification Of Certain Information Included In FPL's 2012 Consummation Report Exhibit 1(J) has been furnished by hand delivery(**) or United States mail this 19th day of April, 2013 to the following:

Martha F. Barrera, Esq.
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Blvd
Tallahassee, Florida 32399-0850
mbarrera@psc.state.fl.us

By: _____


Maria Moncada
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