

# **EXHIBIT D**

# **AFFIDAVITS**

**EXHIBIT D**

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

IN RE: Environmental Cost Recovery Clause

Docket No. 130007-EI

Filed: June 24, 2013

STATE OF FLORIDA       )  
  )  
PALM BEACH COUNTY    )

**AFFIDAVIT OF ROXANE R. KENNEDY**

**BEFORE ME**, the undersigned authority, personally appeared Roxane R. Kennedy who, being first duly sworn, deposes and says:

1. My name is Roxane R. Kennedy. I am currently employed by Florida Power & Light Company ("FPL") as VP of Power Generation Operations, FPL Operations. I have personal knowledge of the matters stated in this affidavit.

2. I have reviewed Exhibit C, and the documents that are included in Exhibit A to FPL's Request for Confidential Classification of Information Obtained in Connection with Audit No. 13-015-4-1. The documents or materials that I have reviewed, and which are asserted by FPL to be proprietary confidential business information contain or constitute information concerning bids or other contractual data, the disclosure of which would impair FPL's efforts to contract for goods or services on favorable terms in the future. Additionally, the documents contain information relating to competitive interests, the disclosure of which would impair FPL's competitive business. Specifically, the information provided by FPL contains pricing information for the solar equipment at the Martin Plant, which if disclosed, would impair FPL's ability to contract for certain goods and services on favorable terms in the future, to the detriment of FPL and its customers. To the best of my knowledge, FPL has maintained the confidentiality of these documents and materials.

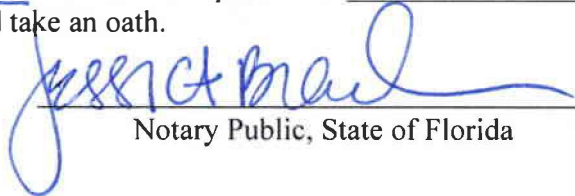
3. Consistent with the provisions of the Florida Administrative Code, such materials should remain confidential for a period of not less than 18 months. In addition, they should be returned to FPL as soon as the information is no longer necessary for the Commission to conduct its business so that FPL can continue to maintain the confidentiality of these documents.

4. Affiant says nothing further.



Roxane R. Kennedy

**SWORN TO AND SUBSCRIBED** before me this 18<sup>th</sup> day of June 2013, by Roxane R. Kennedy, 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:



JESSICA BRADEN  
NOTARY PUBLIC  
STATE OF FLORIDA  
Comm# DD968567  
Expires 3/7/2014

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STATE OF FLORIDA     )  
  )  
DUVAL COUNTY         )

**AFFIDAVIT OF SCOTT E. BROWN**

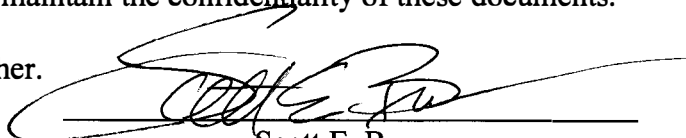
**BEFORE ME**, the undersigned authority, personally appeared Scott E. Brown who, being first duly sworn, deposes and says:

1. My name is Scott E. Brown. I am currently employed by Florida Power & Light Company ("FPL") as Plant Manager, Scherer and St. Johns River Power Park in the Power Generation Division. My business address is 11201 New Berlin Road, Jacksonville, Florida 32226. I have personal knowledge of the matters stated in this affidavit.

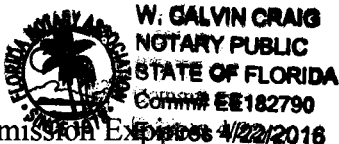
2. With respect to Exhibit C, I have reviewed the documents which are included in Exhibit A to FPL's Request for Confidential Classification of Information Obtained in Connection with Audit No. 13-015-4-1. The contractual documents and invoice materials that I have reviewed and which are asserted by FPL to be proprietary confidential business information contain or constitute information related to competitive interests of FPL and Georgia Power, the disclosure of which would impair FPL's and Georgia Power's competitive business and its ability to contract for goods and services on favorable terms for the benefit of its customers. Specifically, this information relates to environmental projects of Scherer Unit 4 (jointly owned by FPL and Georgia Power), which are designed to reduce sulfur dioxide, mercury and nitrogen oxide implemented in compliance with Georgia's Multi-pollutant Rule. Disclosure of this information would also place FPL and Georgia Power at a disadvantage when coupled with other information that is publicly available.

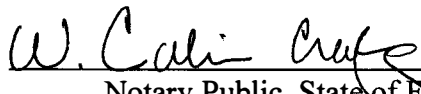
3. Consistent with the provisions of the Florida Administrative Code, such materials should remain confidential for a period of not less than 18 months. In addition, they should be returned to FPL as soon as the information is no longer necessary for the Commission to conduct its business so that FPL can continue to maintain the confidentiality of these documents.

4. Affiant says nothing further.

  
\_\_\_\_\_  
Scott E. Brown

**SWORN TO AND SUBSCRIBED** before me this 17<sup>th</sup> day of June 2013, by Scott E. Brown, who is personally known to me or who has produced FIDLEXP.5-29-20 (type of identification) as identification and who did take an oath.



  
\_\_\_\_\_  
Notary Public, State of Florida

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STATE OF FLORIDA     )  
  )  
PALM BEACH COUNTY    )

**AFFIDAVIT OF NELDA JACQUES**

**BEFORE ME**, the undersigned authority, personally appeared Nelda Jacques who, being first duly sworn, deposes and says:

1. My name is Nelda Jacques. I am currently employed by Florida Power & Light Company ("FPL") as a Manager, Construction in the Engineering and Construction Department. My business address is 700 Universe Boulevard, Juno Beach, Florida 33408. I have personal knowledge of the matters stated in this affidavit.

2. I have reviewed Exhibit C, and the documents that are included in Exhibit A to FPL's Request for Confidential Classification of Information Obtained in Connection with Audit No. 13-015-4-1. The documents or materials that I have reviewed, and which are asserted by FPL to be proprietary confidential business information contain or constitute information relating to competitive interests and contractual data, the disclosure of which would impair FPL's competitive business. The information relates to compensation and other amounts paid for work performed at the Manatee Plant. Public disclosure of compensation information would enable competing employers to meet or beat the compensation offered by FPL, resulting in the loss of talented employees, or conversely, the need to increase the level of compensation already paid in order to retain these employees and attract new talent. This information, if made public, would impair FPL's efforts to obtain commercially favorable pricing and terms for similar goods or services in the future.

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.

*Nelda Jacques*  
\_\_\_\_\_  
Nelda Jacques

**SWORN TO AND SUBSCRIBED** before me this 17<sup>th</sup> day of June 2013, by Nelda Jacques, who is personally known to me or who has produced DC (type of identification) as identification and who did take an oath.

My Commission Expires:

*Jacqueline S. Bussey*  
\_\_\_\_\_  
Notary Public, State of Florida

