

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Florida Power & Light Company's  
Petition for Prudence Determination Regarding  
New Pipeline System

Docket No. 13-0198-ET  
Filed: July 26, 2013

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**FLORIDA POWER & LIGHT COMPANY'S  
REQUEST FOR CONFIDENTIAL CLASSIFICATION**

Florida Power & Light Company ("FPL"), pursuant to Section 366.093, Florida Statutes (F.S.), and Rule 25-22.006, Florida Administrative Code (F.A.C.), submits this Request for Confidential Classification of certain information provided in exhibits to the pre-filed direct testimony of FPL witnesses Heather Stubblefield (HCS-2 and HCS-3), Rosemary Morley (RM-2 and RM-3) and Tim Sexton (TCS-9) in this proceeding. In support of this Request, FPL states:

1. Contemporaneously with this Request, FPL is filing a Petition for Prudence Determination Regarding New Pipeline System, along with the pre-filed testimony and exhibits of several witnesses. As explained below, certain exhibits to the testimony of FPL witnesses Stubblefield, Morley and Sexton include information that constitutes proprietary business information under Section 366.093(3), F.S.

2. The following exhibits are included with this request:

(a) Exhibit A is an unredacted copy of the documents for which FPL seeks confidential treatment. Exhibit A is being submitted separately in a sealed envelope labeled "CONFIDENTIAL." In the unredacted version, the information asserted to be confidential is highlighted in yellow;

(b) Exhibit B contains two copies of a redacted version of the documents for which FPL requests confidential classification. The specific information for which confidential

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treatment is requested has been redacted. For the pages that are confidential in their entirety, FPL has included only identifying cover pages in Exhibit B;

(c) Exhibit C is a table that identifies the information for which FPL seeks confidential classification and the specific statutory bases for seeking confidential treatment; and

(d) Exhibit D consists of the affidavits of Heather C. Stubblefield and Rosemary Morley.

3. Some of the documents for which FPL seeks confidential classification include information submitted on a confidential basis by respondents to FPL's Request for Proposals ("RFP") for natural gas transportation alternatives, as well as the proprietary terms of the resulting precedent agreements between FPL and two gas transportation companies. Specifically, Exhibit HCS-2 to the testimony of FPL witness Stubblefield includes information related to natural gas transportation rates and other terms included in the agreement between Sabal Trail Transmission, LLC and Florida Power & Light Company. Exhibit HCS-3 to Ms. Stubblefield's testimony includes information related to natural gas transportation rates and other terms included in the agreement between Florida Southeast Connection, LLC and Florida Power & Light Company. Exhibit TCS-9 to Mr. Sexton's testimony contains information concerning proposals received in response to the RFP, including information related to costs, proposed transportation rates and other terms.

4. The information described in paragraph 3 qualifies for confidential classification under Section 366.093(3), Florida Statutes. The purpose of FPL's solicitation was to obtain potentially favorable contract terms for natural gas transportation alternatives. Without assurances that the terms of their proposals would not be publicly disclosed, respondents would run the risk that sensitive business information in their proposals would be made available to the

public, including potential competitors. As a result, respondents might withhold sensitive information necessary for FPL to understand and evaluate the costs and benefits of their proposals. Further, without assurances of non-disclosure, potential respondents might choose not to participate in the solicitation. In either case, FPL's efforts to contract for goods and services on favorable terms would be impaired. Furthermore, disclosure of sensitive information provided in response to FPL's solicitation would impair the competitive interests of the provider of the information. Accordingly, the information is entitled to confidential classification pursuant to Section 366.093(3)(d) and (e), Florida Statutes. *See* Order No. PSC-09-0338-CFO-EI issued in Docket No. 090172-EI on May 18, 2009 (granting confidential classification of the identities of bidders who responded to request for proposals for natural gas transportation services).

5. In addition, the confidential information contained in Exhibits RM-2 and RM-3 to FPL witness Morley's testimony relates to proprietary forecast data provided pursuant to FPL's contract with a third party vendor that expressly prohibits FPL from disclosing the subject data. Thus, disclosure of this information would impair FPL's efforts to contract for these goods and services on favorable terms in the future. In addition, disclosure would harm the vendor's competitive interests. Such information also is protected by Sections 366.093(3)(d) and (e).

6. The information for which FPL seeks confidential treatment is intended to be and is treated as confidential by FPL. The information has not been disclosed to the public.

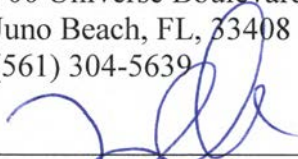
7. FPL requests that the information identified above be classified as "proprietary confidential business information" within the meaning of section 366.093(3), F.S., that the information remain confidential for a period of at least 18 months as provided in section

366.093(4), F.S., and that the information be returned as soon as it is no longer necessary for the Commission to conduct its business.

WHEREFORE, for the foregoing reasons, Florida Power & Light Company respectfully requests that this Request for Confidential Classification be granted.

Respectfully submitted this 26th of July, 2013.

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