

**Marguerite McLean**

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**Subject:** Electronic Filing - Docket #130001-EI / FPL's First Request for Extension of Confidential Classification  
**Attachments:** November-October and October-September 2011.pdf

**Electronic Filing**

**a.** Person responsible for this electronic filing:

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**b.** Docket No. 130001-EI

In Re: Fuel and purchase power cost recovery clause with generating performance incentive factor

**c.** The document is being filed on behalf of Florida Power & Light Company.

**d.** There are a total of 5 pages.

**e.** The document attached for electronic filing is Florida Power & Light Company's First Request for Extension of Confidential Classification of Certain Information Contained in Forms 423-1(a), 423-2, 423-2(a) and 423-2(b) for October/September 2011 and November/October 2011.

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**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

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

Docket No: 130001-EI  
Date: August 21, 2013

**FLORIDA POWER AND LIGHT COMPANY'S FIRST REQUEST FOR EXTENSION  
OF CONFIDENTIAL CLASSIFICATION OF CERTAIN INFORMATION  
CONTAINED IN FORMS 423-1(a), 423-2, 423-2(a) and 423-2(b)  
FOR OCTOBER/SEPTEMBER 2011 AND NOVEMBER/OCTOBER 2011**

Pursuant to Section 366.093, Florida Statutes, 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 its Forms 423-1(a), 423-2, 423-2(a) and 423-2(b) for October/September 2011 and November/October 2011. In support of this First Request for Extension of Confidential Classification, FPL states as follows:

1. On January 13, 2012 FPL filed a Request for Confidential Classification of certain materials contained in its Forms 423-1(a), 423-2, 423-2(a) and 423-2(b) for October/September 2011, which included Exhibits A, B and C. ("January 13, 2012 Request").
2. On January 23, 2012 FPL filed a Request for Confidential Classification of certain materials contained in its Forms 423-1(a), 423-2, 423-2(a) and 423-2(b) for November/October 2011, which included Exhibits A, B and C. ("January 23, 2012 Request").
3. By Order No. PSC-12-0113-CFO-EI, dated March 13, 2012 ("Order 0113"), the Commission granted FPL's January 13, 2012 Request and January 23, 2012 Request.
4. FPL adopts and incorporates by reference the January 13, 2012, and January 23, 2012 Requests.
5. The period of confidential treatment granted by Order No. 0113 will soon expire. The Confidential Information that was the subject of FPL's January 13, 2012 and January 23,

2012 Requests warrant continued treatment as proprietary and confidential business information within the meaning of Section 366.093(3), F.S. Accordingly, FPL hereby submits its First Request for Extension of Confidential Classification.

6. FPL submits that the information contained in Exhibit A and referenced in Exhibits B and C continues to be proprietary confidential business information within the meaning of Section 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, F.S., 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.

7. Nothing has changed since the filing of FPL's January 13, 2012 and January 23, 2012 Requests to render the Confidential Information stale or public, such that continued confidential treatment would not be appropriate.

8. 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), F.S.

**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: /s/ John T. Butler  
John T. Butler  
Florida Bar No. 283479

**CERTIFICATE OF SERVICE**

**Docket No. 130001-EI**

**I HEREBY CERTIFY** that a true and correct copy of the foregoing First Request for Extension of Confidential Classification has been furnished by electronic delivery this 21st day of August, 2013 to the following:

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