

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Florida Power & Light Company's  
Request for Confidential Classification of  
Materials Provided Pursuant to Audit No.  
01-073-4-1

Docket No: 011403-EI

Date: December 12, 2013

**FLORIDA POWER & LIGHT COMPANY'S SEVENTH REQUEST  
FOR EXTENSION OF CONFIDENTIAL CLASSIFICATION  
OF MATERIALS PROVIDED PURSUANT TO AUDIT NO. 01-073-4-1**

Pursuant to Section 366.093, Florida Statutes (2013) ("Section 366.093"), and Rule 25-22.006, Florida Administrative Code ("Rule 25-22.006"), Florida Power & Light Company ("FPL") requests confidential classification of certain material provided to the Staff of the Florida Public Service Commission ("Staff") pursuant to Audit Control No. 01-073-4-1 ("the Audit"). In support of this request, FPL states as follows:

1. On October 29, 2001, FPL filed a Request for Confidential Classification of the Confidential Information, which included Exhibits A, B, C, and D ("October 29, 2001 Request"). By PSC-01-2339-CFO-EI, dated December 5, 2001 ("Order 2339"), the Commission granted FPL's October 29, 2001 Request. FPL adopts and incorporates by reference the October 29, 2001 Request and Order 2339.
2. FPL's First Request for Extension of Confidential Classification was granted on August 4, 2003 by Order No. PSC-03-0892-CFO-EI.
3. FPL's Second Request for Extension of Confidential Classification was granted on March 23, 2005 by Order No. PSC-05-0332-CFO-EI.
4. FPL's Third Request for Extension of Confidential Classification was granted on November 28, 2006 by Order No. PSC-06-0980-CFO-EI.
5. FPL's Amended Fourth Request for Extension of Confidential Classification was granted on November 24, 2008 by Order No. PSC-08-0776-CFO-EI.

6. FPL's Fifth Request for Extension of Confidential Classification was granted on November 3, 2010 by Order No. PSC-10-0669-CFO-EI.

7. On April 24, 2012 FPL filed its Sixth Request for Extension of Confidential Classification, which included Revised Exhibit A, Revised Exhibit B, Sixth Revised Exhibit C and Sixth Revised Exhibit D ("April 24, 2012 Request"). By Order No. PSC-12-0313-CFO-EI, dated June 19, 2012 ("Order 0313"), the Commission granted FPL's April 24, 2012 Request. FPL adopts and incorporates by reference the April 24, 2012 Request and Order 0313.

8. The period of confidential treatment granted by Order 0313 will soon expire. The information that was the subject of FPL's April 24, 2012 Request warrants continued treatment as proprietary and confidential business information within the meaning of section 366.093(3), Florida Statutes. Accordingly, FPL hereby submits its Seventh Request for Extension of Confidential Classification.

9. All of the information identified as confidential in the April 24, 2012 Request remains confidential. Accordingly, Exhibits A, B and C will not be reproduced or reattached here.

10. Included herewith and made a part hereof is Seventh Revised Exhibit D which consists of the affidavit of Antonio Maceo.

11. FPL submits that the information identified in Sixth Revised Exhibit C continues to be proprietary confidential business information within the meaning of section 366.093(3), Florida Statutes. 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.

12. As the affidavit provided herewith indicates, the information that FPL asserts is proprietary and confidential business information includes internal auditing controls and reports of internal auditors or information relating to internal auditing reports issued in 2000. This information is protected by Section 366.093(3)(b).

13. FPL requests that this information be accorded continued confidential classification for an additional 18-month period. FPL further requests that the information 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.

**WHEREFORE**, for the above and forgoing reasons, as more fully set forth in the supporting materials and affidavits included herewith and incorporated herein by reference, Florida Power & Light Company respectfully requests that its Seventh Request for Extension of Confidential Classification be granted.

Respectfully submitted,

Maria J. Moncada, Attorney  
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By: /s/ Maria J. Moncada  
Maria J. Moncada  
Fla. Bar No. 0773301

**CERTIFICATE OF SERVICE  
DOCKET NO. 011403-EI**

I HEREBY CERTIFY that a true and correct copy of Florida Power & Light Company's Seventh Request for Extension of Confidential Classification was served via electronic mail this 12th day of December, 2013 to the following:

Rosanne Gervasi  
Samantha Cibula  
Florida Public Service Commission  
Office of the General Counsel  
2540 Shumard Oak Blvd.  
Tallahassee, FL, 32399-0850  
RGervasi@psc.state.fl.us  
SCibula@psc.state.fl.us

By: /s/ Maria J. Moncada  
Maria J. Moncada

**EXHIBIT D**

**AFFIDAVIT**

SEVENTH REVISED EXHIBIT D

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Docket No: 011403-EI

STATE OF FLORIDA )
COUNTY OF MIAMI-DADE )

AFFIDAVIT OF ANTONIO MACEO

BEFORE ME, the undersigned authority, personally appeared Antonio Maceo who, being first duly sworn, deposes and says:

1. My name is Antonio Maceo. I am currently employed by Florida Power & Light Company ("FPL") as Manager, Internal Auditing. I have personal knowledge of the matters stated in this affidavit.

2. I have reviewed the documents in Revised Exhibit A, which is referenced and incorporated in FPL's Seventh Request for Confidential Classification of Information Obtained in Connection with Audit No. 01-073-4-1. Such documents or materials that I have reviewed and which, in whole or in part, are asserted by FPL to be proprietary confidential business information, contain or constitute internal auditing controls and reports of internal auditors or information relating to internal auditing reports issued in 2000. 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-12-0313-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.

[Handwritten signature of Antonio Maceo]

Antonio Maceo

SWORN TO AND SUBSCRIBED before me this 11th day of December, 2013, by Antonio Maceo, who is personally known to me and who did take an oath.

[Handwritten signature of Carolyn J. Smith]

Notary Public, State of Florida

My Commission Expires:

