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March 3, 2014

VIA HAND DELIVERY

Ms. Carlotta S. Stauffer
Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

REDACTED

Re: **Docket No. 140001-EI**

Dear Ms. Stauffer:

Enclosed for filing on behalf of Florida Power & Light Company ("FPL") are an original and seven (7) copies of FPL's Request for Confidential Classification of Short Term Capacity Payments and FPL's asset optimization activities information. The original includes Exhibits A through D. The seven copies do not include copies of the exhibits.

Exhibit A contains the confidential information that is the subject of FPL's Request for Confidential Classification. Exhibit A is submitted for filing separately and marked "**EXHIBIT A**" - **CONFIDENTIAL**. 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 the Affidavit of Gerard J. Yupp. In accordance with Rule 25-22.006(3)(d), FPL requests confidential treatment of the information in EXHIBIT A pending disposition of FPL's request for Confidential Classification.

Also included herewith is a disc containing FPL's Request for Confidential Classification and Exhibit C in MS Word format.

Please contact me should you or your Staff have any questions regarding this filing.

Sincerely,

Maria J. Moncada

Enclosures
cc: parties of record, w/o exhibits

COM	_____	Exh B
AFD	2 + 1CD +	
APA	1	
ECO	1	
ENG	1	
GCL	1	
IDM	1	
TEL	_____	
CLK	_____	

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Fuel and purchased power cost recovery clause
with generating performance incentive factor

Docket No. 140001-EI

Filed: March 3, 2014

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

Pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, Florida Power & Light Company ("FPL"), hereby requests confidential classification of certain information provided in exhibits to the prepared direct testimony of FPL witnesses Terry J. Keith (TJK-2) and Gerard J. Yupp (GJY-1) in this proceeding. In support of this Request, FPL states:

1. On March 3, 2014, FPL filed the testimony of FPL witnesses Terry J. Keith and Gerard J. Yupp. Exhibits TJK-2 and GJY-1 to the prepared testimony contains information of a confidential nature. Pursuant to Rule 25-22.006, F.A.C., FPL files this Request for Confidential Classification.

2. The following exhibits are included with this Request:

- a. Exhibit A consists of a copy of the confidential material on which all of the information that FPL asserts is entitled to confidential treatment has been highlighted.
- b. Exhibit B consists of a copy of the confidential material on which all information that FPL asserts is entitled to confidential treatment has been redacted. A copy of the redacted Exhibits is included in the copy of the prepared testimony of FPL witnesses Terry J. Keith and Gerard J. Yupp.
- c. Exhibit C is a table that identifies by column and line the information for which confidential treatment is sought and references the specific statutory

basis or bases for the claim of confidentiality and the affiant who supports the requested classification.

- d. Exhibit D is the affidavit of Mr. Gerard J. Yupp in support of this Request for Confidential Classification.

3. FPL submits that the highlighted information in Exhibit A is proprietary confidential business information within the meaning of Section 366.093(3), F.S. This information is intended to be and is treated by FPL as private, and its confidentiality has been maintained. Pursuant to Section 366.093, such information is entitled to confidential treatment and is exempt from the disclosure provisions of the public records law. Thus, once the Commission determined 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.

4. As the affidavit included as Exhibit D indicates, the information provided by FPL contains information concerning contractual data, the disclosure of which would impair the efforts of FPL or its affiliates to contract for goods or services on favorable terms. § 366.093(3)(d), F.S. Specifically, the information contains information related to the pricing for short-term capacity purchases, the disclosure of which would impair FPL's ability to contract for capacity on favorable terms. Additionally, this information is related to the competitive interests of FPL and of suppliers from whom FPL purchases capacity, the disclosure of which would impair the competitive businesses of the provider of the information. § 366.093(3)(e), F.S.

5. In addition, the confidential information contains information regarding the financial details related to FPL's asset optimization activities for natural gas and electric

transmission. This information, if disclosed, would impair the efforts of FPL to execute transactions for natural gas commodity sales, natural gas storage, natural gas transportation, and electricity transmission on favorable terms for the benefit of its customers and it would also impair the competitive interests of FPL and its vendors, and would place FPL at a competitive disadvantage when coupled with other information that is publicly available. This information is protected under Sections 366.093(3)(d) and (e), F.S.

6. Upon a finding by the Commission that the information provided in Exhibit A, and referenced in Exhibits B, C, and D is proprietary confidential business information, the information 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* § 399.093(4), F.S.

Respectfully submitted this 3rd day of March, 2014.

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By: _____


Maria J. Moncada
Florida Bar No. 0773301

CERTIFICATE OF SERVICE
Docket No. 140001-EI

I HEREBY CERTIFY that a true and correct copy of the foregoing** has been furnished by hand delivery* or the United States mail on this 3rd day of March, 2014, to the following persons:

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By: 
Maria J. Moncada
Florida Bar No. 0773301

** The exhibits to this Request are not included with the service copies, but copies of Exhibits B, C and D are available upon request.

EXHIBIT A

CONFIDENTIAL

FILED UNDER SEPARATE COVER

EXHIBIT B

REDACTED COPIES

	A	B	C	D	E	F	G	H	I
1	ASSET OPTIMIZATION DETAIL								
2	Actual for the Period of: January 2013 through December 2013								
3									
4	(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
5		Natural Gas	Natural Gas	Natural Gas	Natural Gas	Natural Gas	Natural Gas	Electric Transmission	Total
6		Delivered City-Gate	Production Area	Capacity Release	Option	Storage	AMA	Capacity Release	Asset Optimization
7		Sales	Sales	Firm Transport	Premiums	Optimization	Gains	Firm Transmission	Gains
8	Month	(\$)	(\$)	(\$)	(\$)	(\$)	(\$)	(\$)	(\$)
9									
10	January								252,822
11									
12	February								468,770
13									
14	March								386,343
15									
16	April								1,323,425
17									
18	May								1,260,419
19									
20	June								1,014,037
21									
22	July								1,137,216
23									
24	August								908,988
25									
26	September								1,122,089
27									
28	October								1,016,305
29									
30	November								557,181
31									
32	December								757,524
33									
34	Total	908,857	2,649,611	678,798	3,162,795	158,513	1,569,554	1,076,991	10,205,119

EXHIBIT C

JUSTIFICATION TABLE

EXHIBIT C

COMPANY: Florida Power & Light Company
TITLE: List of Confidential Exhibits
DOCKET TITLE: Levelized Fuel Cost Recovery and Capacity Cost Recovery
DOCKET NO: 140001-EI
DATE: March 3, 2014

Exhibit No.	Description	Pages	Conf Y/N	Column No./Line No.	Florida Statute 366.093 (3) Subsection	Affiant
TJK-2	Schedule A12 - Capacity Costs	2	N Y	Pg. 1 Pg. 2, Cols. B-M, Lines 34- 37, 43 Col. C, Line 40 Col. F, Line 40 Col. K, Line 42	(d), (e)	G. Yupp
GJY-1	Asset Optimization Detail	4	N Y N	Pgs. 1-2 Pg. 3, Cols. B-H, Lines 10, 12, 14, 16, 18, 20, 22, 24, 26, 28, 30, 32 Pg. 4	(e)	G. Yupp

EXHIBIT D

AFFIDAVIT

EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Fuel and Purchase Power Cost Recovery
Clause with Generating Performance Incentive
Factor

Docket No: 140001-EI

Filed: March 3, 2014

STATE OF FLORIDA)
)
PALM BEACH COUNTY)

AFFIDAVIT OF GERARD J. YUPP

BEFORE ME, the undersigned authority, personally appeared Gerard J. Yupp who, being first duly sworn, deposes and says:

1. My name is Gerard J. Yupp. I am currently employed by Florida Power & Light Company ("FPL") as Senior Director of Wholesale Operations in the Energy Marketing and Trading Division. I have personal knowledge of the matters stated in this affidavit.

2. I have reviewed Exhibits A, B and C to FPL's Request for Confidential Classification of Information included in Appendix II to the prefiled testimony of FPL witness Terry J. Keith (Exhibit TJK-2) and Appendix III to the prefiled testimony of FPL witness Gerard J. Yupp (Exhibit GJY-1). The documents and materials in Exhibit A which are asserted by FPL to be proprietary confidential business information contain or constitute contractual data, the disclosure of which would impair the efforts of FPL to contract for goods or services on favorable terms. Specifically, the documents contain information related to the pricing for short-term capacity purchases, the disclosure of which would impair FPL's ability to contract for capacity on favorable terms for the benefit of its customers. The information provided by FPL also contains information related to the competitive interests of suppliers from whom FPL purchases capacity, the disclosure of which would impair the competitive businesses of the provider of the information. Additionally, the documents contain financial details related to FPL's asset optimization activities for natural gas and electric transmission. The disclosure of this information would impair FPL's ability to execute transactions for natural gas commodity sales, natural gas storage, natural gas transportation, and electric transmission on favorable terms for the benefit of its customers, would impair the competitive interests of FPL and its vendors, and would place FPL at a competitive disadvantage when coupled with other information that is publicly available. To the best of my knowledge, FPL has maintained the confidentiality of this information.

3. Consistent with the provisions of the Florida Administrative Code, such information should remain confidential for a period of at least eighteen (18) months. In addition, it 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.

Gerard J. Yupp
Gerard J. Yupp

SWORN TO AND SUBSCRIBED before me this 27 day of February 2014, by Gerard J. Yupp, who is personally known to me or who has produced _____ (type of identification) as identification and who did take an oath.

Maritza Miranda-Wise
Maritza Miranda-Wise

My Commission Expires:

