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December 17, 2014

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COMMISSION
CLERK

VIA HAND DELIVERY

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

**Re: Docket No. 140001-EI, In re: Fuel and Purchased Power Clause with
Generating Performance Incentive Factor**

Dear Ms. Stauffer:

Enclosed for filing in the above described docket are an original and seven (7) copies of Florida Power & Light Company's ("FPL's") Request for Confidential Classification of the Word Index to the Deposition Transcript of Sam Forrest. The original includes Exhibits A, B (two copies), C and D. The seven copies do not include copies of the Exhibits.

Exhibit A consists of the confidential material that FPL asserts is entitled to confidential treatment and has been highlighted. 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 one affidavit in support of FPL's Request for Confidential Classification. Also included in this filing is a compact disc containing FPL's Request for Confidential Classification and Exhibit C, in Microsoft Word format.

Please contact me if you or your Staff has any questions regarding this filing.

Sincerely,

Scott A. Goorland

Enclosure

cc: Counsel for Parties of Record (w/Request for Confidential Classification)

COM
AFD 2+^{CD} redacted
APA 1
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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and Purchased Power Clause with
Generating Performance Incentive Factor

Docket No: 140001-EI
Date: December 17, 2014

**FLORIDA POWER AND LIGHT COMPANY'S
REQUEST FOR CONFIDENTIAL CLASSIFICATION
OF THE WORD INDEX TO THE DEPOSITION TRANSCRIPT OF SAM FORREST**

Pursuant to Section 366.093, Florida Statutes (2013), and Rule 25-22.006, Florida Administrative Code (2013), Florida Power & Light Company ("FPL") submits its Request for Confidential Classification of the word index to the deposition transcript of the November 13-14, 2014 deposition of FPL witness Sam Forrest in this proceeding (the "Confidential Materials").

In support of its request, FPL states as follows:

1. On December 9, 2014, FPL provided a copy of the Confidential Materials to Staff of the Florida Public Service Commission. The Confidential Materials contain information of a confidential nature, which is proprietary confidential business information within the meaning of Section 366.093(3), Florida Statutes. On December 9, 2014, FPL filed a Notice of Intent to Request Confidential Classification of the Confidential Information. Pursuant to Rule 25-22.006(3)(a), Florida Administrative Code, FPL has 21 days from the date of the Notice of Intent to file a formal request for confidential classification. Accordingly, FPL is filing this Request for Confidential Classification to maintain continued confidential handling of the Confidential Information.

2. The following exhibits are included with, and made part of this request:
 - a. Exhibit A consists of a copy of the confidential material on which all information that FPL asserts is entitled to confidential treatment has been highlighted.
 - b. Exhibit B consists of the confidential material, on which all information that FPL asserts is entitled to confidential treatment has been redacted.
 - c. Exhibit C is a table containing a column-by-column and line-by-line identification of the information for which confidential treatment is sought and references to the specific statutory basis or bases for the claim of confidentiality and to the affidavits in support of the requested classification.
 - d. Exhibit D consists of the affidavit of Sam Forrest.

3. FPL submits that the highlighted information in Exhibit A is proprietary and 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, F.S., such information is entitled to confidential treatment and is 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.

4. As the affidavit included in Exhibit D indicates, the documents and materials included in Exhibits A and B, and identified in Exhibit C contain information concerning bids or other contractual data, the disclosure of which would impair the efforts of the FPL or its affiliates

to contract for goods or services on favorable terms. Such information is exempt from the Public Records Act pursuant to Section 366.093(3)(d), Florida Statutes. The Confidential Materials also include proprietary confidential information which relates to the competitive interests, the disclosure of which would impair the competitive business of FPL, its affiliates or its vendors. Such information is protected pursuant to Section 366.093(3)(e), F.S.

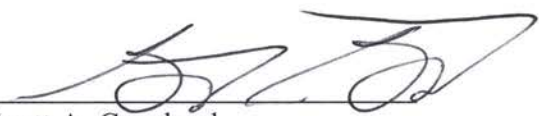
5. Upon a finding by the Commission that the information highlighted in Exhibit A, and referenced in Exhibits B, C and D is proprietary confidential business information, the information should not be declassified for a period of at least eighteen (18) months and should be returned to FPL as soon as it is no longer necessary for the Commission to conduct its business. *See* § 366.093(4), Fla. Stat.

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 Request for Confidential Classification be granted.

Respectfully submitted this 17th day of December, 2014.

R. Wade Litchfield, Vice President
and General Counsel - FPL
John T. Butler, Assistant General Counsel -
Regulatory
Scott A. Goorland, Principal Attorney
Attorneys for Florida Power & Light Company
700 Universe Boulevard
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Facsimile: (561) 691-7135

By: _____


Scott A. Goorland
Florida Bar No. 0066834

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 electronic service on this 17th day of December, 2014 to the following:

Martha F. Barrera, Esq.**
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By: 
Scott A. Goorland
Florida Bar No. 0066834

#1677013

EXHIBIT A

CONFIDENTIAL

FILED UNDER SEPARATE COVER

EXHIBIT B

REDACTED COPIES

Forrest Deposition Index
Pages 166-194 & 282-304 Are
Confidential in Their Entirety

EXHIBIT C

JUSTIFICATION TABLE

EXHIBIT C

COMPANY: Florida Power & Light Company

TITLE: List of Confidential Documents

DOCKET TITLE: Fuel and Purchase Power cost Recovery Clause and Generating Performance Incentive Factor

DOCKET NO.: 140001-EI

DATE: December 17, 2014

Description	Page Numbers	Conf. Y/N	Line/Column	366.093(3) F.S.	Affiant
Forrest Deposition Index	166-194	Y	All	(d), (e)	Sam Forrest
Forrest Deposition Index	282-304	Y	All	(d), (e)	Sam Forrest

EXHIBIT D

AFFIDAVIT

EXHIBIT D
BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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

Docket No: 140001-EI

STATE OF FLORIDA)
)
COUNTY OF PALM BEACH)

AFFIDAVIT OF SAM FORREST

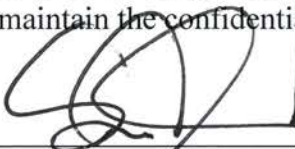
BEFORE ME, the undersigned authority, personally appeared Sam Forrest who, being first duly sworn, deposes and says:

1. My name is Sam Forrest. I am currently employed by Florida Power & Light Company ("FPL") as Vice President of the Energy Marketing and Trading ("EMT") Business Unit. My business address is 700 Universe Blvd., 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 Florida Power & Light Company's ("FPL") Request for Confidential Classification concerning information provided with its Petition for Prudence Determination Regarding Acquisition of Gas Reserves for which I am identified on Exhibit C as the affiant. The documents and materials that I have reviewed (Forrest Deposition Index) contain proprietary confidential business information including information concerning bids or other contractual data, the disclosure of which would impair the efforts of the FPL or its affiliates to contract for goods or services on favorable terms. The documents and materials also include proprietary confidential information which relates to the competitive interests, the disclosure of which would impair the competitive business of FPL, its affiliates or its vendors. 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 eighteen (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.



Sam Forrest

SWORN TO AND SUBSCRIBED before me this 12th day of December 2014, by Sam Forrest who is personally known to me or who has produced _____ (type of identification) as identification and who did take an oath.

My Commission Expires:



Notary Public, State of Florida

