

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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

Docket No: 150001-EI
Date: May 5, 2015

**FLORIDA POWER & LIGHT COMPANY'S FIRST REQUEST
FOR EXTENSION OF CONFIDENTIAL CLASSIFICATION OF
MATERIALS PROVIDED PURSUANT TO AUDIT NO. 13-102-4-1**

Pursuant to Section 366.093, Florida Statutes ("Section 366.093"), and Rule 25-22.006, Florida Administrative Code, Florida Power & Light Company ("FPL") hereby submits its First Request for Extension of Confidential Classification of Information Provided Pursuant to Audit No. 13-102-4-1 ("Confidential Information"). In support of this request, FPL states as follows:

1. On October 8, 2013 FPL filed a Request for Confidential Classification of the Confidential Information, which included Exhibits A, B, C, and D ("October 8, 2013 Request"). By Order No. PSC-13-0593-CFO-EI, dated November 1, 2013 ("Order 0593"), the Commission granted FPL's October 8, 2013 Request. FPL adopts and incorporates by reference the October 8, 2013 Request and Order 0593.

2. The Confidential Information that was the subject of FPL's October 8, 2013 Request and Order 0593 warrants continued treatment as proprietary and confidential business information within the meaning of Section 366.093(3).

3. All of the information designated in Exhibits A, B and C to the October 8, 2013 Request remains confidential. Accordingly, those exhibits will not be reproduced or reattached here.

4. Included herewith and made a part hereof is First Revised Exhibit D. First Revised Exhibit D contains the affidavits of Antonio Maceo and Gerard J. Yupp in support of this request.

5. 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, 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.

6. As the affidavit included in Exhibit D indicates, certain documents provided by FPL contain proprietary confidential business information related to trade secrets. This information is protected by Section 366.093(3)(a), Fla. Stat.

7. Also, certain documents contain information regarding internal auditing controls and reports of internal auditors. This information is protected by Section 366.093(3)(b), Fla. Stat.

8. Additionally, certain documents contain information concerning bids or other contractual data, the disclosure of this information would impair the efforts of FPL to contract for goods and services on favorable terms. This information is protected by Section 366.093(3)(d), Fla. Stat.

9. Last, some of the documents or materials contain information relating to competitive interests, the disclosure of which would impair the competitive business of FPL. This information is protected by Section 366.093(3)(e), Fla. Stat.

10. 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), 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 First Request for Extension of Confidential Classification be granted.

Respectfully submitted,

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By: s/ Maria J. Moncada
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CERTIFICATE OF SERVICE
Docket No. 150001-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 mail this 5th day of May, 2015 to the following:

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

FIRST REVISED EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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

Docket No. 150001-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 referenced and incorporated in FPL's First Request for Extension of Confidential Classification of Information Obtained in Connection with Audit No. 13-102-4-1, for which I am identified on Exhibit C as the affiant. Such documents or materials that I have reviewed and which 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 2012. 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-13-0593-CFO-EI to render the information state 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.

Antonio Maceo

SWORN TO AND SUBSCRIBED before me this 1st day of May 2015, by Antonio Maceo, who is personally known to me and who did take an oath.

Notary Public, State of Florida

My Commission Expires:



FIRST REVISED EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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

Docket No. 150001-EI

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 Department. I have personal knowledge of the matters stated in this affidavit.

2. I have reviewed the documents referenced and incorporated in FPL’s First Request for Extension of Confidential Classification of Information Obtained in Connection with Audit No. 13-102-4-1 for which I am identified as the affiant. The documents or materials that I have reviewed, and which are asserted by FPL to be proprietary confidential business information, contain or constitute data pertinent to FPL’s procurement activities and hedging program. The documents contain or constitute trade secrets of FPL, which allow FPL to hedge its fuel purchases on favorable terms for FPL and its customers. The disclosure of this trade secret information would provide other market participants insight into FPL’s marketing and trading practices, as well as internal policy and procedure that would allow them, to anticipate FPL’s marketing and trading decision, and/or impair FPL’s ability to negotiate, to the detriment of FPL and its customers.

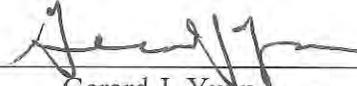
3. The documents or materials also contain or constitute information regarding physical and financial details related to FPL’s annual hedging program for natural gas and fuel oil. The information contains monthly realized values for FPL’s hedge positions and resulting impact on the cost of natural gas and fuel oil. The disclosure of this information would impair the efforts of FPL to contract for goods and services on favorable terms for the benefit of its customers, and would impair the competitive interests of FPL and its vendors. Disclosure of certain of the information would also place FPL at a competitive disadvantage when coupled with other information that is publicly available.

4. To the best of my knowledge, FPL has maintained the confidentiality of these documents and materials.

5. Nothing has occurred since the issuance of Order No. PSC- 13-0593-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.

6. Affiant says nothing further.


Gerard J. Yupp

SWORN TO AND SUBSCRIBED before me this 1st day of May 2015, 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.


Notary Public, State of Florida

My Commission Expires:

