



Maria J. Moncada
Principal Attorney
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, FL 33408-0420
561-304-5795
(561) 691-7135 (Facsimile)
E-mail: Maria.Moncada@fpl.com

May 28, 2015

VIA HAND DELIVERY

Ms. Carlotta S. Stauffer
Division of the Commission Clerk and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

RECEIVED-FPSC
15 MAY 28 AM 11:56
COMMISSION
CLERK

Re: Docket No. 150075-EI

REDACTED

Dear Ms. Stauffer:

I enclose for filing in the above docket an original and seven (7) copies of Florida Power & Light Company's ("FPL's") Request for Confidential Classification of Certain Responses to Office of Public Counsel's Fourth Request for Production of Documents. The original includes Exhibits A, B (two copies), Exhibit C and Exhibit D. The seven copies do not include copies of the Exhibits.

Exhibit A consists of a compact disc which contains the confidential documents, which are confidential in their entirety. Exhibit B consists of identifying cover pages which indicate that the pages that contain confidential information are confidential in their entirety. 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 second 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.

- COM _____
- AFD 2
- APA _____
- ECO 2
- ENG 2 + Redacted and CD
- GCL 1
- IDM _____
- TEL _____
- CLK _____

Enclosure
cc: Counsel for Parties of Record (w/ copy of FPL's Request for Confidential Classification)

Sincerely,

Maria J. Moncada

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for approval of arrangement to mitigate impact of unfavorable Cedar Bay power purchase obligation, by Florida Power & Light Company.

Docket No: 150075-EI

Date: May 28, 2015

**FLORIDA POWER & LIGHT COMPANY'S
REQUEST FOR CONFIDENTIAL CLASSIFICATION OF
CERTAIN RESPONSES TO OFFICE OF PUBLIC COUNSEL'S
FOURTH REQUEST FOR PRODUCTION (Nos. 45, 48 and 49)**

Pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, Florida Power & Light Company ("FPL") requests confidential classification of a its response to Office of Public Counsel's ("OPC") Fourth Request for Production of Documents (Nos. 45, 48 and 49). In support of its request, FPL states:

1. On May 26, 2015, FPL filed a Notice of Intent to Request Confidential Classification of its Responses to OPC's Fourth Request for Production of Documents (Nos. 45, 48 and 49) along with its responses. FPL's responses to OPC's Fourth Request for Production of Documents (Nos. 45, 48 and 49) contain information of a confidential nature, which is proprietary confidential business information within the meaning of Section 366.093(3), Florida Statutes (hereinafter referred to as (the "Confidential Discovery Responses").

2. The following exhibits are included with and made a part of this request:

a. Exhibit A consists of a compact disc containing the Confidential Discovery Responses. All of the pages included on the disc are confidential in their entirety. Accordingly, no purpose would be served by highlighting all of the text on the documents.

b. Exhibit B consists of an identifying cover page indicating that the pages containing confidential information responsive to FPL's responses to OPC's Fourth Request for Production of Documents (Nos. 45, 48 and 49) are confidential in their entirety. Because each

page is confidential in its entirety, no purpose would be served by reproducing fully redacted pages.

c. Exhibit C is a table that identifies the Confidential Discovery Responses, together with a brief description of the documents designated confidential. Exhibit C also sets forth references to the specific statutory bases for the claim of confidentiality and to the affiant who supports the requested classification.

d. Exhibit D consists of the affidavit of Thomas L. Hartman.

3. FPL submits that the highlighted information in Exhibit A is proprietary confidential business information within the meaning of Section 366.093(3), Florida Statutes. 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 hard of disclosure against the public interest in access to the information.

4. As the affidavit included in Exhibit D indicates, some of the Confidential Discovery Responses provided by FPL contains information related to contractual data, the disclosure of which would impair FPL's ability to contract for goods or services on favorable terms. This information is protected by Section 366.093(3)(d), Fla. Stat.

5. The Confidential Discovery Responses also contain information related to competitive interests, the disclosure of which would impair the competitive business of FPL or its suppliers. This information is protected by Section 366.093(3)(e), 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,

John T. Butler
Assistant General Counsel - Regulatory
Maria J. Moncada
Principal Attorney
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, FL 33408
Telephone: (561) 304-5795
Facsimile: (561) 691-7135
Email: maria.moncada@fpl.com

By: _____



Maria J. Moncada
Florida Bar No. 0773301

CERTIFICATE OF SERVICE
Docket No. 150075-EI

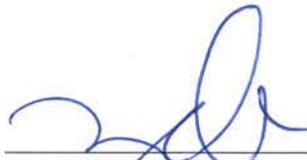
I **HEREBY CERTIFY** that a true and correct copy of the foregoing Request for Confidential Classification* has been furnished by electronic mail on this 28th day of May, 2015 to the following:

Martha F. Barrera, Esq.
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850
mbarrera@psc.state.fl.us
Office of the General Counsel

J.R. Kelly, Public Counsel
John J. Truitt, Associate Public Counsel
Office of Public Counsel
The Florida Legislature
111 West Madison Street, Room 812 Tallahassee,
Florida 32399
kelly.jr@leg.state.fl.us
truitt.john@leg.state.fl.us
Attorney for the Citizens of the State of Fla.

Jon C. Moyle, Jr., Esq.
Karen A. Putnal, Esq.
Moyle Law Firm, P.A.
118 North Gadsden Street
Tallahassee, Florida 32301
jmoyle@moylelaw.com
kputnal@moylelaw.com
*Attorney for Fla. Industrial Power Users
Group*

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 B

REDACTED COPIES

Documents responsive to OPC's Fourth Request for Production No. 45 (Bates Nos. CB-15-012852 through CB-15-012928) are confidential in their entirety.

Documents responsive to OPC's Fourth Request for Production No. 48, as labeled below, are confidential in their entirety.

Bates Nos. CB-15-010490 through CB-15-010524

Bates Nos. CB-15-010526 through CB-15-010557

Bates Nos. CB-15-010559 through CB-15-010593

Bates Nos. CB-15-010595 through CB-15-010628

Bates Nos. CB-15-010630 through CB-15-010664

Bates Nos. CB-15-010666 through CB-15-010699

Bates Nos. CB-15-010701 through CB-15-010735

Bates Nos. CB-15-010737 through CB-15-010771

Bates Nos. CB-15-010773 through CB-15-010805

Bates Nos. CB-15-010807 through CB-15-010841

Bates Nos. CB-15-010843 through CB-15-010877

Bates Nos. CB-15-010879 through CB-15-010913

Bates Nos. CB-15-010915 through CB-15-010949

Bates Nos. CB-15-010951 through CB-15-010982

Bates Nos. CB-15-010984 through CB-15-011018

Bates Nos. CB-15-011020 through CB-15-011053

Bates Nos. CB-15-011055 through CB-15-011089

Bates Nos. CB-15-011091 through CB-15-011124

Bates Nos. CB-15-011126 through CB-15-011160
Bates Nos. CB-15-011162 through CB-15-011196
Bates Nos. CB-15-011198 through CB-15-011266
Bates Nos. CB-15-011268 through CB-15-011301
Bates Nos. CB-15-011303 through CB-15-011337
Bates Nos. CB-15-011339 through CB-15-011441
Bates Nos. CB-15-011443 through CB-15-011552
Bates Nos. CB-15-011554 through CB-15-011623
Bates Nos. CB-15-011625 through CB-15-011693
Bates Nos. CB-15-011695 through CB-15-011730
Bates Nos. CB-15-011732 through CB-15-011766
Bates Nos. CB-15-011767 through CB-15-011833
Bates Nos. CB-15-011835 through CB-15-012146
Bates Nos. CB-15-012148 through CB-15-012218
Bates Nos. CB-15-012219 through CB-15-012253
Bates Nos. CB-15-012255 through CB-15-012495
Bates Nos. CB-15-012497 through CB-15-012498
Bates Nos. CB-15-012500 through CB-15-012503
Bates Nos. CB-15-012505 through CB-15-012505
Bates Nos. CB-15-012507 through CB-15-012557
Bates Nos. CB-15-012559 through CB-15-012560
Bates Nos. CB-15-012562 through CB-15-012564
Bates Nos. CB-15-012566 through CB-15-012566

Bates Nos. CB-15-012568 through CB-15-012614

Bates Nos. CB-15-012616 through CB-15-012621

Bates Nos. CB-15-012624 through CB-15-012661

Bates Nos. CB-15-012663 through CB-15-012663

Bates Nos. CB-15-012665 through CB-15-012671

Bates Nos. CB-15-012674 through CB-15-012713

Bates Nos. CB-15-012716 through CB-15-012753

Bates Nos. CB-15-012755 through CB-15-012756

Bates Nos. CB-15-012759 through CB-15-012759

Bates Nos. CB-15-012761 through CB-15-012792

Bates Nos. CB-15-012794 through CB-15-012795

Bates Nos. CB-15-012797 through CB-15-012804

Bates Nos. CB-15-012806 through CB-15-012810

Bates Nos. CB-15-012813 through CB-15-012848

Documents responsive to OPC's Fourth Request for Production No. 49 (Bates Nos. CB-15-012850 through CB-15-012851) are confidential in their entirety.

EXHIBIT C

JUSTIFICATION TABLE

EXHIBIT C

COMPANY: Florida Power & Light Company
DOCKET TITLE: In re: Petition for approval of arrangement to mitigate impact of unfavorable Cedar Bay power purchase obligation, by Florida Power & Light Company.
DOCKET NO: 150075-EI
SUBJECT: FPL's Confidential Responses to the OPC's Fourth Request for Production of Documents (Nos. 45, 48 and 49)
DATE: May 28, 2015

FPL's Responses to OPC's 4 th Request for Production No.	Description	Conf Y/N	Bates No. / Page No.	Column No. / Line No.	Florida Statute 366.093(3) Subsection	Affiant
No. 45	2012 Operations and Maintenance Report Cedar Bay Generating Plant	Y	Bates Nos. CB-15-012852 through CB-15-012928	ALL	(d), (e)	T. Hartman
No. 48	FPL's payment by wire transfer for capacity and energy deliveries to FPL from the Cedar Bay Facility January – December 2010	N Y N Y N Y N Y N Y N	Bates Nos. CB-15-010489 CB-15-010490 through CB-15-010524 CB-15-010525 CB-15-010526 through CB-15-010557 CB-15-010558 CB-15-010559 through CB-15-010593 CB-15-010594 CB-15-010595 through CB-15-010628 CB-15-010629 CB-15-010630 through CB-15-010664 CB-15-010665	ALL	(d), (e)	T. Hartman

FPL's Responses to OPC's 4 th Request for Production No.	Description	Conf Y/N	Bates No. / Page No.	Column No. / Line No.	Florida Statute 366.093(3) Subsection	Affiant
		Y	CB-15-010666 through CB-15-010699			
		N	CB-15-010700			
		Y	CB-15-010701 through CB-15-010735			
		N	CB-15-010736			
		Y	CB-15-010737 through CB-15-010771			
		N	CB-15-010772			
		Y	CB-15-010773 through CB-15-010805			
		N	CB-15-010806			
		Y	CB-15-010807 through CB-15-010841			
		N	CB-15-010842			
		Y	CB-15-010843 through CB-15-010877			
		N	CB-15-010878			
		Y	CB-15-010879 through CB-15-010913			
No. 48	FPL's payment by wire transfer for capacity and energy deliveries to FPL from the Cedar Bay Facility January – December 2011	N	Bates Nos. CB-15-010914	ALL	(d), (e)	T. Hartman
		Y	CB-15-010915 through CB-15-010949			
		N	CB-15-010950			
		Y	CB-15-010951 through CB-15-010982			
		N	CB-15-010983			

FPL's Responses to OPC's 4 th Request for Production No.	Description	Conf Y/N	Bates No. / Page No.	Column No. / Line No.	Florida Statute 366.093(3) Subsection	Affiant
		Y	CB-15-010984 through CB-15-011018			
		N	CB-15-011019			
		Y	CB-15-011020 through CB-15-011053			
		N	CB-15-011054			
		Y	CB-15-011055 through CB-15-011089			
		N	CB-15-011090			
		Y	CB-15-011091 through CB-15-011124			
		N	CB-15-011125			
		Y	CB-15-011126 through CB-15-011160			
		N	CB-15-011161			
		Y	CB-15-011162 through CB-15-011196			
		N	CB-15-011197			
		Y	CB-15-011198 through CB-15-011266			
		N	CB-15-011267			
		Y	CB-15-011268 through CB-15-011301			
		N	CB-15-011302			
		Y	CB-15-011303 through CB-15-011337			

FPL's Responses to OPC's 4 th Request for Production No.	Description	Conf Y/N	Bates No. / Page No.	Column No. / Line No.	Florida Statute 366.093(3) Subsection	Affiant
No. 48	FPL's payment by wire transfer for capacity and energy deliveries to FPL from the Cedar Bay Facility January – December 2012	N Y N Y N Y N Y N Y	Bates Nos. CB-15-011338 CB-15-011339 through CB-15-011441 CB-15-011442 CB-15-011443 through CB-15-011552 CB-15-011553 CB-15-011554 through CB-15-011623 CB-15-011624 CB-15-011625 through CB-15-011693 CB-15-011694 CB-15-011695 through CB-15-011730 CB-15-011731 CB-15-011732 through CB-15-011766	ALL	(d), (e)	T. Hartman
No. 48	FPL's payment by wire transfer for capacity and energy deliveries to FPL from the Cedar Bay Facility January – December 2013	Y N Y N Y	Bates Nos. CB-15-011767 through CB-15-011833 CB-15-011834 CB-15-011835 through CB-15-012146 CB-15-012147 CB-15-012148 through CB-15-012218	ALL	(d), (e)	T. Hartman

FPL's Responses to OPC's 4 th Request for Production No.	Description	Conf Y/N	Bates No. / Page No.	Column No. / Line No.	Florida Statute 366.093(3) Subsection	Affiant
No. 48	FPL's payment by wire transfer for capacity and energy deliveries to FPL from the Cedar Bay Facility	Y	Bates Nos. CB-15-012219 through CB-15-012253	ALL	(d), (e)	T. Hartman
	January – December 2014	N	CB-15-012254			
		Y	CB-15-012255 through CB-15-012495			
		N	CB-15-012496			
		Y	CB-15-012497 through CB-15-012498			
		N	CB-15-012499			
		Y	CB-15-012500 through CB-15-012503			
		N	CB-15-012504			
		Y	CB-15-012505			
		N	CB-15-012506			
		Y	CB-15-012507 through CB-15-012557			
		N	CB-15-012558			
		Y	CB-15-012559 through CB-15-012560			
		N	CB-15-012561			
		Y	CB-15-012562 through CB-15-012564			
		N	CB-15-012565			
		Y	CB-15-012566			
		N	CB-15-012567			
		Y	CB-15-012568 through CB-15-012614			

FPL's Responses to OPC's 4 th Request for Production No.	Description	Conf Y/N	Bates No. / Page No.	Column No. / Line No.	Florida Statute 366.093(3) Subsection	Affiant
		N	CB-15-012615			
		Y	CB-15-012616 through CB-15-012621			
		N	CB-15-012622 through CB-15-012623			
		Y	CB-15-012624 through CB-15-012661			
		N	CB-15-012662			
		Y	CB-15-012663			
		N	CB-15-012664			
		Y	CB-15-012665 through CB-15-012671			
		N	CB-15-012672 through CB-15-012673			
		Y	CB-15-012674 through CB-15-012713			
		N	CB-15-012714			
No. 48	FPL's payment by wire transfer for capacity and energy deliveries to FPL from the Cedar Bay Facility January – March 2015	N	Bates Nos. CB-15-012715	ALL	(d), (e)	T. Hartman
		Y	CB-15-012716 through CB-15-012753			
		N	CB-15-012754			
		Y	CB-15-012755 through CB-15-012756			
		N	CB-15-012757 through CB-15-012758			
		Y	CB-15-012759			
		N	CB-15-012760			

FPL's Responses to OPC's 4 th Request for Production No.	Description	Conf Y/N	Bates No. / Page No.	Column No. / Line No.	Florida Statute 366.093(3) Subsection	Affiant
		Y	CB-15-012761 through CB-15-012792			
		N	CB-15-012793			
		Y	CB-15-012794 through CB-15-012795			
		N	CB-15-012796			
		Y	CB-15-012797 through CB-15-012804			
		N	CB-15-012805			
		Y	CB-15-012806 through CB-15-012810			
		N	CB-15-012811 through CB-15-012812			
		Y	CB-15-012813 through CB-15-012848			
		N	CB-15-012849			
No. 49	Cedar Bay Operating Performance	Y	Bates Nos. CB-15-012850 through CB-15-012851	ALL	(d), (e)	T. Hartman

EXHIBIT D

AFFIDAVIT

EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for approval of arrangement to mitigate impact of unfavorable Cedar Bay power purchase obligation, by Florida Power & Light Company.

Docket No: 150075-EI

STATE OF FLORIDA)
COUNTY OF PALM BEACH)

AFFIDAVIT OF THOMAS L. HARTMAN

BEFORE ME, the undersigned authority, personally appeared Thomas L. Hartman who, being first duly sworn, deposes and says:

1. My name is Thomas L. Hartman. I am currently employed by Florida Power & Light Company ("FPL") as Director, Business Development in Energy Marketing and Trading. I have personal knowledge of the matters stated in this affidavit.

2. I have reviewed the documents and information included in Exhibit A to FPL's Request for Confidential Classification. The documents or materials that I have reviewed and which are asserted by FPL to be proprietary confidential business information contain or constitute contractual data such as pricing formulas and other terms, payment records, supplier operations, and vendor and supplier rates for capacity and energy transactions, the disclosure of which would impair the efforts of FPL to contract for capacity and energy on favorable terms for the benefit of its customers, and would impair the competitive interests of FPL and its vendors. Certain information in these documents and materials would also place FPL and Cedar Bay Generating Company Limited Partnership at a disadvantage when coupled with other information that is publicly available.

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

4. Consistent with the provisions of the Florida Administrative Code, such materials should remain confidential for a period of 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.

5. Affiant says nothing further.

[Handwritten signature of Thomas L. Hartman]

Thomas L. Hartman

SWORN TO AND SUBSCRIBED before me this 27th day of May 2015, by Thomas L. Hartman, who is personally known to me or who has produced (type of identification) as identification and who did take an oath.

[Handwritten signature of Jacqueline S. Bussey]
Notary Public, State of Florida

My Commission Expires:

