



Kevin I.C. Donaldson  
Principal Attorney  
Florida Power & Light Company  
700 Universe Boulevard  
Juno Beach, FL 33408-0420  
(561) 304-5170  
(561) 691-7135 (Facsimile)  
Email: Kevin.Donaldson@fpl.com

July 8, 2015

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

RECEIVED FPSC  
15 JUL - 8 PM 4:11  
COMMISSION  
CLERK

Re: Docket No. 150075-EI

Dear Martha:

I am enclosing for filing in the above referenced docket the original, executed affidavit of Jacob A. Pollack, which is Exhibit D to Florida Power & Light Company's Request for Confidential Classification of Staff's Fifth Set of Interrogatories No. 37, filed on June 26, 2015. A copy of the affidavit was included with the June 26 filing.

Please contact me if you or your staff has any questions.

Sincerely,

  
Kevin I.C. Donaldson

Enclosure  
2564589

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Petition for Approval of )  
Arrangement to Mitigate Impact of ) DOCKET NO. 150075-EI  
Unfavorable Cedar Bay Power Purchase )  
Obligation, by Florida Power & ) FILED: June 26, 2015  
Light Company. )  
\_\_\_\_\_ )

**AFFIDAVIT OF JACOB A. POLLACK IN SUPPORT OF  
FLORIDA POWER & LIGHT COMPANY'S  
REQUEST FOR CONFIDENTIAL CLASSIFICATION**

STATE OF NORTH CAROLINA

COUNTY OF MECKLENBURG

BEFORE ME, the undersigned authority duly authorized to administer oaths, personally appeared Jacob A. Pollack, who being first duly sworn, on oath deposes and says that:

1. My name is Jacob A. Pollack. I am over the age of 18 years old and I have been authorized by Cedar Bay Generating Company, Limited Partnership ("Cedar Bay") to give this affidavit in the above-styled proceeding on Cedar Bay's behalf and in support of Florida Power & Light Company's ("FPL") Request for Confidential Classification. I have personal knowledge of the matters stated in this affidavit.

2. I am Vice President and Secretary for Cedar Bay. I am also Senior Vice President and General Counsel for Cogentrix Energy Power Management, LLC ("CEPM"), which (1) is an affiliate of Cedar Bay, and (2) employs the individual, S. Mark Randolph, who has sponsored a portion of the response to Staff's Fifth Set

of Interrogatories to Florida Power & Light Company (Nos. 36-37) ("Staff's Fifth Set of Interrogatories") in this docket. My business address is 9405 Arrowpoint Boulevard, Charlotte, North Carolina 28273. I am responsible for all legal, corporate governance, and corporate records matters for Cedar Bay and CEPM.

3. Cedar Bay and FPL are seeking confidential classification for part of FPL's response to Staff's Fifth Set of Interrogatories No. 37 consisting of a one-page table showing projected monthly net book values for the Cedar Bay generating facility for the months of September 2015 - December 2015, as more specifically identified in Attachment I of FPL's Request for Confidential Classification.

4. Cedar Bay and FPL are requesting confidential classification of this information because it is Cedar Bay's competitively sensitive confidential business information, in that it contains information concerning Cedar Bay's internal costs and expenditures and other competitively sensitive commercial information. The disclosure of this information to third parties would adversely impact Cedar Bay's and/or its affiliates' competitive business interests and otherwise harm Cedar Bay and/or its affiliates.

5. The information identified in Attachment I is intended to be and is treated as confidential by Cedar Bay and has not been disclosed to the public. 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.

6. This concludes my affidavit.

*Jacob A Pollack*

Jacob A. Pollack  
Vice President and Secretary  
Cedar Bay Generating Company, LP  
9405 Arrowpoint Boulevard  
Charlotte, North Carolina 28273

SWORN TO AND SUBSCRIBED before me this 25<sup>th</sup> day of June, 2015, by Jacob A. Pollack, who is personally known to me or who has produced \_\_\_\_\_ (type of identification) as identification and who did take an oath.



*Karen J. Fincher*  
Notary Public, State of North Carolina

My Commission Expires: October 1, 2019