



William P. Cox  
Senior Attorney  
Florida Power & Light Company  
700 Universe Boulevard  
Juno Beach, FL 33408-0420  
(561) 304-5662  
(561) 691-7135 (Facsimile)

October 15, 2015

**-VIA HAND DELIVERY-**

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

RECEIVED FPSC  
15 OCT 15 PM 3:49  
COMMISSION  
CLERK

**REDACTED**

**Re: Docket No. 150196-EI**

Dear Ms. Stauffer:

I enclose for filing in the above docket FPL's Request for Confidential Classification of Certain Information Provided in Response to Staff's Second Set of Interrogatories No. 57. The Request includes Exhibits A, B (two copies), C and D.

Exhibit A consists of the confidential documents, and all the information that FPL asserts is entitled to confidential treatment 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 the affidavit in support of FPL's Request for Confidential Classification.

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

Sincerely,

William P. Cox

- COM \_\_\_\_\_
- AFD \_\_\_\_\_
- APA \_\_\_\_\_
- ECO \_\_\_\_\_
- ENG \_\_\_\_\_
- GCL \_\_\_\_\_
- IDM \_\_\_\_\_
- TEL \_\_\_\_\_
- CLK \_\_\_\_\_

Redacted

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

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Petition for determination of need for  
Okeechobee Clean Energy Center Unit 1, by  
Florida Power & Light Company.

Docket No: 150196-EI  
Date: October 15, 2015

**FLORIDA POWER & LIGHT COMPANY'S REQUEST FOR CONFIDENTIAL  
CLASSIFICATION OF INFORMATION PROVIDED IN RESPONSE TO  
THE STAFF OF THE FLORIDA PUBLIC SERVICE COMMISSION'S  
SECOND SET OF INTERROGATORIES (No. 57)**

Pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, Florida Power & Light Company ("FPL") requests confidential classification of certain information provided in response to the Staff of the Florida Public Service Commission's ("Staff") Second Set of Interrogatories (No. 57) ("Confidential Discovery Responses"). In support of its Request, FPL states as follows:

1. On September 25, 2015, Staff served its Second Set of Interrogatories (Nos. 17-57) and Second Request for Production of Documents (Nos. 7-9) on FPL. FPL's Response to Staff's Second Set of Interrogatories (No. 57) contains information of a confidential nature, which is proprietary confidential business information within the meaning of Section 366.093(3), Florida Statutes.

2. FPL served its responses to Staff's Second Set of Interrogatories (Nos. 17-57) and Second Request for Production of Documents (Nos. 7-9) on October 15, 2015. This request is being filed contemporaneously with the service of the responses to Staff's discovery in order to request confidential classification of the Confidential Discovery Responses consistent with Rule 25-22.006, Florida Administrative Code.

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

a. Exhibit A consists of a copy of the Confidential Discovery Responses on which all information that FPL asserts is entitled to confidential treatment is highlighted.

b. Exhibit B consists of an edited version of the Confidential Discovery Responses on which all information that FPL asserts is entitled to confidential treatment is redacted. For the documents that are confidential in their entirety, FPL has included only identifying cover pages in Exhibit B.

c. Exhibit C is a table containing an identification of the information highlighted in Exhibit A by page and line and a brief description of the Confidential Information. Exhibit C also references the specific statutory bases for the claim of confidentiality and identifies the affiant who supports of the requested classification.

d. Exhibit D is the affidavit of Heather C. Stubblefield, Manager of Project Development in the Energy Marketing and Trading Division.

4. 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.

5. As more fully described in Exhibit C and the affidavit included in Exhibit D, 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.

6. In addition, the Confidential Discovery Responses also relate 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.

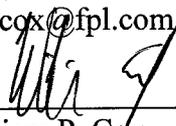
7. Upon a finding by the Commission that the Confidential Information remains proprietary and confidential business information, the information should not be declassified for at least an additional eighteen (18) month period and should be returned to FPL as soon as it is no longer necessary for the 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 Request for Confidential Classification be granted.

Respectfully submitted,

William P. Cox  
Senior Attorney  
Florida Power & Light Company  
700 Universe Boulevard  
Juno Beach, FL 33408  
Telephone: (561) 304-5662  
Facsimile: (561) 691-7135  
Email: will.cox@fpl.com

By: \_\_\_\_\_

  
William P. Cox  
Florida Bar No. 0093531

**CERTIFICATE OF SERVICE**  
**Docket No. 150196-EI**

**I HEREBY CERTIFY** that a true and correct copy of the foregoing\* has been furnished by electronic mail on this 15th day of October, 2015 to the following:

Kelly Corbari, Esq.  
Leslie Ames, Esq.  
Division of Legal Services  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, Florida 32399-0850  
kcorbari@psc.state.fl.us  
lames@psc.state.fl.us

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Karen A. Putnal, Esq.  
Moyle Law Firm, P.A.  
Attorneys for FIPUG  
118 N. Gadsden St.  
Tallahassee, Florida 32301  
jmoyle@moylelaw.com  
kputnal@moylelaw.com

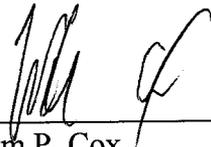
Charles Rehwinkel, Esq.  
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George Cavros  
Southern Alliance for Clean Energy  
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Fort Lauderdale, FL 33334  
george@cavros-law.com

By: \_\_\_\_\_

  
William P. Cox  
Florida Bar No. 0093531

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

3130030

# **EXHIBIT B**

**REDACTED COPIES**

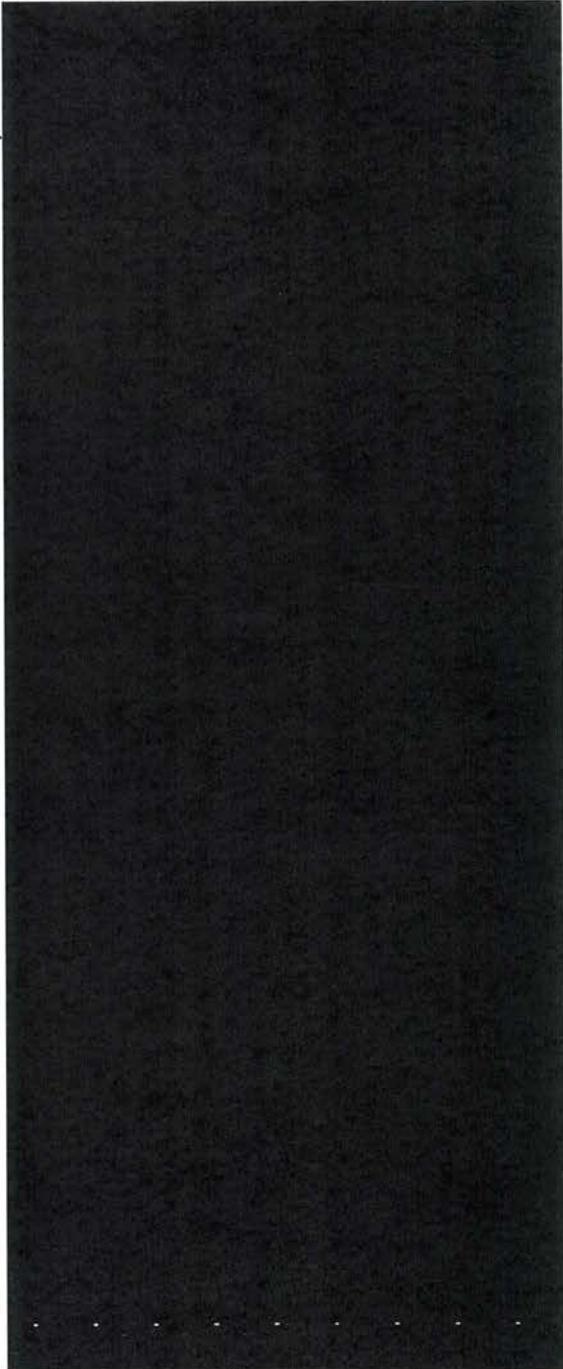
**REDACTED**

A B C D E F

1 FSC Contract Transport Rates with Cost of Okeechobee Lateral

2

3	Period	Dates	MMBtu/day
4	1	May 1, 2017 - April 30, 2018	400,000
5	2	May 1, 2018 - Aug 31, 2018	400,000
6	3	Sep 1, 2018 - April 30, 2019	400,000
7	4	May 1, 2019 - April 30, 2020	400,000
8	5	May 1, 2020 - April 30, 2021	600,000
9	6	May 1, 2021 - April 30, 2022	600,000
10	7	May 1, 2022 - April 30, 2023	600,000
11	8	May 1, 2023 - April 30, 2024	600,000
12	9	May 1, 2024 - April 30, 2025	600,000
13	10	May 1, 2025 - April 30, 2026	600,000
14	11	May 1, 2026 - April 30, 2027	600,000
15	12	May 1, 2027 - April 30, 2028	600,000
16	13	May 1, 2028 - April 30, 2029	600,000
17	14	May 1, 2029 - April 30, 2030	600,000
18	15	May 1, 2030 - April 30, 2031	600,000
19	16	May 1, 2031 - April 30, 2032	600,000
20	17	May 1, 2032 - April 30, 2033	600,000
21	18	May 1, 2033 - April 30, 2034	600,000
22	19	May 1, 2034 - April 30, 2035	600,000
23	20	May 1, 2035 - April 30, 2036	600,000
24	21	May 1, 2036 - April 30, 2037	600,000
25	22	May 1, 2037 - April 30, 2038	600,000
26	23	May 1, 2038 - April 30, 2039	600,000
27	24	May 1, 2039 - April 30, 2040	600,000
28	25	May 1, 2040 - April 30, 2041	600,000
29	26	May 1, 2041 - April 30, 2042	600,000
30	27	May 1, 2042 - April 30, 2043	600,000



# **EXHIBIT C**

## **JUSTIFICATION TABLE**

**EXHIBIT C**

**COMPANY: Florida Power & Light Company**

**TITLE: List of Confidential Documents**

**DOCKET TITLE: Petition for determination of need for Okeechobee Clean Energy Center Unit 1**

**DOCKET NO.: 150196-EI**

**DATE: October 15, 2015**

<b>Description</b>	<b>Bates Number</b>	<b>Conf. Y/N</b>	<b>Line/Column</b>	<b>366.093(3) F.S.</b>	<b>Affiant</b>
Staff 2nd set of Interrogatories No. 57	FPL 000600	Y	Lines 3 to 30 , Cols D, E & F	(d) (e)	Heather C. Stubblefield

**EXHIBIT D**

**AFFIDAVIT**

**EXHIBIT D**

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Petition for determination of need for  
Okeechobee Clean Energy Center Unit 1, by  
Florida Power & Light Company.

Docket No. 150196-EI

STATE OF FLORIDA            )  
  )  
COUNTY OF PALM BEACH    )

**AFFIDAVIT OF HEATHER C. STUBBLEFIELD**

**BEFORE ME**, the undersigned authority, personally appeared Heather C. Stubblefield, who, being first duly sworn, deposes and says:

1. My name is Heather C. Stubblefield. I am currently employed by Florida Power & Light Company ("FPL") as Manager, Project Development. 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 the documents that are included in Staff's Second Set of Interrogatories No. 57 in connection with Docket No. 150196, for which I am listed as the affiant on Exhibit C. The documents or materials that I have reviewed and which are asserted by FPL to be proprietary confidential business information constitute contractual data, the disclosure of which would impair the efforts of FPL to contract for goods and services on favorable terms. The documents or materials also contain or constitute information relating to competitive interests, the disclosure of which would impair FPL's competitive business. Specifically, the information contains or constitutes information related to natural fossil fuel commodity pricing, gas price forecasts, and light fuel oil forecasts. To the best of my knowledge, FPL has maintained the confidentiality of these documents and materials.

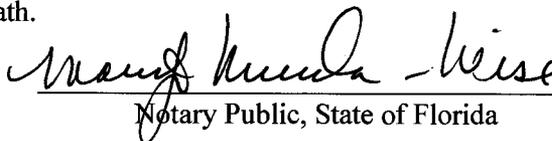
3. Consistent with the provisions of the Florida Administrative Code, such materials should remain confidential for a period of eighteen (18) months. In addition, they should be returned to FPL as soon as the information is no longer necessary for the Commission to conduct its business so that FPL can continue to maintain the confidentiality of these documents.

4. Affiant says nothing further.



Heather C. Stubblefield

**SWORN TO AND SUBSCRIBED** before me this 13 day of October, 2015, by Heather C. Stubblefield, 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:

