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Florida Power & Light Company  
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November 13, 2015

**VIA ELECTRONIC FILING**

Ms. Carlotta Stauffer  
Commission Clerk  
Florida Public Service Commission  
Betty Easley Conference Center  
2540 Shumard Oak Boulevard, Room 110  
Tallahassee, FL 32399-0850

Re: Docket No. 150009-EI; Nuclear Cost Recovery Clause

Dear Ms. Stauffer:

Enclosed for filing on behalf of Florida Power & Light Company ("FPL") is a First Request for Extension of Confidential Classification of Audit 08-248-4-1 Work Papers, including Revised Exhibit C and Revised Exhibit D.

Please contact me if there are any questions regarding this filing.

Sincerely,

s/ Jessica A. Cano

Jessica A. Cano  
Fla. Bar No. 0037372

Enclosures  
cc: Counsel for Parties of Record

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Nuclear Cost                    )  
Recovery Clause                    )

Docket No. 150009-EI  
Filed: November 13, 2015

**FLORIDA POWER & LIGHT COMPANY'S  
FIRST REQUEST FOR EXTENSION OF CONFIDENTIAL CLASSIFICATION  
OF AUDIT 08-248-4-1 WORK PAPERS**

Pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, Florida Power & Light Company ("FPL") requests continued confidential classification of certain material provided to the Staff of the Florida Public Service Commission ("Staff") pursuant to Audit Control No. 08-248-4-1 ("the Audit") and reflected in Staff's work papers. In support of its request, FPL states as follows:

1. On June 19, 2009, in Docket No. 090009-EI, FPL filed a Request for Confidential Classification of the Audit work papers (Confidential Document No. 06128-09). On August 19, 2009, FPL revised its request (Confidential Document No. 08646-09). By Order No. PSC-14-0227-CFO-EI, issued May 13, 2014, the Commission issued an order granting FPL's request. The period of confidential treatment granted by Order No. PSC-14-0227-CFO-EI will soon expire.<sup>1</sup> FPL has determined that the information that was the subject of Order No. PSC-14-0227-CFO-EI warrants continued treatment as proprietary and confidential business information within the meaning of Section 366.093(3), Florida Statutes. Accordingly, FPL hereby submits its First Request for Extension of Confidential Classification. Revised Exhibits A and B from FPL's August 19, 2009 filing are incorporated herein by reference. Included herewith are Revised Exhibit C and Revised Exhibit D.

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<sup>1</sup> By letter accompanying FPL's revised exhibits on August 19, 2009, FPL requested that the original exhibits, including Document No. 06128-09, be returned. It does not appear that Document No. 06128-09 was returned. Accordingly, to the extent both Document No. 06128-09 and Document No. 08646-09 remain in the Commission's possession, FPL asks that the requested continued confidential treatment apply to both.

2. Revised Exhibit C is a table containing the specific line, column and page references to the confidential information, and references to the specific statutory basis or bases for the claim of confidentiality and to the affidavit in support of the continued confidential classification. Revised Exhibit D includes the affidavits of Christie Gidos and Antonio Maceo in support of FPL's request.

3. The information that was granted confidential treatment by Order No. PSC-14-0227-CFO-EI continues to be 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 in that the disclosure of the information would cause harm to customers or FPL's business operations, and its confidentiality has been maintained. Pursuant to Section 366.093, such information is entitled to confidential treatment and it 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 affidavits included in Revised Exhibit D indicate, the information included in Revised Exhibit A continues to be proprietary, confidential business information. Certain information contained in the Audit work papers is information related to reports of internal auditors. This information is protected by Section 366.093(3)(b), Florida Statutes. The work papers also contain information related to bids or contractual data, such as pricing or other terms, the public disclosure of which would violate nondisclosure provisions of FPL's contracts with certain vendors and impair FPL's ability to contract for goods or services on favorable terms in the future. Such information is protected from public disclosure by Section 366.093(3)(d),

Florida Statutes. The work papers also include competitively sensitive information which, if disclosed, could impair the competitive interests of the provider of the information. Such information is protected from public disclosure by Section 366.093(3)(e), Florida Statutes.

5. Nothing has changed since the issuance of Order No. PSC-14-0227-CFO-EI to render the confidential information stale or public, such that continued confidential treatment would not be appropriate. Moreover, this information will remain confidential for a period longer than the 18 months typically provided for confidential treatment, and it is anticipated that Staff will retain these documents for more than 18 months. Accordingly, FPL requests that confidential treatment be extended for a period of not less than five years. The Commission has previously granted similar requests for extended periods of confidential treatment. *See, e.g.*, Docket No. 140009-EI, Order No. PSC-14-0649-CFO-EI, p. 2 (issued Nov. 4, 2014).

6. Upon a finding by the Commission that the information referenced in Revised Exhibit C continues to be proprietary confidential business information, the information should not be declassified for a period of at least an additional five years and should be returned to FPL as soon as the information 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 supported by the materials and affidavits included herewith, Florida Power & Light Company respectfully requests that its First Request for Extension of Confidential Classification be granted.

Respectfully submitted,

Jessica A. Cano  
Senior Attorney  
Florida Power & Light Company  
700 Universe Boulevard  
Juno Beach, FL 33408  
Telephone: (561) 304-5226  
Facsimile: (561) 691-7135

By: s/ Jessica A. Cano  
Jessica A. Cano  
Fla. Bar No. 0037372

**CERTIFICATE OF SERVICE  
DOCKET NO. 150009-EI**

I HEREBY CERTIFY that a true and correct copy of the foregoing First Request for Extension of Confidential Classification of Audit 08-248-4-1 Work Papers\* was served by electronic mail this 13th day of November, 2015 to the following:

Martha F. Barrera, Esq.  
Kyesha Mapp, Esq.  
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*Attorney for Fla. Industrial Power Users  
Group*

By: s/ Jessica A. Cano  
Jessica A. Cano  
Fla. Bar No. 0037372

\*Exhibits are not included with the service copies, but Revised Exhibits C and D are available upon request.

Revised Exhibit C

Florida Power and Light Company  
 Title: List of Confidential Workpapers  
 Audit Control No: 08-248-4-1  
 Docket No. 090009-EI

Work Paper no.	Description	No. of Pages	Conf. Y/N	Line No./Col. No.	Florida Statute 366.093 (3) Subsection	Affiant
9	List of Internal Audit Findings	4	Y	Page 1 Lines 4-7, 10-14, 16-25, 27-28, 30-32, 34-38, 40-46, Page 2 Lines 1-3, 5-10, 12-43, Page 3 Lines 1-5, 7-10, 12-14, 16-26, Page 4 Lines 2-8, 10-18	(b)	Antonio Maceo
43	New Nuclear, FPSC Site Visit Presentation	13	N	N/A		N/A
44-1	HDR Contract	10	Y	All	(d), (e)	Christie Gidos
44-2	Westinghouse Contract PO#9436, Sole Source Justification Memorandum and Reservation Agreement	6	Y	All	(d), (e)	Christie Gidos
44-2/1	Westinghouse Contract – PO#4639, Purchase Order	3	Y	All	(d), (e)	Christie Gidos
44-2/2	Westinghouse Sole Source Justification Memorandum	2	Y	All	(d), (e)	Christie Gidos
44-2/3	Westinghouse Contract – PO#9436, Purchase Order	2	Y	All	(d), (e)	Christie Gidos
44-3	BRV Construction – PO#3051, Purchase Order	3	Y	All	(d), (e)	Christie Gidos
44-4	BVZ Contract	75	Y	All	(d), (e)	Christie Gidos
44-4/1	Zachary Industrial PO#2285, Purchase Order	3	Y	All	(d), (e)	Christie Gidos
44-4/2	BVZ Single Source Justification Memorandum	3	Y	All	(d), (e)	Christie Gidos



<b>Work Paper no.</b>	<b>Description</b>	<b>No. of Pages</b>	<b>Conf. Y/N</b>	<b>Line No./Col. No.</b>	<b>Florida Statue 366.093 (3) Subsection</b>	<b>Affiant</b>
44-5	EPRI Single Source Justification Memorandum and Purchase Order	3	Y	All	(d), (e)	Christie Gidos
44-6	Hopping Green Contract	4	Y	All	(d), (e)	Christie Gidos
44-7	Pillsbury Contract	2	Y	All	(d), (e)	Christie Gidos
44-8	Avirom & Assoc. Single Source Memorandum	1	Y	All	(d), (e)	Christie Gidos
44-8/1	Avirom & Associates Purchase Order	7	Y	All	(d), (e)	Christie Gidos
44-9	Bechtel Power Change Order #2	2	Y	All	(d), (e)	Christie Gidos
44-9/1	Bechtel Power Change Order #3	1	Y	All	(d), (e)	Christie Gidos
44-9/2	Bechtel Power Change Order #4, Single Source Justification Memorandum	1	Y	All	(d), (e)	Christie Gidos
44-9/3	Bechtel Power Change Order #4	2	Y	All	(d), (e)	Christie Gidos
44-9/4	Bechtel Power Change Order #5, Single Source Justification Memorandum	1	Y	All	(d), (e)	Christie Gidos
44-9/5	Bechtel Power Change Order #6, Single Source Justification Memorandum	4	Y	All	(d), (e)	Christie Gidos
44-9/6	Bechtel Power Change Order #7, Single Source Justification Memorandum	1	Y	All	(d), (e)	Christie Gidos
44-9/6-1	Bechtel Power Change Order #7	3	Y	All	(d), (e)	Christie Gidos
44-9/7	Bechtel Power Change Order #8, Single Source Justification Memorandum	5	Y	All	(d), (e)	Christie Gidos
44-9/7-1	Bechtel Power Change Order #8	3	Y	All	(d), (e)	Christie Gidos
44-9/8	Bechtel Power Change Order #9, Single Source Justification Memorandum	4	Y	All	(d), (e)	Christie Gidos
44-9/8-1	ECT Single Source	2	Y	All	(d), (e)	Christie Gidos

Work Paper no.	Description	No. of Pages	Conf. Y/N	Line No./Col. No.	Florida Statute 366.093 (3) Subsection	Affiant
	Memorandum					
44-9/9	Mactec Single Source Memorandum	2	Y	All	(d), (e)	Christie Gidos
44-9/9-1	Bechtel Power Change Order #9	3	Y	All	(d), (e)	Christie Gidos
44-9/10	Bechtel Power Change Order #10, Single Source Justification Memo	4	Y	All	(d), (e)	Christie Gidos
44-9/10-1	Bechtel Power Change Order #10	3	Y	All	(d), (e)	Christie Gidos
44-9/11	Bechtel Power Change Order #11, Single Source Justification Memorandum	6	Y	All	(d), (e)	Christie Gidos
44-9/11-1	Bechtel Power Change Order #11	3	Y	All	(d), (e)	Christie Gidos
44-10	Amended Operating Agreement of NuStart Energy	5	Y	All	(d), (e)	Christie Gidos
44-11/1	Guidant Contract Change Order #1	42	Y	All	(d), (e)	Christie Gidos
44-11/2	Guidant Contract Change Order #2	57	Y	All	(d), (e)	Christie Gidos
44-11/3	Guidant Contract Change Order #3	56	Y	All	(d), (e)	Christie Gidos
44-11/4	Guidant Contract Change Order #4	67	Y	All	(d), (e)	Christie Gidos
44-11/5	Guidant Contract Change Order #5	42	Y	All	(d), (e)	Christie Gidos
46-1/2-2	Payroll Information	3	Y	Page 1 Line 1, Page 2 Line 1, Page 2 Column 13, Page 3 Column 13& Line 1	(e)	Christie Gidos
46-1/2-2/1	Payroll Information	3	Y	Page 1 Line 1, Page 2 Lines 1&2, Page 3 Column 1	(e)	Christie Gidos
46-2/1-1	Payroll Information	3	Y	Pages 1-3 Columns 1 & 3	(e)	Christie Gidos
47-1	Charge Back	1	N	N/A		N/A
47-1/1	Charge Back	1	N	N/A		N/A
47-1/2	Charge Back	1	N	N/A		N/A
47-1/3	Charge Back	1	N	N/A		N/A
47-2	Contractor Market Analysis	2	Y	Page 1 Columns 1-4, Page 2	(e)	Christie Gidos

Work Paper no.	Description	No. of Pages	Conf. Y/N	Line No./Col. No.	Florida Statute 366.093 (3) Subsection	Affiant
				Columns 1-2		
47-3	BVZ & Shaw Rates	3	Y N Y	Page 1 Columns 1-4, Page 2 Page 3 Lines 1-5 & Columns 1-2	(d), (e)	Christie Gidos
47-4	FPLE Loader Rates	1	Y	Page 1 Columns 1-6	(e)	Christie Gidos
47-4/1	FPLE Loader Rates	6	Y     N Y	Page 1 Columns 1-3, Page 2 Columns 1-9, Page 3 Columns 1-3, Page 4 Columns 1-4, Lines 4, 6, Page 5 Page 6 Columns 2-4	(e)	Christie Gidos
48-1	FPL & Vendor Rates	7	Y	Page 1 Lines 1-3 Column 10, Lines 8-12 Columns 7&10, Line 13 Columns 8- 10, Lines 14- 17 Columns 8-9, Lines 18- 19 Columns 8&10, Page 2 Line 14 Columns 7&10, Line 18 Column 7&10, Line 19 Column 7, Page 3 Lines 5-6 Column 8, Line 8 Columns 8-9, Line 9 Column 8 Line 18 Columns 7&10, Page 4 Lines 1-3 Column 10, Lines 4-5 Columns 7&10, Lines 6- 10 Column 10, , Line 11 Columns 7& 10, Line 12 Column 10,	(d), (e)	Christie Gidos

Work Paper no.	Description	No. of Pages	Conf. Y/N	Line No./Col. No.	Florida Statue 366.093 (3) Subsection	Affiant
				Lines 13-14 Columns 7&10, Line 15 Column 10, Line 16 Columns 7&10, Line 17 Column 10, Lines 18-21 Columns 7&10, Line 22 Column 10, Lines 25-26 Columns 7&10, Page 5 Lines 1-2 Columns 7&10, Lines 3- 4 Column 10, Lines 5-16 Columns 7&10, Page 6 Lines 1-3 Columns 7&10, Lines 5- 7 Columns 7&10, Line 9 Column 10, Lines 10-11 Columns 7&10, Lines 13-14 Columns 7&10, Page 7 Lines 1-11 Columns 7&10, Line 12 Column 7		
48-1/1	Sample	1	N	N/A		N/A
48-1/2	Sample	2	N	N/A		N/A
48-1/3	Sample	1	N	N/A		N/A
48-1/4	Sample	1	N	N/A		N/A
48-1/5	Sample	11	N	N/A		N/A
48-1/6	Sample	1	N	N/A		N/A
48-1/7	Sample	1	N	N/A		N/A
48-1/8	Sample	5	N	N/A		N/A
48-1/9	Sample	6	N	N/A		N/A
48-1/10	Sample	2	N	N/A		N/A
48-1/11	Sample	1	N	N/A		N/A
48-1/12	Sample	1	N	N/A		N/A
48-1/13	Sample	1	N	N/A		N/A
48-1/14	Sample	4	N	N/A		N/A
48-1/15	Bechtel Unit Rates	1	Y	All	(d), (e)	Christie Gidos
48-2	Vendor Rates	6	Y	Page 1 Lines 1-2 Column	(e)	Christie Gidos

Work Paper no.	Description	No. of Pages	Conf. Y/N	Line No./Col. No.	Florida Statue 366.093 (3) Subsection	Affiant	
				15, Line 7 Column 15, Lines 13-23 Column 15, Lines 26-29 Columns 10&15, Page 2 Lines 1-15 Columns 10&15, Page 3 Lines 1-12 Columns 10&15, Page 4 Lines 1-6 Columns 10&15, Line 8 Columns 14&15, Line 10 Columns 10&15, Page 5 Line 2 Columns 14&15, Line 3 Column 14, Line 6 Column 14, Line 11, Columns 14- 15, Lines 14- 16 Columns 10&15, Line 17 Column 10, Lines 18- 19 Column 15, Page 6 Line 1 Column 15			
48-2/1	Payroll Information	5	N N Y	Page 1 Page 2 Pages 3-5 Column 3	(e)	Christie Gidos	
48-2/2	Purchase Order	3	Y	Page 1 Lines 2-3, Page 2 Lines 1-2	(d), (e)	Christie Gidos	
48-2/3	Sample	2	N	N/A		N/A	
48-2/4	Sample	2	N	N/A		N/A	
48-2/5	Sample	1	N	N/A		N/A	
48-2/6	Sample	1	N	N/A		N/A	
48-3	Vendor Rates	4	Y	All	(e)	Christie Gidos	
48-3/1	Bechtel Monthly Accrual Log	2	Y	All	(d), (e)	Christie Gidos	
48-3/2	Bechtel Power Change Order #11 (page 3 different)	3	Y	All	(d), (e)	Christie Gidos	
48-3/3	BVZ Billing Rates	2	Y	All	(d), (e)	Christie Gidos	
48-3/4	Sample	1	N	N/A		N/A	

<b>Work Paper no.</b>	<b>Description</b>	<b>No. of Pages</b>	<b>Conf. Y/N</b>	<b>Line No./Col. No.</b>	<b>Florida Statue 366.093 (3) Subsection</b>	<b>Affiant</b>
48-4	Accruals	3	N	N/A		N/A
48-5	Building C Renovations	1	N	N/A		N/A
48-5/1	Building C Renovations	2	N	N/A		N/A
48-5/1-1	Building C Renovations	5	N	N/A		N/A
48-5/1-1-1	Building C Renovations	1	N	N/A		N/A
48-5/1-2	Building C Renovations	1	N	N/A		N/A
48-5/1-3	Building C Renovations	1	N	N/A		N/A
48-5/1-4	Building C Renovations	1	N	N/A		N/A
48-5/1-5	Building C Renovations	2	N	N/A		N/A
48-5/1-6	Building C Renovations	1	N	N/A		N/A
48-5/1-7	Building C Renovations	4	N	N/A		N/A
48-5/2	Building C Renovations	2	N	N/A		N/A
49-2	Transmission	2	N	N/A		N/A
49-2/1	Transmission	2	Y	All	(d), (e)	Christie Gidos

**REVISED EXHIBIT D**

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Nuclear Cost )  
Recovery Clause )

DOCKET NO. 150009-EI

STATE OF FLORIDA )  
MIAMI-DADE COUNTY )

**AFFIDAVIT OF ANTONIO MACEO**

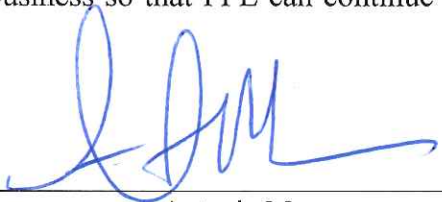
**BEFORE ME**, the undersigned authority, personally appeared Antonio Maceo who, being first duly sworn, deposes and says:

1. My name is Antonio Maceo. I am currently employed by Florida Power & Light Company ("FPL") as Manager of Auditing. I have personal knowledge of the matters stated in this affidavit.

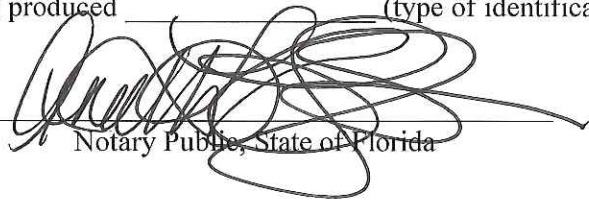
2. I have reviewed the documents that are the subject of FPL's First Request for Extension of Confidential Classification of Audit 08-248-4-1 Work Papers, for which I am identified on Revised Exhibit C as the affiant. The documents that I have reviewed contain information related to reports of internal auditors. Full and frank disclosure of information to the Internal Auditing department is essential for the department to fulfill its role, and the confidential status of internal auditing scope, process, findings, and reports supports such disclosure. The release of information related to reports of internal auditors would be harmful to FPL and its customers because it may affect the effectiveness of the Internal Auditing department itself. To the best of my knowledge, FPL has maintained the confidentiality of these documents and materials.

3. No significant changes have occurred since the issuance of Order No. PSC-14-0227-CFO-EI to render the information identified in Revised Exhibit C stale or public such that continued confidential treatment would not be appropriate. Additionally, this information will continue to be confidential for more than the next 18 months. Accordingly, this information should continue to be maintained as confidential for an additional period of not less than five years. 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 13 day of November 2015, by Antonio Maceo 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:





BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Nuclear Cost )  
Recovery Clause )

DOCKET NO. 150009-EI

STATE OF FLORIDA )  
 )  
PALM BEACH COUNTY )

AFFIDAVIT OF CHRISTIE GIDOS

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

1. My name is Christie Gidos. I am currently employed by NextEra Energy Resources as Senior Project Controls and Scheduling Specialist. I have personal knowledge of the matters stated in this affidavit.

2. I have reviewed the information that is the subject of FPL's First Request for Extension of Confidential Classification of Audit 08-248-4-1 Work Papers, for which I am identified on Revised Exhibit C as the affiant. The documents and materials that I have reviewed contain proprietary confidential business information, including contractual data and competitively sensitive data. Disclosure of this information would violate FPL's contracts with its vendors, work to the detriment of FPL's competitive interests, impair the competitive interests of its vendors and/or impair FPL's efforts to enter into contracts on commercially favorable terms. Certain documents were not available for review at the time of this filing, however, based on the information provided in the prior request for confidential classification, and attached exhibits, they appear to continue to contain proprietary confidential business information. To the best of my knowledge, FPL has maintained the confidentiality of these documents and materials.

3. No significant changes have occurred since the issuance of Order No. PSC-14-0227-CFO-EI to render the information identified in Revised Exhibit C stale or public such that continued confidential treatment would not be appropriate. Additionally, this information will continue to be confidential for more than the next 18 months. Accordingly, this information should continue to be maintained as confidential for an additional period of not less than five years. 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.

Christie Gidos  
Christie Gidos

SWORN TO AND SUBSCRIBED before me this 12<sup>th</sup> day of November 2015, by Christie Gidos, who is personally known to me or who has produced personally known (type of identification) as identification and who did take an oath.

Traci D. Goldwire  
Notary Public, State of Florida

My Commission Expires:

