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March 2, 2016

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

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2016 MAR -2 PM 1:49
COMMISSION
CLERK

Re: Docket No. 160001-EI

REDACTED

Dear Ms. Stauffer:

I enclose for filing in the above docket Florida Power & Light Company's ("FPL's") Request for Confidential Classification of certain information provided in exhibits to the prepared direct testimony of FPL witnesses Terry J. Keith (TJK-2) and Gerard J. Yupp (GJY-1). 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 declaration in support of FPL's Request for Confidential Classification.

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

Sincerely,

Maria J. Moncada

COM
AFD *Redacted*

APA _____ Enclosure

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

ENG _____

GCL _____ 3804364

IDM _____

TEL _____

CLK _____

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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

Docket No. 160001-EI

Filed: March 2, 2016

**FLORIDA POWER AND LIGHT COMPANY'S
REQUEST FOR CONFIDENTIAL CLASSIFICATION**

Pursuant to Section 366.093, Florida Statutes (“Section 366.093”), and Rule 25-22.006, Florida Administrative Code, Florida Power & Light Company (“FPL”), hereby requests confidential classification of certain information provided in exhibits to the prepared direct testimony of FPL witnesses Terry J. Keith (TJK-2) and Gerard J. Yupp (GJY-1) (“Confidential Information”) in this proceeding. In support of this Request, FPL states:

1. On March 2, 2016, FPL filed the testimony of FPL witnesses Terry J. Keith and Gerard J. Yupp. Exhibits TJK-2 and GJY-1 to the testimony contains confidential information. Pursuant to Rule 25-22.006, F.A.C., FPL files this Request for Confidential Classification.

2. The following exhibits are included with this Request:

a. Exhibit A consists of a copy of the confidential material on which all of the information that FPL asserts is entitled to confidential treatment has been highlighted.

b. Exhibit B consists of a copy of the confidential material on which all information that FPL asserts is entitled to confidential treatment has been redacted. A copy of the redacted Exhibits is also included in the copy of the prepared testimony of FPL witnesses Terry J. Keith and Gerard J. Yupp.

c. Exhibit C is a table that identifies by column and line the information for which confidential treatment is sought and references the specific statutory bases for the claim of confidentiality and the declarant who supports the requested classification.

d. Exhibit D is the declaration of Gerard J. Yupp in support of this request.

3. 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.

4. As more fully described in the declaration in Exhibit D, certain documents provided by FPL contain information concerning contractual data, the disclosure of which would impair the efforts of FPL or its affiliates to contract for goods or services on favorable terms. This information is protected by Section 366.093(3)(d), Fla. Stat. Specifically, the information contains information related to the pricing for short-term capacity purchases, the disclosure of which would impair FPL's ability to contract for capacity on favorable terms. Additionally, this information is related to the competitive interests of FPL and of suppliers from whom FPL purchases capacity, the disclosure of which would impair the competitive businesses of FPL or its vendors. This information is protected by Section 366.093(3)(e), Fla. Stat.

5. Lastly, some of the documents contain information regarding the financial details related to FPL's asset optimization activities for natural gas and electric transmission. This information, if disclosed, would impair the efforts of FPL to execute transactions for natural gas commodity sales, natural gas storage, natural gas transportation, and electricity transmission on favorable terms for the benefit of its customers and it would also impair the competitive interests of FPL and its vendors, and would place FPL at a competitive disadvantage when coupled with

other information that is publicly available. This information is protected by Sections 366.093(3)(d) and (e), Fla.Stat.

6. Upon a finding by the Commission that the Confidential Information is proprietary confidential business information, the information should not be declassified for a period of at least eighteen (18) months and should be returned to FPL as soon as the information is no longer necessary for the Commission to conduct its business. *See* § 399.093(4), Fla.Stat.

WHEREFORE, for the above and foregoing reasons, as more fully set forth in the supporting materials and declaration included herewith, Florida Power & Light Company respectfully requests that its Request for Confidential Classification be granted.

Respectfully submitted.

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By: _____


Maria J. Moncada
Florida Bar No. 0773301

CERTIFICATE OF SERVICE
Docket 160001-EI

I **HEREBY CERTIFY** that a true and correct copy of the foregoing* has been furnished by electronic service this 2nd day of March, 2016, to the following persons:

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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.

3804022

EXHIBIT A

CONFIDENTIAL

FILED UNDER SEPARATE COVER

EXHIBIT B

REDACTED COPIES

	A	B	C	D	E	F	G	H	I	J	K	L	M	
1	Florida Power & Light Company													
2	Schedule A12 - Capacity Costs													
3	Page 2 of 2													
4														
5														
6														
7	For the Month of Dec-15													
8														
9														
10	<u>Contract</u>	<u>Counterparty</u>							<u>Identification</u>	<u>Contract Start Date</u>	<u>Contract End Date</u>			
11	1	Southern Co. - UPS Scherer							Other Entity	June, 2010	December 31, 2015			
12	2	Southern Co. - UPS Harris							Other Entity	June, 2010	December 31, 2015			
13	3	Southern Co. - UPS Franklin							Other Entity	June, 2010	December 31, 2015			
14	4	JEA - SJRPP							Other Entity	April, 1982	September 30, 2021			
15	5	Solid Waste Authority - 40 MW							Other Entity	January, 2012	March 31, 2032			
16	6	Solid Waste Authority - 70 MW							Other Entity	July, 2015	May 31, 2034			
17														
18	2015 Capacity in MW													
19														
20	<u>Contract</u>	<u>Jan</u>	<u>Feb</u>	<u>Mar</u>	<u>Apr</u>	<u>May</u>	<u>Jun</u>	<u>Jul</u>	<u>Aug</u>	<u>Sep</u>	<u>Oct</u>	<u>Nov</u>	<u>Dec</u>	
21	1	163	163	163	163	163	163	163	163	163	163	163	163	
22	2	600	600	600	600	600	600	600	600	600	600	600	600	
23	3	190	190	190	190	190	190	190	190	190	190	190	190	
24	4	375	375	375	375	375	375	375	375	375	375	375	375	
25	5							40	40	40	40	40	40	
26	6							70	70	70	70	70	70	
27	Total	1,328	1,328	1,328	1,328	1,328	1,328	1,438	1,438	1,438	1,438	1,438	1,438	
28														
29	2015 Capacity in Dollars													
30														
31		<u>Jan</u>	<u>Feb</u>	<u>Mar</u>	<u>Apr</u>	<u>May</u>	<u>Jun</u>	<u>Jul</u>	<u>Aug</u>	<u>Sep</u>	<u>Oct</u>	<u>Nov</u>	<u>Dec</u>	
32	Total	13,911,366	13,975,636	14,787,777	14,454,872	14,700,342	14,214,737	15,231,289	15,004,362	15,293,201	15,204,846	15,508,268	15,122,007	
33														
34	Year-to-date Short Term Capacity Payments				177,408,703 ⁽¹⁾									
35														
36														
37	<u>Contract</u>	<u>Jan</u>	<u>Feb</u>	<u>Mar</u>	<u>Apr</u>	<u>May</u>	<u>Jun</u>	<u>Jul</u>	<u>Aug</u>	<u>Sep</u>	<u>Oct</u>	<u>Nov</u>	<u>Dec</u>	
38	1													
39	2													
40	3													
41	4													
42	5													
43	6													
44														
45	True ups													
46	1													
47	2													
48	3													
49	4													
50	5													
51	6													
52														
53														
54	(1) Total short-term capacity payments do not include payments for the Solid Waste Authority - 70 MW unit. Capacity costs for this unit were recovered through the Energy Conservation Cost Recovery Clause in 2014, consistent with Commission Order No. PSC-11-0293-FOF-EU issued in Docket No. 110018-EU on July 6, 2011.													

	A	B	C	D	E	F	G	H	I
1	ASSET OPTIMIZATION DETAIL								
2	Actual for the Period of: January 2015 through December 2015								
3									
4	(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
5		Natural Gas	Natural Gas	Natural Gas	Natural Gas	Natural Gas	Natural Gas	Electric Transmission	Total
6		Delivered City-Gate	Production Area	Capacity Release	Option	Storage	AMA	Capacity Release	Asset Optimization
7		Sales	Sales	Firm Transport	Premiums	Optimization	Gains	Firm Transmission	Gains
8	Month	(\$)	(\$)	(\$)	(\$)	(\$)	(\$)	(\$)	(\$)
9									
10	January								1,382,983
11									
12	February								2,108,498
13									
14	March								1,327,720
15									
16	April								1,065,146
17									
18	May								1,098,629
19									
20	June								885,670
21									
22	July								898,360
23									
24	August								752,095
25									
26	September								848,241
27									
28	October								894,303
29									
30	November								883,821
31									
32	December								1,763,400
33									
34	Total	1,260,405	471,892	856,448	6,963,597	725,204	1,545,201	2,086,020	13,908,866

EXHIBIT C

JUSTIFICATION TABLE

EXHIBIT C

COMPANY: Florida Power & Light Company
TITLE: List of Confidential Exhibits
DOCKET TITLE: Levelized Fuel Cost Recovery and Capacity Cost Recovery
DOCKET NO: 160001-EI
DATE: March 2, 2016

TJK-2	Schedule A12 - Capacity Costs	2	N Y	Pg. 1 Pg. 2, Cols. B-M, Lns. 38-41, 49 Cols. H-M, Lns 42 Col. F, Line 46 Col. L, Line 50	(d), (e)	G. Yupp
GJY-1	Asset Optimization Detail	4	N Y N	Pgs. 1-2 Pg. 3, Cols. B-H, Lines 10, 12, 14, 16, 18, 20, 22, 24, 26, 28, 30, 32 Pg. 4	(e)	G. Yupp

EXHIBIT D

DECLARATION

EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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

Docket No: 160001-EI

STATE OF FLORIDA)
)
COUNTY OF PALM BEACH)

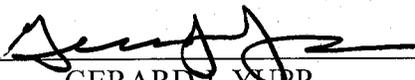
DECLARATION OF GERARD J. YUPP

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 Division. I have personal knowledge of the matters stated in this written declaration.

2. I have reviewed the exhibits to FPL's Request for Confidential Classification of Information included in Appendix II to the prefiled testimony of FPL witness Terry J. Keith (Exhibit TJK-2) and Appendix III to the prefiled testimony of FPL witness Gerard J. Yupp (Exhibit GJY-1). The documents and materials which are asserted by FPL to be proprietary confidential business information contain or constitute contractual data, the disclosure of which would impair the efforts of FPL to contract for goods or services on favorable terms. Specifically, the documents contain information related to the pricing for short-term capacity purchases, the disclosure of which would impair FPL's ability to contract for capacity on favorable terms for the benefit of its customers. The information provided by FPL also contains information related to the competitive interests of suppliers from whom FPL purchases capacity, the disclosure of which would impair the competitive businesses of the provider of the information. Additionally, the documents contain financial details related to FPL's asset optimization activities for natural gas and electric transmission. The disclosure of this information would impair FPL's ability to execute transactions for natural gas commodity sales, natural gas storage, natural gas transportation, and electricity transmission on favorable terms for the benefit of its customers, would impair the competitive interests of FPL and its vendors, and would place FPL at a competitive disadvantage when coupled with other information that is publicly available. To the best of my knowledge, FPL has maintained the confidentiality of this information.

3. Consistent with the provisions of the Florida Administrative Code, such materials should remain confidential for a period of eighteen (18) months. In addition, the 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. Under penalties of perjury, I declare that I have read the foregoing declaration and that the facts stated in it are true to the best of my knowledge and belief.


GERARD J. YUPP

Date: 2/29/16