



Maria J. Moncada
Senior 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

April 6, 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

RECEIVED-FPSC
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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 Joint Interest Billing Audit Plan. 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

Enclosure

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

- COM _____
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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: April 6, 2016

**FLORIDA POWER & LIGHT COMPANY'S REQUEST FOR
CONFIDENTIAL CLASSIFICATION OF JOINT INTEREST BILLING AUDIT PLAN**

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 Weaver and Tidwell LLP's ("Weaver") Joint Interest Billing Audit Plan (the "JIB Audit Plan"). In support of this Request, FPL states:

1. By Order No. PSC-15-0038-FOF-EI, the Florida Public Service Commission ("Commission") approved FPL's request to recover its investment in the Woodford gas reserves Project in the fuel clause (the "Woodford Project"). In its Order (page 7), the Commission directed FPL to "utilize an independent auditor in performing the audits provided in the [Woodford Drilling and Development Agreement]" and to "work with Commission staff to develop the scope of the audits." On March 8, 2016, Staff held a duly noticed informal meeting, the purpose of which was "to discuss issues related to the Woodford Project." During the meeting, FPL explained that the scope of the audit would include, among other things, review of Joint Interest Billing in order to assess the accuracy of costs billed to FPL for its ownership. Commission Staff requested a copy of the JIB Audit Plan prepared by Weaver, FPL's independent auditor.

2. The JIB Audit Plan is confidential, and it is treated as such by both FPL and Weaver. Accordingly, on March 17, 2016, FPL filed a Notice of Intent to Request Confidential Classification of JIB Audit Plan. Pursuant to Rule 25-22.006(3)(a), FPL is required to file a Request for Confidential Classification for the confidential information within 21 days. FPL

thus files this Request for Confidential Classification to maintain continued confidential handling of the information contained in the JIB Audit Plan.

3. The following exhibits are included with this Request:

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

b. Exhibit B is a copy of the JIB Audit Plan on which all information that FPL asserts is entitled to confidential treatment has been redacted. Because the JIB Audit Plan is confidential in its entirety, Exhibit B consists of an identifying cover page.

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. Exhibit C also identifies the declarant who supports the requested classification.

d. Exhibit D is the declaration of Kim Ousdahl support of this request.

4. 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.

5. As set forth in the declaration included as Exhibit D, the JIB Audit Plan contains proprietary confidential business information, including information concerning bids or other contractual data. Specifically, the JIB Audit Plan reflects Weaver's proprietary methodology for gas reserves audits developed through years of experience. To retain Weaver's services for

the benefit of its customers, FPL must maintain the confidentiality of the JIB Audit Plan. This information is protected by Section 366.093(3)(d), Fla. Stat.

6. Additionally, this information contained in the JIB Audit is related to the competitive interests of Weaver. Disclosure of Weaver's proprietary methodology for gas reserves audits would compromise Weaver's competitive position as gas reserves auditors. This information is protected by Section 366.093(3)(e), Fla. Stat.

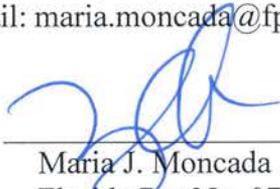
7. Upon a finding by the Commission that the Confidential Information is proprietary confidential business information, the information should not be declassified for a period of at least eighteen (18) months and should be returned to FPL as soon as the information is no longer necessary for the Commission 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.

John T. Butler, Esq.
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 160001-EI

I **HEREBY CERTIFY** that a true and correct copy of the foregoing* has been furnished by electronic service this 6th day of April 2016 to the following persons:

Danijela Janjic, Esq.
John Villafrate, Esq.
Suzanne Brownless, Esq.
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850
djanjic@psc.state.fl.us
JVillafr@psc.state.fl.us
sbrownle@psc.state.fl.us

Andrew Maurey
Michael Barrett
Division of Accounting and Finance
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850
amaurey@psc.state.fl.us
mbarrett@psc.state.fl.us

Beth Keating, Esq.
Gunster Law Firm
Attorneys for Florida Public Utilities Corp.
215 South Monroe St., Suite 601
Tallahassee, Florida 32301-1804
bkeating@gunster.com

Dianne M. Triplett, Esq.
Attorneys for Duke Energy Florida
299 First Avenue North
St. Petersburg, Florida 33701
dianne.triplett@duke-energy.com

James D. Beasley, Esq.
J. Jeffrey Wahlen, Esq.
Ashley M. Daniels, Esq.
Ausley & McMullen
Attorneys for Tampa Electric Company
P.O. Box 391
Tallahassee, Florida 32302
jbeasley@ausley.com
jwahlen@ausley.com
adaniels@ausley.com

Jeffrey A. Stone, Esq.
Russell A. Badders, Esq.
Steven R. Griffin, Esq.
Beggs & Lane
Attorneys for Gulf Power Company
P.O. Box 12950
Pensacola, Florida 32591-2950
jas@beggslane.com
rab@beggslane.com
srg@beggslane.com

Robert Scheffel Wright, Esq.
John T. LaVia, III, Esq.
Gardner, Bist, Wiener, et al
Attorneys for Florida Retail Federation
1300 Thomaswood Drive
Tallahassee, Florida 32308
schef@gbwlegal.com
jlavia@gbwlegal.com

James W. Brew, Esq. .
Laura A. Wynn, Esq.
Attorneys for PCS Phosphate - White Springs
Stone Mattheis Xenopoulos & Brew, PC
1025 Thomas Jefferson Street, NW
Eighth Floor, West Tower
Washington, DC 20007-5201
jbrew@smxblaw.com
laura.wynn@smxblaw.com

Robert L. McGee, Jr.
Gulf Power Company
One Energy Place
Pensacola, Florida 32520
rlmcgee@southernco.com

Matthew R. Bernier, Esq.
Duke Energy Florida
106 East College Avenue, Suite 800
Tallahassee, Florida 32301
matthew.bernier@duke-energy.com

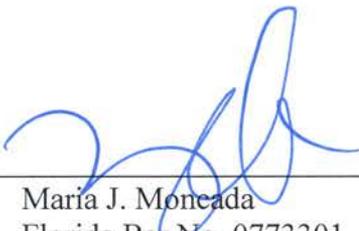
J. R. Kelly, Esq.
Patricia Christensen, Esq.
Charles Rehwinkel, Esq.
Office of Public Counsel
c/o The Florida Legislature
111 West Madison Street, Room 812
Tallahassee, Florida 32399
kelly.jr@leg.state.fl.us
christensen.patty@leg.state.fl.us
rehwinkel.charles@leg.state.fl.us

Mike Cassel, Director/Regulatory and
Governmental Affairs
Florida Public Utilities Company
911 South 8th Street
Fernandina Beach, Florida 32034
mcassel@fpuc.com

Paula K. Brown, Manager
Tampa Electric Company
Regulatory Coordinator
Post Office Box 111
Tampa, Florida 33601-0111
regdept@tecoenergy.com

Jon C. Moyle, Esq.
Moyle Law Firm, P.A.
Attorneys for Florida Industrial Power
Users Group
118 N. Gadsden St.
Tallahassee, Florida 32301
jmoyle@moylelaw.com

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 A

CONFIDENTIAL

FILED UNDER SEPARATE COVER

EXHIBIT B

REDACTED COPIES

Exhibit B

Joint Interest Billing Audit Plan
Pages 1 – 4

CONFIDENTIAL IN ITS ENTIRETY

EXHIBIT C

JUSTIFICATION TABLE

EXHIBIT C

COMPANY: Florida Power & Light Company
TITLE: List of Confidential Exhibits
DOCKET TITLE: Fuel and Purchased Power Cost Recovery Clause
DOCKET NO: 160001-EI
DATE: April 6, 2016

					
Weaver and Tidwell LLP Joint Interest Billing Audit Plan for Woodford Gas Reserves Project	4	Y	ALL	(d), (e)	K. Ousdahl

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 KIM OUSDAHL

1. My name is Kim Ousdahl. I am currently employed by Florida Power & Light Company ("FPL") as Vice President, Controller and Chief Accounting Officer. I have personal knowledge of the matters stated in this written declaration.

2. I have reviewed Exhibit C and the documents that are included in FPL's Request for Confidential Classification of Weaver and Tidwell LLP ("Weaver") Joint Interest Billing Audit Plan ("JIB Audit Plan"). The JIB Audit Plan contains proprietary confidential business information, including information concerning bids or other contractual data. It also relates to competitive interests, the disclosure of which would impair Weaver's competitive business. Specifically, the JIB Audit Plan reflects Weaver's proprietary methodology for gas reserves audits developed through years of experience. To retain Weaver's services for the benefit of its customers, FPL must maintain the confidentiality of the JIB Audit Plan. Additionally, public disclosure of the JIB Audit Plan would compromise Weaver's competitive position as gas reserves auditors. 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, 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.



KIM OUSDAHL

Date: _____

April 4, 2016