

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Petition for rate increase by Florida Power & Light Company	Docket No. 160021-EI
In re: Petition for approval of 2016-2018 storm hardening plan, by Florida Power & Light Company	Docket No. 160061-EI
In re: 2016 depreciation and dismantlement study by Florida Power & Light Company	Docket No. 160062-EI
In re: Petition for limited proceeding to modify and continue incentive mechanism by Florida Power & Light Company	Docket No. 160088-EI
	Filed: February 1, 2018

**FLORIDA POWER & LIGHT COMPANY’S FIRST  
REQUEST FOR EXTENSION OF 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 submits its First Request for Extension of Confidential Classification of certain material provided to the Staff of the Florida Public Service Commission (“Staff”) pursuant to Audit Control No. 16-095-4-1 (“the Audit”). In support of this request, FPL states as follows:

1. On July 7, 2016, FPL filed a Request for Confidential Classification of the Confidential Information, which included Exhibits A, B, C and D (“July 7, 2016 Request”). By Order No. PSC-16-0317-CFO-EI, dated August 5, 2016 (“Order 0317”), the Commission granted FPL’s July 7, 2016 Request. FPL adopts and incorporates by reference the July 7, 2016 Request and Order 0317.

2. The period of confidential treatment granted by Order 0317 will soon expire. The Confidential Information that was the subject of FPL’s July 7, 2016 Request and Order 0317 warrants continued treatment as proprietary and confidential business information within the

meaning of Section 366.093(3). Accordingly, FPL hereby submits its First Request for Extension of Confidential Classification.

3. All of the information designated in Exhibits A, B and C to the July 7, 2016 Request remain confidential. Accordingly, those exhibits will not be reproduced or reattached here.

4. Included with this Request is First Revised Exhibit D, which consists of the declarations of Elizabeth Fuentes, Severino H. Lopez, Roeder Root, Jennifer Swist and Gerard J. Yupp in support of this Request.

5. The Confidential Information is intended to be and have 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.

6. As described more fully in the declarations included as First Revised Exhibit D, certain documents contain information concerning bids or other contractual data, the disclosure of which would impair the efforts of FPL to contract for goods or services on favorable terms. This information is protected by Section 366.093(3)(d), Fla. Stat.

7. Additionally, certain information in these documents concern FPL's competitive interests, the disclosure of which would impair the competitive business of FPL and its vendors. This information is protected by Section 366.093(3)(e), Fla. Stat.

8. 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 thirty-six (36) 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 declarations included herewith, Florida Power & Light Company respectfully requests that its First Request for Extension of Confidential Classification be granted.

Respectfully submitted,

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Assistant General Counsel - Regulatory  
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By: s/ Maria J. Moncada  
Maria J. Moncada  
Florida Bar No. 0773301

**CERTIFICATE OF SERVICE**  
**Docket No. 20160021-EI**

I **HEREBY CERTIFY** that a true and correct copy of the foregoing First Request for Extension of Confidential Classification has been furnished by electronic mail this 1st day of February 2018 to the following parties:

Suzanne Brownless  
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By: s/ Maria J. Moncada  
Maria J. Moncada  
Florida Bar No. 0773301

**FIRST REVISED  
EXHIBIT D**

EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for Increase in Rates by  
Florida Power & Light Company

Docket No. 160021-EI

STATE OF FLORIDA     )  
  )  
MIAMI DADE COUNTY    )

WRITTEN DECLARATION OF **ELIZABETH FUENTES**

1. My name is Elizabeth Fuentes. I am currently employed by Florida Power & Light Company ("FPL") as Senior Director of Regulatory Accounting. My business address is 9250 W. Flagler Street, Miami, Florida 33174. I have personal knowledge of the matters stated in this written declaration.

2. I have reviewed the documents that are included in FPL's Request for Confidential Classification regarding the Rate Case MFR Audit No. 16-095-4-1, for which I am listed as the declarant 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. Specifically, the information consists of terms included in contracts with providers of construction services and pricing data identifying amounts paid to those providers. The materials also include proprietary information belonging to an audit service provider whose agreement with FPL contains a confidentiality clause. These documents or materials also contain or constitute information relating to competitive interests, the disclosure of which would impair FPL's competitive business. Additional documents relating to competitive interests, the disclosure of which would impair NEER, consist of megawatt allocation forecasts. To the best of my knowledge, FPL has maintained the confidentiality of these documents and materials.

3. Nothing has occurred since the issuance of Order No. PSC-16-0317-CFO-EI to render the designated information stale or public, such that continued confidential treatment would not be appropriate. Therefore, consistent with the provisions of the Florida Administrative Code, such materials should remain confidential for a period of at least an additional thirty-six (36) months. In addition, 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. 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.

  
Elizabeth Fuentes

Date: 1/25/18

EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for Increase in Rates by  
Florida Power & Light Company

Docket No. 160021-EI

STATE OF FLORIDA     )  
  )  
MIAMI DADE COUNTY    )

WRITTEN DECLARATION OF **SEVERINO H. LOPEZ**

1. My name is Severino H. Lopez. I am currently employed by Florida Power & Light Company ("FPL") as Principal, Regulatory Analyst. My business address is 9250 W. Flagler Street, Miami, Florida 33174. I have personal knowledge of the matters stated in this written declaration.

2. I have reviewed the documents that are included in FPL's Request for Confidential Classification regarding the Rate Case MFR Audit No. 16-095-4-1, for which I am listed as the declarant on Exhibit C. The information that FPL asserts is proprietary and confidential business information includes contractual data and competitive interests, the disclosure of which would impair the efforts of the public utility to contract for goods or services on favorable terms. To the best of my knowledge, FPL has maintained the confidentiality of these documents and materials.

3. Nothing has occurred since the issuance of Order No. PSC-16-0317-CFO-EI to render the designated information stale or public, such that continued confidential treatment would not be appropriate. Therefore, consistent with the provisions of the Florida Administrative Code, such materials should remain confidential for a period of at least an additional thirty-six (36) months. In addition, 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. 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.

  
\_\_\_\_\_  
Severino H. Lopez

Date: 1/19/18



**EXHIBIT D**

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Petition for Increase in Rates by  
Florida Power & Light Company

Docket No. 160021-EI

STATE OF FLORIDA )  
 )  
PALM BEACH DADE COUNTY )

**WRITTEN DECLARATION OF ROEDER ROOT**

1. My name is Roeder Root. I am currently employed by Florida Power & Light Company ("FPL") as Manager of Asset Management. My business address is 700 Universe Blvd., Juno Beach, Florida 33408. I have personal knowledge of the matters stated in this written declaration.

2. I have reviewed the documents that are included in FPL's Request for Confidential Classification regarding the Rate Case MFR Audit No. 16-095-4-1, for which I am listed as the declarant 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 material consists of contractual terms related to the acquisition of land and pricing information related to property services. To the best of my knowledge, FPL has maintained the confidentiality of these documents and materials.

3. Nothing has occurred since the issuance of Order No. PSC-16-0317-CFO-EI to render the designated information stale or public, such that continued confidential treatment would not be appropriate. Therefore, consistent with the provisions of the Florida Administrative Code, such materials should remain confidential for a period of at least an additional thirty-six (36) months. In addition, 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. 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.

  
\_\_\_\_\_  
Roeder Root

Date: 1/30/18

**EXHIBIT D**

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Petition for Increase in Rates by  
Florida Power & Light Company

Docket No. 160021-EI

STATE OF FLORIDA     )  
  )  
PALM BEACH COUNTY    )

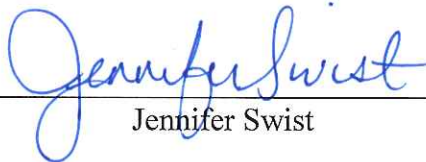
**WRITTEN DECLARATION OF JENNIFER SWIST**

1. My name is Jennifer Swist. I am currently employed by Florida Power & Light Company ("FPL") as Senior Manager of Finance. My business address is 700 Universe Blvd., Juno Beach, Florida 33408. I have personal knowledge of the matters stated in this written declaration.

2. I have reviewed the documents that are included in FPL's Request for Confidential Classification regarding the Rate Case MFR Audit No. 16-095-4-1, for which I am listed as the declarant on Exhibit C. The information that FPL asserts is proprietary and confidential business information which includes contractual data and competitive interests, the disclosure of which would impair the efforts of the public utility to contract for goods or services on favorable terms. Specifically, the material consists of contractual term loan information. To the best of my knowledge, FPL has maintained the confidentiality of these documents and materials.

3. Nothing has occurred since the issuance of Order No. PSC-16-0317-CFO-EI to render the designated information stale or public, such that continued confidential treatment would not be appropriate. Therefore, consistent with the provisions of the Florida Administrative Code, such materials should remain confidential for a period of at least an additional thirty-six (36) 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. 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.

  
\_\_\_\_\_  
Jennifer Swist

Date: 1/18/18

**EXHIBIT D**

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Petition for Increase in Rates by  
Florida Power & Light Company

Docket No. 160021-EI

STATE OF FLORIDA     )  
                                  )  
PALM BEACH COUNTY    )


**WRITTEN 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. My business address is 700 Universe Blvd., Juno Beach, Florida 33408. I have personal knowledge of the matters stated in this written declaration.

2. I have reviewed the documents that are included in FPL's Request for Confidential Classification regarding the Rate Case MFR Audit No. 16-095-4-1, for which I am listed as the declarant on Exhibit C. The information that FPL asserts is proprietary and confidential business information contains or constitutes competitively sensitive information that FPL is obligated by contract to maintain as confidential. The disclosure of this information could impair the competitive business of the provider of the information. To the best of my knowledge, FPL has maintained the confidentiality of these documents and materials.

3. Nothing has occurred since the issuance of Order No. PSC-16-0317-CFO-EI to render the designated information stale or public, such that continued confidential treatment would not be appropriate. Therefore, consistent with the provisions of the Florida Administrative Code, such materials should remain confidential for a period of at least an additional thirty-six (36) months. In addition, 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. 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: 1/25/18