

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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| 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 12, 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 information provided in Late-Filed Deposition Exhibits 4 and 6 to the deposition of Robert E. Barrett, and Amended Late-Filed Deposition Exhibit 4 to the deposition of Robert E. Barrett. In support of this request, FPL states as follows:

1. On August 11, 2016, FPL filed a Request for Request for Confidential Classification related to Late-Filed Deposition Exhibit 4 and 6 to the deposition of Robert E. Barrett, which included Exhibits A, B, C and D (“August 11 2016 Request”). [Document Nos. 06488-2016, 06492-2016]

2. On August 17, 2016, FPL filed a Request for Confidential Classification related to Amended Late-Filed Deposition Exhibit 4 to the deposition of Robert E. Barrett, which included Exhibits A, B, C and D (“August 17, 2016 Request”). [Document Nos. 06786-2016, 06790-2016]

3. By Order No. PSC-16-0344-CFO-EI, dated August 22, 2016 (“Order 0344”), the Commission granted FPL’s August 11, 2016 and August 17, 2016 Request. FPL adopts and incorporates by reference the August 11, 2016 Request, August 17, 2016 Request and Order 0344.

4. The period of confidential treatment granted by Order 0344 will soon expire. Mr. Barrett’s Late-Filed Deposition Exhibits 4 and 6, and Amended Late-Filed Deposition Exhibit 4 warrant 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.

5. All of the information designated in Exhibits A, B and C to the August 11, 2016 Request and August 17, 2016 Request remain confidential. Accordingly, those exhibits will not be reproduced or reattached here.

6. Included with this Request is First Revised Exhibit D, the declaration of Robert E. Barrett, Jr. in support of this Request.

7. Mr. Barrett’s Late-Filed Deposition Exhibits 4 and 6 and Amended Late-Filed Deposition Exhibit 4 are intended to be and have been treated by FPL as private, their confidentiality has been maintained, and their 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.

8. As described more fully in the declaration included as Exhibit D, Barrett Late-Filed Deposition Exhibits 4 and 6 and Amended Late-Filed Deposition Exhibit 4 relate to competitive interests, the disclosure of which would impair the competitive business of the provider of the information. This information is protected by Section 366.093(3)(e), Fla. Stat.

9. 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 reasons, as more fully set forth in the supporting materials, Florida Power & Light Company respectfully requests that its First Request for Extension of Confidential Classification be granted.

Respectfully submitted,

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By: s/ Maria J. Moncada
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CERTIFICATE OF SERVICE
Docket No. 160021-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 12th day of February 2018 to the following parties:

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By: /s/ Maria J. Moncada
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FIRST REVISED EXHIBIT D

EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for rate increase by Florida
Power & Light Company.

Docket No: 160021-EI

STATE OF FLORIDA)
)
COUNTY OF PALM BEACH)

WRITTEN DECLARATION OF **ROBER E BARRETT, Jr.**

1. My name is Robert E. Barrett, Jr. I am currently employed by Florida Power & Light Company ("FPL") as Vice President, Finance. I have personal knowledge of the matters stated in this written declaration.

2. I have reviewed the documents referenced and incorporated in FPL's Request for Confidential Classification. The documents or materials that I have reviewed and which are asserted by FPL to be proprietary confidential business information contain competitive business information regarding our financial forecasts. The release of this information could impair our competitive interests and would violate Securities and Exchange Commission rules regarding the disclosure of material non-public 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-16-0344-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 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. 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.


Robert E. Barrett, Jr.

Date: 1/23/18