

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Environmental Cost Recovery Clause

Docket No: 20180007-EI

Date: November 19, 2018

**FLORIDA POWER & LIGHT COMPANY'S SECOND REQUEST
FOR EXTENSION OF CONFIDENTIAL CLASSIFICATION OF
MATERIALS PROVIDED PURSUANT TO AUDIT NO. 15-014-4-1**

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 Second Request for Extension of Confidential Classification of Information Provided Pursuant to Audit No. 15-014-4-1 (“Confidential Information”). In support of this request, FPL states as follows:

1. On June 30, 2015, FPL filed a Request for Confidential Classification of the Confidential Information, which included Exhibits A, B, C and D (“June 30, 2015 Request”). By Order No. PSC-15-0484-CFO-EI, dated October 15, 2015 (“Order 0484”), the Commission granted FPL’s June 30, 2015 Request. FPL adopts and incorporates by reference the June 30, 2015 Request and Order 0484.

2. On March 21, 2017, FPL filed its First Request for Confidential Classification of the Confidential Information, which included First Revised Exhibits A, B, C and D (“March 31, 2017 Request”). By Order No. PSC-17-0197-CFO-EI, dated May 19, 2017 (“Order 0197”), the Commission granted FPL’s March 31, 2018 Request. FPL adopts and incorporates by reference the March 31, 2017 Request and Order 0197.

3. The period of confidential treatment granted by Order 0197 will soon expire. The Confidential Information that was the subject of FPL’s March 31, 2017 Request and Order 0197 warrants continued treatment as proprietary and confidential business information within the

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

4. All of the information designated in First Revised Exhibits A and B to the March 31, 2017 Request remain confidential. Accordingly, those exhibits will not be reproduced or reattached here.

5. Included with this Request are Second Revised Exhibit C and Second Revised Exhibit D. Second Revised Exhibit D consists of the declarations of Antonio Maceo, Anthony Bartnick, Lisa Fuca and Scott E. Brown. Regarding Second Revised Exhibit C, all of the information listed in the March 31, 2017 Request remains confidential; that Exhibit is revised only to identify Anthony Bartnick as a new declarant.

6. The Confidential Information continues 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.

7. As more fully described in the declarations included in Second Revised Exhibit D, certain documents provided by FPL contain information regarding internal auditing controls, reports or notes of internal auditors, or information relating to internal audit reports. This information is protected by Section 366.093(3)(b), Fla. Stat.

8. Additionally, certain documents contain information concerning bids or other contractual data, the disclosure of which would impair FPL's efforts to contract for goods or

services on favorable terms in the future. This information is protected by Section 366.093(3)(d), Fla. Stat.

9. Also, certain information contain or constitute information related to competitive interests of FPL and/or its vendors, the disclosure of which would impair FPL's, and/or its vendors' competitive business and their ability to contract for goods and services on favorable terms for the benefit of their customers. This information is protected by Section 366.093(3)(e), Fla. Stat.

10. 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 affidavits included herewith, Florida Power & Light Company respectfully requests that its Second Request for Extension of Confidential Classification be granted.

Respectfully submitted,

Maria J. Moncada
Senior 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: /s/ Maria J. Moncada
Maria J. Moncada
Florida Bar No. 0773301

CERTIFICATE OF SERVICE
Docket No. 20180007-EI

I **HEREBY CERTIFY** that a true and correct copy of FPL's Second Request for Extension of Confidential Classification has been furnished by electronic service this 16th day of November 2018 to the following:

Charles Murphy, Esq.
Stephanie Cuello, Esq.
Office of the General Counsel
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850
Cmurphy@psc.state.fl.us
Scuello@psc.state.fl.us

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

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

Dianne Triplett, Esquire
Duke Energy Florida, Inc.
299 First Avenue North
St. Petersburg, Florida 33701
dianne.triplett@duke-energy.com

Paula K. Brown
Regulatory Coordination
Tampa Electric Company
P.O. Box 111
Tampa, Florida 33601
regdept@tecoenergy.com

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

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

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

Jeffrey A. Stone
C. Shane Boyett
One Energy Place
Pensacola, Florida 32520-0780
jastone@southernco.com
csboyett@southernco.com
Gulf Power Company

George Cavros
120 E. Oakland Park Blvd., Suite 105
Fort Lauderdale, Florida 33334
george@cavros-law.com
Southern Alliance for Clean Energy

James W. Brew, Esq.
Laura A. Wynn, Esq.
Stone, Mattheis, Xenopoulos & Brew, P.C.
1025 Thomas Jefferson Street, N.W.
Eighth Floor, West Tower
Washington, D.C. 20007
jbrew@smxblaw.com
law@smxblaw.com
*Attorneys for White Springs Agricultural
Chemicals, Inc. d/b/a/ PCS Phosphate – White
Springs*

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

EXHIBIT C

JUSTIFICATION TABLE

SECOND REVISED EXHIBIT C

COMPANY: Florida Power & Light Company
TITLE: List of Confidential Workpapers
AUDIT: FPL Environmental Audit
AUDIT CONTROL NO: 15-014-4-1
DOCKET NO: 20180007-EI
DATE: November 16, 2018

Bold denotes new declarant

Workpaper No.	Description	No. of Pages	Conf Y/N	Line No./Column No.	Florida Statute 366.093 (3) Subsection	Declarant
9	Internal Audit Notes	1	Y	ALL	(b)	A. Maceo
16-3/2	Sample Testing of Items 1-5, 12 & 13	3	N			
16-3/2-1	Sample # 1 Explanation	1	N			
16-3/2-2	Sample # 2 Explanation	1	N			
16-3/2-2/1	Printer Reclass	1	N			
16-3/2-3	Sample # 3 to 5 Explanation	1	N			
19-4/2-1	ESI Invoice: 3% Discount Issue	3	N			
19-4/2-2	Siemens CCO #6 Invoice and Justification	12	Y	Pg. 1, Col. A, Line 1 Col. B, Lns. 1-3 (Bank Acct Number redacted on Exhibits A and B) Pg. 2, Col. A, Lns. 1-2 Pgs. 3-12, ALL	(d), (e)	A. Bartnick
21-2	FERC Form 1 SO2 and NOx	4	N			
41-1	Revenue Rec. to Books	1	N			
43-1	O&M Costs Per SAP	6	N			
43-1/1	O&M Costs by Account	2	N			
43-2	O&M Testing w/o Scherer	6	N			
43-2/1	Salinity Reduction Costs Testing	4	Y N	Pg. 1, Col. A, Lns. 1, 2 Pgs. 2-4	(d)	L. Fuca
43-2/2	O&M Explanations for #1-3 and #53-57	1	N			
43-2/3	O&M Explanations for #42-49 and #51	2	N			

Workpaper No.	Description	No. of Pages	Conf Y/N	Line No./Column No.	Florida Statute 366.093 (3) Subsection	Declarant
43-3	Plant Scherer O&M Expenses	12	Y	<p>Pg.1, Col. A, Lns. 1, 3 Cols. B-G, I, L, Lns. 1, 2, 3, 4, 5</p> <p>Pg. 2, Col. A, Lns. 1, 3 Cols. B-G, I-K, Lns. 1, 2, 3, 4, 5</p> <p>Pgs. 3-10, Col. A, Lns. 1,3 Cols. B-G, I, K, Lns.1, 2, 3, 4, 5</p> <p>Pg. 11, Col., A, Lns. 1, 3 Cols. B-F, Lns. 1, 2, 3, 4, 5 Col. G, Lns. 1, 2, 3, 4 Cols. I, K, Lns. 1, 2, 3, 4, 5</p> <p>Pg.12, Col. A, Lns. 1, 3 Cols. B-F, Lns. 1, 2, 3, 4, 5 Col. G, Lns. 1, 2, 3, 4 Cols. I, K, Lns. 1, 2, 3, 4, 5</p>	(e)	S. Brown
43-3/1	Plant Scherer Cost Summary for Sample Items # 12-32, 50, 60-75	1	Y	Col. A, Lns. 1-20	(e)	S. Brown
43-3/2	Scherer O&M Testing	2	Y	<p>Pg. 1 Col. A-C, Lns. 1-15</p> <p>Pg. 2 Col. A-C, Lns.16-23</p>	(e)	S. Brown

EXHIBIT D

DECLARATIONS

SECOND REVISED EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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DECLARATION OF ANTHONY BARTNICK

1. My name is Anthony Bartnick. I am currently employed by Florida Power & Light Company ("FPL") as Project Controls & Scheduling Manager, in the Project Controls Department. I have personal knowledge of the matters stated in this declaration.

2. I have reviewed the documents referenced and incorporated in FPL's Second Request for Extension of Confidential Classification of Information Obtained in Connection with Audit No. 15-014-4-1 for which I am identified as the declarant. Such documents or materials that I have reviewed and which, in whole or in part, are asserted by FPL to be proprietary confidential business information, contain or constitute information concerning bids and contractual data, the disclosure of which would impair the efforts of FPL and its vendors to contract for goods and services on favorable terms. Additionally, the data contain information related to competitive interests, the disclosure of which would impair the competitive business of FPL and Siemens Energy. Specifically the information relates to pricing for the design, fabrication, procurement, delivery and construction of Electrostatic Precipitators for integration in oil-fired power generation facility which was negotiated between FPL and Siemens Energy. 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-17-0197-CFO-EI to render the information stale or public, such that continued confidential treatment would not be appropriate. Therefore, the information should remain confidential for a period of not less than 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.



ANTHONY BARTNICK

Date: _____

11/16/18

SECOND REVISED EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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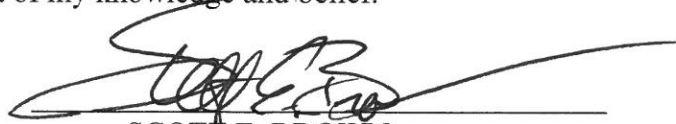
DECLARATION OF SCOTT E. BROWN

1. My name is Scott E. Brown. I am currently employed by Florida Power & Light Company ("FPL") as Plant Manager, Scherer and St. Johns River Power Park in the Power Generation Division. I have personal knowledge of the matters stated in this written declaration.

2. I have reviewed the documents referenced and incorporated in FPL's Second Request for Extension of Confidential Classification of Information Obtained in Connection with Audit No. 15-014-4-1 for which I am identified as the declarant. The documents that I have reviewed and which are asserted by FPL to be proprietary confidential business information contain or constitute information related to competitive interests of FPL and Georgia Power, the disclosure of which would impair FPL's and Georgia Power's competitive business and their ability to contract for goods and services on favorable terms. Specifically, this information shows allocation of certain costs related to the determination of overhead rates which are confidential components of FPL's operating agreement with Georgia Power Company. Additionally, certain activity descriptions and dollars could provide an opportunity for third party to determine compliance costs for particular pollution control technology. Finally, disclosure of quantity, prices and supplier information could allow third party to determine competitive pricing 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-17-0197-CFO-EI to render the information stale or public, such that continued confidential treatment would not be appropriate. Therefore, the information should remain confidential for a period of not less than 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.


SCOTT E. BROWN

Date: 11/14/2018

SECOND REVISED EXHIBIT D

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DECLARATION OF LISA FUCA

1. My name is Lisa Fuca. I am currently employed by Florida Power & Light Company ("FPL") as Principal Business Analyst, Nuclear Business Operations. I have personal knowledge of the matters stated in this written declaration.

2. I have reviewed the documents referenced and incorporated in FPL's Second Request for Extension of Confidential Classification of Information Obtained in Connection with Audit No. 15-014-4-1 for which I am identified as the declarant. The documents that I have reviewed and which are asserted by FPL to be proprietary confidential business information contain or constitute information concerning bids and/or contractual data, the disclosure of which would impair the efforts of FPL and its vendors to contract for goods and services on favorable terms. Specifically the information relates to pricing for work provided at the Turkey Point cooling canal. 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-17-0197-CFO-EI to render the information stale or public, such that continued confidential treatment would not be appropriate. Therefore, the information should remain confidential for a period of not less than 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.



LISA FUCA

Date: 11/13/18

SECOND REVISED EXHIBIT D

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DECLARATION OF ANTONIO MACEO

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

2. I have reviewed the documents referenced and incorporated in FPL's Second Request for Extension of Confidential Classification of Information Obtained in Connection with Audit No. 15-014-4-1 for which I am identified as the declarant. Such documents or materials that I have reviewed and which, in whole or in part, are asserted by FPL to be proprietary confidential business information, contain or constitute internal auditing controls, reports or notes of internal auditors, or information relating to internal auditing reports issued in 2014. 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. Nothing has occurred since the issuance of Order No. PSC-17-0197-CFO-EI to render the information stale or public, such that continued confidential treatment would not be appropriate. Therefore, the information should remain confidential for a period of not less than 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.



ANTONIO MACEO

Date:

4/14/18