

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Nuclear Cost)
Recovery Clause)

Docket No. 20190009-EI
Filed: January 31, 2019

**FLORIDA POWER & LIGHT COMPANY'S FIRST REQUEST
FOR EXTENSION OF CONFIDENTIAL CLASSIFICATION OF
AUDIT CONTROL NO. 16-005-4-1 WORK PAPERS**

Pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, Florida Power & Light Company ("FPL") requests continued confidential classification of certain information provided to the Staff of the Florida Public Service Commission ("Staff") pursuant to Audit Control Number 16-005-4-1 ("the Audit") and reflected in Staff's work papers. In support of its request, FPL states:

1. On July 1, 2016 FPL filed a Request for Confidential Classification of portions of the Audit work papers. FPL's request was granted by Order No. PSC-2017-0305-CFO-EI, dated August 2, 2017.

2. The period of confidential treatment granted in Order No. PSC-2017-0305-CFO-EI will soon expire. FPL has reviewed the confidential documents and determined that all the information that was subject of Order No. PSC-2017-0305-CFO-EI warrants continued treatment as proprietary and confidential business information within the meaning of Section 366.093(3), Florida Statutes.

3. FPL hereby submits its First Request for Extension of Confidential Classification. Exhibits A and B from FPL's July 1, 2016 filing are incorporated herein by reference. Included herewith are First Revised Exhibit C and First Revised Exhibit D.

4. First Revised Exhibit D contains the declarations of Antonio Maceo and Lisa Fuca in support of this request. Regarding First Revised Exhibit C, all of the information listed in the July 1, 2016 Request remains confidential; the exhibit is revised only to identify Lisa Fuca as a new declarant.

5. The information that was granted confidential treatment by Order No. PSC-2017-0305-CFO-EI continues to be confidential business information within the meaning of Section 366.093(3), Florida Statutes. This information is intended to be and is treated by FPL as private in that the disclosure of the information would cause harm to customers or FPL's business operations, and its confidentiality has been maintained. Pursuant to Section 366.093, such information is entitled to confidential treatment and it is 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 the declarations in Second Revised Exhibit D indicate, some of information in the Audit work papers is proprietary, confidential business information. The Audit work papers contain information related to reports of internal auditors. This information is protected from public disclosure by Section 366.093(3)(b), Florida Statutes. The work papers also contain information related to bids or contractual data, such as pricing and other contractual terms, the public disclosure of which would violate nondisclosure provisions of FPL's contracts with certain vendors and impair FPL's ability to contract for goods or services on favorable terms in the future. Such information is protected from public disclosure by Section 366.093(3)(d), Florida Statutes. The work papers also include competitively sensitive information which, if

disclosed, could impair the competitive interests of the provider of the information. Such information is protected from public disclosure by Section 366.093(3)(e), Florida Statutes. Additionally, a few documents include competitively sensitive information related to certain employees' compensation. Public disclosure of compensation information would enable competing employers to meet or beat the compensation currently offered, resulting in the loss of talented employees, or conversely, the need to increase the level of compensation already paid in order to retain these employees and attract new talent. The quality of service and the cost of service implications would be detrimental to FPL and its customers. Such information is also protected by Section 366.093(3)(e), Florida Statutes.

7. Nothing has changed since the issuance of Order No. PSC-2017-0305-CFO-EI to render the confidential information stale or public, such that continued confidential treatment would not be appropriate.

8. Upon a finding by the Commission that the information continues to be proprietary confidential business information, the information should not be declassified for a period of at least an additional 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* § 366.093(4), Fla. Stat.

WHEREFORE, for the above and foregoing reasons, as supported by the materials and declarations included herewith, Florida Power & Light Company respectfully requests that its First Request for Extension of Confidential Classification be granted.

Respectfully submitted,

Kevin I.C. Donaldson
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By: /s/ Kevin I.C. Donaldson
Kevin I.C. Donaldson
Fla. Bar No. 833401

CERTIFICATE OF SERVICE
DOCKET NO. 20190009-E1

I HEREBY CERTIFY that a true and correct copy of FPL's First Request for Extension of Confidential Classification was served electronically this 31st day of January, 2019 to the following:

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By: s/ Kevin I.C. Donaldson
Kevin I.C. Donaldson
Fla. Bar No. 833401

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First Revised Exhibit C
Company: Florida Power and Light Company
Title: List of Confidential Workpapers Audit Control No. 16-005-4-1
Docket No. 20190009-EI

Bold denotes revision to reduce the amount of confidential classification previously requested or a new declarant

Document	Description	No. of Pages	Conf. Y/N	Line No./Col. No.	Florida Statute 366.093 (3) Subsection	Declarant
9-1	Internal Audit Review	1	Y	All	(b)	Antonio Maceo
9-2	Internal Audit Review	2	Y	All	(b)	Antonio Maceo
9-3	Internal Audit Review	1	Y	Page 1 Lines 1-4	(b)	Antonio Maceo
10-13 p .3	Request	1	N			
12-1	Reconciliation	1	N			
12-2	CWIP Listing	3	N			
12-3	CWIP Balance	1	N			
19-2	Costs by WBS	2	N			
19-3	Costs by Cost Element	2	N			
19-4 S	Sample selection	1	N			
19-4	Sample	10	Y	Pages 1-5 No Page 6 Lines 1-8 Page 7 Lines 1-9 Page 8 Lines 1-10 Page 9 Lines 1-8 Page 10 Column A	(d)(e)	Lisa Fuca
19-4/1	PO	2	Y	Page 1 Lines 1-3 Page 2 No	(d)(e)	Lisa Fuca
19-4/2	PO	2	N			
19-4/2-1	Invoice	2	Y	Page 1 Lines 1-7 Page 2 Lines 1-5	(d)(e)	Lisa Fuca
19-4/2-2	Invoice Detail	1	Y	Page 1 Column A	(d)(e)	Lisa Fuca
19-4/2-2/1	Invoice Detail	2	Y	Pages 1-2 Columns A-B	(d)(e)	Lisa Fuca
19-4/2-3	Invoice Detail	1	Y	Page 1 Lines 1-9	(d)(e)	Lisa Fuca
19-4/2-3/1	Invoice Detail	2	Y	Pages 1-2 Columns A-E	(d)(e)	Lisa Fuca
19-4/2-4	Invoice Detail	1	Y	Page 1 Column A	(d)(e)	Lisa Fuca

Document	Description	No. of Pages	Conf. Y/N	Line No./Col. No.	Florida Statute 366.093 (3) Subsection	Declarant
19-4/2-4/1	Invoice Detail	2	Y	Pages 1-2 Columns A-E	(d)(e)	Lisa Fuca
19-4/2-4/2	Invoice Detail	1	Y	Page 1 Columns A-E	(d)(e)	Lisa Fuca
19-4/2-4/3	Invoice Detail	1	Y	Page 1 Columns A-C	(d)(e)	Lisa Fuca
19-4/2-5	Unit Rates	1	Y	Page 1 Columns A-B	(d)(e)	Lisa Fuca
19-4/3	PO	2	Y	Page 1 Lines 1-3 Page 2 No	(d)(e)	Lisa Fuca
19-4/3-1	PO	2	Y	Page 1 Lines 1-2 Page 2 No	(d)(e)	Lisa Fuca
19-4/3-1/1	Rates	1	Y	Page 1 Column A	(d)(e)	Lisa Fuca
19-4/4	PO	2	Y	Page 1 Lines 1-3 Page 2 Line 1	(d)(e)	Lisa Fuca
19-4/5	PO	3	Y	Pages 1-3 Line 1	(d)(e)	Lisa Fuca
19-4/6	PO	3	Y	Page 1 No Page 2 Lines 1-12 Page 3 No	(d)(e)	Lisa Fuca
19-4/6-1	PO	2	Y	Page 1 Column A Page 2 No	(d)(e)	Lisa Fuca
19-4/6-2	PO	2	Y	Page 1 Lines 1-3 Page 2 No	(d)(e)	Lisa Fuca
19-4/7	PO	1	N			
19-4/8	Rates	1	Y	Page 1 Columns A-B	(d)(e)	Lisa Fuca
19-4/8-1	Letter	2	Y	All	(d)(e)	Lisa Fuca
19-4/9	Follow up	1	Y	Page 1 Lines 1-4	(d)(e)	Lisa Fuca
19-4/10	Follow up	1	Y	Page 1 Line 1	(d)(e)	Lisa Fuca
19-5	Follow up	1	N			
19-5/1	Guidelines	6	Y	All	(e)	Lisa Fuca
19-5/2	PO	2	Y	Page 1 No Page 2 Lines 1-2	(d)(e)	Lisa Fuca
19-5/3	PO	3	Y	Pages 1-2 No Page 3 Lines 1-2	(d)(e)	Lisa Fuca
21-1	Contract Review	1	Y	Page 1 Columns A-D	(d)(e)	Lisa Fuca
21-1/1	Contract Review	1	N			
21-2	Contract Review	1	Y	Page 1 Column A	(d)(e)	Lisa Fuca
24-1	Payroll	2	Y	Pages 1-2 Columns A-J	(e)	Lisa Fuca

Document	Description	No. of Pages	Conf. Y/N	Line No./Col. No.	Florida Statute 366.093 (3) Subsection	Declarant
24-2	Payroll	1	Y	Page 1 Column A and Lines 1-2	(e)	Lisa Fuca
24-3	Payroll	8	Y	Pages 1-8 Column A	(e)	Lisa Fuca
24-3/1	Payroll	4	Y	Pages 1-3 Column A Page 4 Column A and Lines 1-4	(e)	Lisa Fuca
24-3/2	Payroll	1	Y	Page 1 Lines 1-2	(e)	Lisa Fuca
24-4	Payroll	1	Y	Page 1 Lines 1-9	(e)	Lisa Fuca
24-4/1	Payroll	1	Y	Page 1 Lines 1-10	(e)	Lisa Fuca
25	Affiliate	20	Y	Page 1 Column A and Line 1 Pages 2-20 Column A	(d)(e)	Lisa Fuca
25-1	Affiliate	1	N			
25-2	Affiliate	1	Y	Page 1 Lines 1-6	(d)(e)	Lisa Fuca
25-2/1	Affiliate	1	Y	Page 1 Column A and Line 1	(d)(e)	Lisa Fuca
25-3	Affiliate	10	Y	Page 1 Column A Pages 2-3 Columns A-C and Lines 1-4 Pages 4-5 Columns A-D Page 6 Columns A-I Page 7 Column A-C Page 8 Columns A-D Page 9 No Page 10 Columns A-C and Lines 1-7	(d)(e)	Lisa Fuca
25-4	Affiliate	15	Y	Pages 1-14 Column A-B Page 15 Columns A-B and Line 1	(d)(e)	Lisa Fuca
26	Organizational Chart	2	Y	Page 1 Lines 1-10 Page 2 Columns A-G	(e)	Lisa Fuca

FIRST REVISED EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Nuclear Cost Recovery Clause

Docket No: 20190009-EI

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 First Request for Extension of Confidential Classification of Information Obtained in Connection with Audit No. 16-005-4-1 for which I am identified as the declarant. The documents and materials that I have reviewed contain proprietary confidential business information, including contractual data and competitively sensitive data. Disclosure of this information would violate FPL's contracts with its vendors, work to the detriment of FPL's competitive interests, impair the competitive interests of its vendors and/or impair FPL's efforts to enter into contracts on commercially favorable terms. Additionally, certain of these materials contain competitively sensitive information related to certain employees' compensation. Public disclosure of compensation information for particular positions would enable competing employers to meet or beat the compensation offered by FPL, resulting in the loss of talented employees, or conversely, the need to increase the level of compensation already paid in order to retain these employees and attract new talent. The quality of service and the cost of service implications would be detrimental to FPL and its customers. 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-2017-0305-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 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.



Lisa Fuca

Date: 1/29/19

FIRST REVISED EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Nuclear Cost Recovery Clause

Docket No: 20190009-EI

DECLARATION OF ANTONIO MACEO

1. My name is Antonio Maceo. I am currently employed by Florida Power & Light Company ("FPL") as Manager of 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 First Request for Extension of Confidential Classification of Information Obtained in Connection with Audit No. 16-005-4-1 for which I am identified as the declarant. The documents or materials that I have reviewed contain information related to reports of internal auditors. 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 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-2017-0305-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 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.



Antonio Maceo

Date: 1/30/19