



David M. Lee
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November 20, 2019

Mr. Adam Teitzman
Division of the Commission Clerk and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Re: Docket No. 20140233 – FPL’s Third Request for Extension of Confidential Classification

Dear Mr. Teitzman:

I enclose for filing in the above docket Florida Power & Light Company’s (“FPL’s”) Third Request for Extension of Confidential Classification of Information Provided in the Response to the FPSC Staff’s report “Review of Physical Security Protection of Utility Substations and Control Centers” and Audit PA-14-05-003 Official Workpapers. The original filing included Exhibits A, B (two copies), C and D.

The original filing for Exhibit A consists of the confidential documents, and all the information that FPL asserts is entitled to confidential treatment has been highlighted. The original filing for Exhibit B is an edited version of Exhibit A, in which the information FPL asserts is confidential has been redacted. The original filing for Exhibit C is a justification table in support of FPL’s Request for Confidential Classification. Exhibit D contains two new declarations in support of FPL’s request.

Please contact me if you or your Staff have any questions regarding this filing.

Sincerely,

s/ David M. Lee
David M. Lee
Fla. Bar No. 103152

Enclosure

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

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Review of Physical Security Protection of Utility
Substations and Control Centers

Docket No. 20140233-EI

Filed: November 20, 2019

**FLORIDA POWER & LIGHT COMPANY'S THIRD 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 Third Request for Extension of Confidential Classification of certain information included in the "Review of Physical Security Protection of Utility Substations and Control Centers" report and the Audit PA-14-05-003 ("Confidential Information"). In support of this request, FPL states as follows:

1. On November 26, 2014 FPL filed a Request for Confidential Classification of the Confidential Information, which included Exhibits A, B, C and D ("November 26, 2014 Request"). By Order No. PSC-15-0060-CFO-EG, dated January 22, 2015 ("Order 0060"), the Commission granted FPL's November 26, 2014 Request. FPL adopts and incorporates by reference the November 26, 2014 Request and Order No. PSC-2018-0254-CFO-EI.

2. On July 14, 2016, FPL filed its First Request for Extension of Confidential Classification, which included First Revised Exhibit D ("July 14, 2016 Request"). By Order No. PSC-16-0500-CFO-EI, dated October 31, 2016 ("Order 0500"), the Commission granted FPL's July 14, 2016 Request. FPL adopts and incorporates by reference the July 14, 2016 Request and Order No. PSC-2016-0500-CFO-EI.

3. On April 27, 2018, FPL filed its Second Request for Extension of Confidential Classification, which included Second Revised Exhibit D ("April 27, 2018 Request"). By Order No. PSC-2018-0254-CFO-EI, dated May 21, 2018 ("Order 0254"), the Commission granted FPL's

April 27, 2018 Request. FPL adopts and incorporates by reference the April 27, 2018 Request and Order 0254.

4. The period of confidential treatment granted by Order 0254 will soon expire. The Confidential Information that was the subject of FPL's April 27, 2018 Request and Order 0254 warrants continued treatment as proprietary and confidential business information within the meaning of Section 366.093(3). Accordingly, FPL hereby submits its Third Request for Extension of Confidential Classification.

5. All of the information designated in Exhibits A, B and C to the November 26, 2014 original Request remains confidential. Accordingly, those exhibits will not be reproduced or reattached here.

6. Included herewith and made a part hereof is Third Revised Exhibit D, which contains the declarations of John Large and Michael C. O'Neil in support of this request.

7. 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 Florida Statute 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 explained more fully in the declarations included as Third Revised Exhibit D, certain documents contain information regarding security measures, systems, or procedures, the disclosure of this which would jeopardize the safe operation of FPL's electrical system. Such information is protected by Section 366.093(3)(c), Fla. Stat.

9. Nothing has changed since the Commission entered Order 0254 to render the Confidential Information stale or public, such that continued confidential treatment would not be appropriate.

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 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. (2017).

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 Third Request for Extension of Confidential Classification be granted.

Respectfully submitted,

David M. Lee
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Juno Beach, FL 33408
Telephone: (561) 691-7263
Facsimile: (561) 691-7135
Email: david.lee@fpl.com

By: /s/ David M. Lee

David M. Lee
Florida Bar No. 103152

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of FPL's Third Request for Extension of Confidential Classification was served by electronic mail this 20th day of November, 2019 to the following:

Adria Harper
Carl S. Vinson
Sofi Lehmann
Florida Public Service Commission
2540 Shumard Oak Blvd
Tallahassee, Florida 32399-0850
aharper@pdc.state.fl.us
cvinson@psc.state.fl.us
slehmann@psc.state.fl.us

By: /s/ David M. Lee
David M. Lee
Florida Bar No. 103152

EXHIBIT D
BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Review of Physical Security Protection of
Utility Substations and Control Centers

Docket No: 20140233-EI

STATE OF FLORIDA)
)
COUNTY OF PALM BEACH)

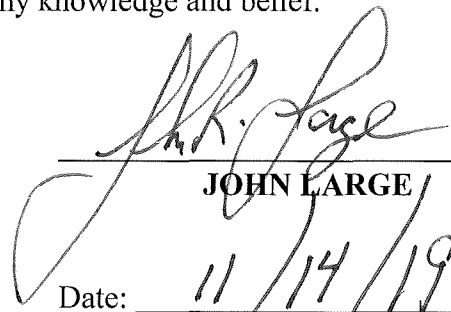
DECLARATION OF **JOHN LARGE**

1. My name is John Large. I am currently employed by Florida Power & Light Company as the Senior Director of Security and Aviation. My business address is 700 Universe Blvd., Juno Beach, Florida, 33408. I have personal knowledge of the matters stated in this declaration.

2. I have reviewed Exhibit C and the documents that are included in Florida Power & Light Company's ("FPL") Request for Confidential Classification concerning information provided in response to the Review of Physical Security Protection of Utility Substations and Control Centers for which I am identified on Exhibit C as the declarant. The documents and materials that I have reviewed contain proprietary confidential business information, including information relating to security measures, systems, or procedures. The disclosure of this proprietary confidential business information would jeopardize the safe operation of FPL's electrical system. 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-2018-0254-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.



JOHN LARGE
Date: 11/14/19

EXHIBIT D
BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Review of Physical Security Protection of
Utility Substations and Control Centers

Docket No: 20140233-EI

STATE OF FLORIDA)
)
COUNTY OF PALM BEACH)

DECLARATION OF MICHAEL C. O'NEIL

1. My name is Michael C. O'Neil. I am currently employed by Florida Power & Light Company as the Director of Critical Infrastructure Protection Compliance. My business address is 15430 Endeavor Dr., Jupiter, Florida, 33478. I have personal knowledge of the matters stated in this declaration.

2. I have reviewed Exhibit C and the documents that are included in Florida Power & Light Company's ("FPL") Request for Confidential Classification concerning information provided in response to the Review of Physical Security Protection of Utility Substations and Control Centers for which I am identified on Exhibit C as the declarant. The documents and materials that I have reviewed contain proprietary confidential business information, including information relating to security measures, systems, or procedures. The disclosure of this proprietary confidential business information would jeopardize the safe operation of FPL's electrical system. 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-2018-0254-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.


MICHAEL C. O'NEIL

Date: 11/12/19