

State of Florida



Public Service Commission
CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850

-M-E-M-O-R-A-N-D-U-M-

DATE: July 12, 2021

TO: Division of Economics, Office of Primary Responsibility

FROM: OFFICE OF COMMISSION CLERK

RE: CONFIDENTIALITY OF CERTAIN INFORMATION
DOCKET NO: 20200257-EI DOCUMENT NO: 02583-2021
DESCRIPTION: FPL (CoX) - (CONFIDENTIAL) Information provided in response to staff's first data request (Nos. 85 and 86).
SOURCE: Florida Power & Light

The above confidential material was filed along with a request for confidential classification. Please complete the following form by checking all applicable information and forward it to the attorney assigned to the docket, along with a brief memorandum supporting your recommendation.

- The document(s) is (are), in fact, what the utility asserts it (them) to be.
- The utility has provided enough details to perform a reasoned analysis of its request.
- The material has been received incident to an inquiry.
- The material is confidential business information because it includes:
- (a) Trade secrets;
 - (b) Internal auditing controls and reports of internal auditors;
 - (c) Security measures, systems, or procedures;
 - (d) Information concerning bids or other contractual data, the disclosure of which would impair the efforts of the public utility or its affiliates to contract for goods or services on favorable terms;
 - (e) Information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of information;
 - (f) Employee personnel information unrelated to compensation, duties, qualifications, or responsibilities;
- The material appears to be confidential in nature and harm to the company or its ratepayers will result from public disclosure.
- The material appears not to be confidential in nature.
- The material is a periodic or recurring filing and each filing contains confidential information.

This response was prepared by /s/ Gary L. Smith II on 7/12/2021, a copy of which has been sent to the Office of Commission Clerk and the Office of General Counsel.

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DATE: July 12, 2021

TO: Suzanne S. Brownless, Special Counsel, Office of the General Counsel

FROM: Lee Smith, Public Utility Analyst III, Division of Economics

RE: Florida Power & Light - Docket No. 20200257- EI - Confidentiality Request - Document No. 02583-2021

Pursuant to Section 366.093, Florida Statutes (F.S.), and Rule 25-22.006, Florida Administrative Code, Florida Power & Light (FPL or Company) requests confidential classification for certain highlighted information contained within FPL's responses to Staff's First Data Request (Nos. 85 and 86), as appears in Document No. 02583-2021, filed on March 4, 2021.

The Company is claiming confidentiality for information pertaining to labor cost rates contained within FPL's responses to Staff's First Data Request Nos. 85 and 86, under Section 366.093(3), F.S. Per the Statute, propriety of confidential business information includes, but is not limited to: Subsection (e) "[i]nformation relating to competitive interests, the disclosure of which would impair the competitive business of the provider of the information." The information provided in the aforementioned responses for which confidential treatment is being sought can be described as commercially sensitive information used in the decommissioning cost estimates for Turkey Point and St. Lucie nuclear power plants.

Staff has reviewed the information within FPL's responses to Staff's First Data Request Nos. 85 and 86, as well as the Company's confidentiality request. In staff's opinion, the information that is the subject of the confidentiality request does meet the criteria for confidentiality contained in Section 366.093(3)(e), F.S. Therefore, staff recommends that the request for confidentiality of the afore-mentioned, highlighted information included in Document No. 02583-2021, be approved.