



**Christopher T. Wright**  
Senior Attorney  
Florida Power & Light Company  
700 Universe Boulevard  
Juno Beach, FL 33408-0420  
(561) 691-7144  
(561) 691-7135 (Facsimile)  
E-mail: [christopher.wright@fpl.com](mailto:christopher.wright@fpl.com)

April 14, 2022

**VIA HAND DELIVERY**

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

**REDACTED**

**Re: Docket No. 20220051-EI**  
**Florida Power & Light Company Request for Confidential Classification**

Dear Mr. Teitzman:

Enclosed for filing in the above docket is Florida Power & Light Company's ("FPL's") Request for Confidential Classification of certain information provided in response to the Office of Public Counsel's ("OPC") First Request for Production of Documents No. 1. The request includes Exhibits A, B (two copies), C and D.

Exhibit A consists of the confidential documents, and all the information that FPL asserts is entitled to confidential treatment has been highlighted. Exhibit B is an edited version of Exhibit A, in which the information FPL asserts is confidential has been redacted and insert pages have been included for documents that are confidential in their entirety. Exhibit C is a justification table in support of FPL's Request for Confidential Classification. Exhibit D contains declarations in support of FPL's request.

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

- COM \_\_\_\_\_
- AFD \_\_\_\_\_
- APA \_\_\_\_\_
- ECO \_\_\_\_\_
- ENG** 1 Exh "B"
- GCL \_\_\_\_\_
- IDM \_\_\_\_\_
- CLK \_\_\_\_\_

Sincerely,

*s/Christopher T. Wright*  
Christopher T. Wright  
Authorized House Counsel No. 1007055

RECEIVED-FPSC  
2022 APR 14 AM 11:40  
COMMISSION  
CLERK

Enclosures

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

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Review of Storm Protection Plan,  
pursuant to Rule 25-6.030, F.A.C., Tampa  
Electric Company

Docket No. 20220048-EI

In re: Review of Storm Protection Plan,  
pursuant to Rule 25-6.030, F.A.C., Florida  
Public Utilities Company

Docket No. 20220049-EI

In re: Review of Storm Protection Plan,  
pursuant to Rule 25-6.030, F.A.C., Duke  
Energy Florida, LLC

Docket No. 20220050-EI

In re: Review of Storm Protection Plan,  
pursuant to Rule 25-6.030, F.A.C., Florida  
Power & Light Company

Docket No. 20220051-EI

Filed: April 14, 2022

**FLORIDA POWER & LIGHT COMPANY'S REQUEST  
FOR CONFIDENTIAL CLASSIFICATION OF INFORMATION  
PROVIDED IN RESPONSE TO THE OFFICE OF PUBLIC COUNSEL'S FIRST  
REQUEST FOR PRODUCTION OF DOCUMENTS No. 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 requests confidential classification of certain information provided in response to the Office of Public Counsel's ("OPC") First Request for Production of Documents No. 1, (the "Confidential Documents"). In support of this Request, FPL states as follows:

1. This Request is being filed to request confidential classification of certain information contained in the Confidential Documents, consistent with Rule 25-22.006, Florida Administrative Code.

2. The following exhibits are attached to and made a part of this Request:

a. Exhibit A consists of a copy of the Confidential Documents on which all information that FPL asserts is entitled to confidential treatment is highlighted.

- b. Exhibit B consists of an edited version of the Confidential Documents on which all information that FPL asserts is entitled to confidential treatment is redacted. Insert pages are included for documents that are confidential in their entirety.
- c. Exhibit C is a table that identifies the information highlighted in Exhibit A and references the specific statutory basis for the claim of confidentiality and identifies the Declarant who supports the requested classification.
- d. Exhibit D consists of the declaration of Francisco Prieto in support of this Request.

3. FPL submits that the highlighted information in Exhibit A is proprietary and confidential business information, and its disclosure would cause harm to FPL and its customers. Pursuant to Section 366.093, Florida Statutes (“F.S.”) 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.

4. As described in the declaration in Exhibit D, the confidential business information includes proprietary security measures, systems, or procedures. This information is protected by Sections 366.093(3)(c), F.S.

5. Upon a finding by the Commission that the information contained in the Confidential Documents is proprietary and confidential business information, the information should not be declassified for at least 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* Section 366.093(4), F.S.

**WHEREFORE**, for the above and foregoing reasons, as more fully set forth in the supporting materials, Florida Power & Light Company respectfully requests that its Request for Confidential Classification be granted.

Respectfully submitted this 14<sup>th</sup> day of April 2022

Christopher T. Wright  
Senior Attorney  
Florida Power & Light Company  
700 Universe Boulevard  
Juno Beach, FL 33408-0420  
Phone: 561-691-7144  
Fax: 561-691-7135  
Email: [christopher.wright@fpl.com](mailto:christopher.wright@fpl.com)

By: s/Christopher T. Wright  
Christopher T. Wright  
Florida Auth. House Counsel No. 1007055

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing\* has been furnished by Electronic Mail to the following parties of record this 14<sup>th</sup> day of April 2022 to the following:

<p>Walter Trierweiler, Esquire Theresa Lee Eng Tan, Esquire Jacob Imig, Esquire Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399 <a href="mailto:wtrierwe@psc.state.fl.us">wtrierwe@psc.state.fl.us</a> <a href="mailto:jimig@psc.state.fl.us">jimig@psc.state.fl.us</a> <a href="mailto:ltan@psc.state.fl.us">ltan@psc.state.fl.us</a> <b><i>For Commission Staff</i></b></p>	<p>Office of Public Counsel c/o The Florida Legislature 111 West Madison Street, Room 812 Tallahassee, FL 32399-1400 <a href="mailto:Gentry.richard@leg.state.fl.us">Gentry.richard@leg.state.fl.us</a> <a href="mailto:rehwinkel.charles@leg.state.fl.us">rehwinkel.charles@leg.state.fl.us</a> <a href="mailto:morse.stephanie@leg.state.fl.us">morse.stephanie@leg.state.fl.us</a> <a href="mailto:wessling.mary@leg.state.fl.us">wessling.mary@leg.state.fl.us</a> <a href="mailto:christensen.patty@leg.state.fl.us">christensen.patty@leg.state.fl.us</a> <b><i>For Office of Public Counsel</i></b></p>
<p>J. Jeffrey Wahlen Malcolm M. Means Ausley McMullen Post Office Box 391 Tallahassee, Florida 32302 <a href="mailto:jwahlen@ausley.com">jwahlen@ausley.com</a> <a href="mailto:mmeans@ausley.com">mmeans@ausley.com</a></p> <p>Ms. Paula K. Brown Regulatory Affairs P. O. Box 111 Tampa FL 33601-0111 <a href="mailto:regdept@tecoenergy.com">regdept@tecoenergy.com</a> <b><i>For Tampa Electric Company</i></b></p>	<p>Dianne M. Triplett Deputy General Counsel Duke Energy Florida, LLC 299 First Avenue North St. Petersburg, FL 33701 <a href="mailto:Dianne.Triplett@Duke-Energy.com">Dianne.Triplett@Duke-Energy.com</a></p> <p>Matthew R. Bernier Robert L. Pickels Stephanie A. Cuello 106 E. College Avenue, Suite 800 Tallahassee FL 32301 <a href="mailto:FLRegulatoryLegal@duke-energy.com">FLRegulatoryLegal@duke-energy.com</a> <a href="mailto:matthew.bernier@duke-energy.com">matthew.bernier@duke-energy.com</a> <a href="mailto:robert.pickels@duke-energy.com">robert.pickels@duke-energy.com</a> <a href="mailto:stephanie.cuello@duke-energy.com">stephanie.cuello@duke-energy.com</a> <b><i>For Duke Energy Florida, LLC</i></b></p>
<p>Beth Keating Gunster, Yoakley &amp; Stewart, P.A. 215 South Monroe St., Suite 601 Tallahassee, FL 32301 <a href="mailto:BKeating@gunster.com">BKeating@gunster.com</a></p> <p>Mr. Mike Cassel 208 Wildlight Ave. Yulee FL 32097 (904) 491-4361 <a href="mailto:mcassel@fpuc.com">mcassel@fpuc.com</a> <b><i>For Florida Public Utilities Company</i></b></p>	<p>James W. Brew/Laura Wynn Baker Stone Law Firm 1025 Thomas Jefferson St., NW, Eighth Floor, West Tower Washington DC 20007 (202) 342-0800 (202) 342-0807 <a href="mailto:jbrew@smxblaw.com">jbrew@smxblaw.com</a> <a href="mailto:lwb@smxblaw.com">lwb@smxblaw.com</a> <b><i>For PCS Phosphate – White Springs</i></b></p>

By: s/ Christopher T. Wright  
Christopher T. Wright  
Fla. Auth. House Counsel No. 1007055

\* The exhibits to this Request are not included with the service copies, but copies of Exhibits B, C and D are available upon request.

# **EXHIBIT B**

**REDACTED**

The documents responsive to OPC's First Request for Production of Documents No. 1, Bates No. 000166-000168, are confidential in their entirety.

# **EXHIBIT C**

## **JUSTIFICATION TABLE**



EXHIBIT C

**COMPANY:** Florida Power & Light Company  
**TITLE:** List of Confidential Documents  
**DOCKET NO.:** 20220051-EI  
**DOCKET TITLE:** In Re: Review of Storm Protection Plan, pursuant to Rule 25-6.030, F.A.C., Florida Power & Light Company.  
**SUBJECT:** Florida Power & Light Company's Request for Confidential Classification of Information Contained in Its Response to Office of Public Counsel's First Request for Production of Documents, No. 1  
**DATE:** April 14, 2022

Document	Bates Number Start	Bates Number End	Description	Line No. / Col. No.	Florida Statute 366.093(3) Subsection	Declarant
Response to OPC POD 1	000166	000166	Impact of AAR	All	(c)	Francisco Prieto
Response to OPC POD 1	000167	000167	Extreme Winter Upgrades	All	(c)	Francisco Prieto
Response to OPC POD 1	000168	000168	954 and 1431 ACSR Cond	All	(c)	Francisco Prieto

# **EXHIBIT D**

# **DECLARATIONS**

**EXHIBIT D**

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Review of Storm Protection Plan, pursuant to Rule 25-6.030, F.A.C., Tampa Electric Company

Docket No. 20220048-EI

In re: Review of Storm Protection Plan, pursuant to Rule 25-6.030, F.A.C., Florida Public Utilities Company

Docket No. 20220049-EI

In re: Review of Storm Protection Plan, pursuant to Rule 25-6.030, F.A.C., Duke Energy Florida, LLC

Docket No. 20220050-EI

In re: Review of Storm Protection Plan, pursuant to Rule 25-6.030, F.A.C., Florida Power & Light Company

Docket No. 20220051-EI

**WRITTEN DECLARATION OF FRANCISCO PRIETO**

1. My name is Francisco Prieto. I am currently employed by Florida Power & Light Company ("FPL") as Senior Manager of System Planning, Transmission and Substations. I have personal knowledge of the matters stated in this written declaration.

2. I have reviewed the documents and information included in Exhibit A FPL's Request for Confidential Classification, for which I am listed as the declarant on Exhibit C. The documents and files that I have reviewed and which are asserted by FPL to be proprietary confidential business information contain or constitute information concerning security measures, systems or procedures. To the best of my knowledge, FPL has maintained the confidentiality of this information.

3. Consistent with the provisions of the Florida Administrative Code, such materials should remain confidential for a period of 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.

*Francisco Prieto*

Francisco Prieto

Date: April 13, 2022