



David M. Lee
Senior Attorney
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, FL 33408-0420
(561) 691-7263
(561) 691-7135 (Facsimile)
E-mail: david.lee@fpl.com

July 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

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COMMISSION CLERK

REDACTED

Re: Docket No. 20220001-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") Request for Confidential Classification of certain information provided in response to the Florida Public Service Commission Staff's ("Staff") First Request for Production of Documents, No. 1 and Third Set of Interrogatories, No. 21. 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. For responses that are confidential in their entirety, an identification page is included. 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 _____
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- ECO _____
- ENG _____
- GCL _____
- IDM _____
- CLK _____

Enclosures

Sincerely,

David M. Lee

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

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and purchased power cost recovery
clause with generating performance incentive
factor.

Docket No. 20220001-EI

Filed: July 14, 2022

**FLORIDA POWER & LIGHT COMPANY'S
REQUEST FOR CONFIDENTIAL CLASSIFICATION OF
INFORMATION PROVIDED IN RESPONSE TO STAFF OF THE FLORIDA
PUBLIC SERVICE COMMISSION'S FIRST REQUEST FOR PRODUCTION
OF DOCUMENTS (No. 1) AND THIRD SET OF INTERROGATORIES (No.21)**

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 Staff of the Florida Public Service Commission ("Staff") First Request for Production of Documents (No. 1) and Third Set of Interrogatories (No. 21) (the "Confidential Documents"). In support of this Request, FPL states as follows:

1. On June 14, 2022, Staff served its First Request for Production of Documents and Third Set of Interrogatories on FPL. FPL's Response to Staff's First Request for Production of Documents No. 1 and Third Set of Interrogatories No. 21 contain information of a confidential nature within the meaning of Section 366.093(3), Florida Statutes.

2. FPL served its response to Staff's First Request for Production of Documents (No. 1) and Third Set of Interrogatories (No. 21) on July 14, 2022. This request is being filed contemporaneously with the service of the response in order to request confidential classification of the Confidential Discovery Responses consistent with Rule 25-22.006, Florida Administrative Code.

3. 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. The documents in Exhibit A are confidential in their entirety.
 - b. Exhibit B is an edited version of Exhibit A, in which the information FPL asserts is confidential has been redacted. For responses that are confidential in their entirety, an identification page is included.
 - 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 Declarants who supports the requested classification.
 - d. Exhibit D consists of the declarations of Dean Curtland and Gerard Yupp in support of this Request.

4. FPL submits that the highlighted information in Exhibit A is proprietary 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, and its confidentiality has been maintained. 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.

5. As the descriptions included in Exhibit C and the declarations included in Exhibit D indicate, the Confidential Documents contain information concerning bids or other contractual

data, the disclosure of which would impair the efforts of FPL or its affiliates to contract for goods or services on favorable terms.. This information is protected by Sections 366.093(3)(d), F.S.

6. Also, as the descriptions included in Exhibit C and the declarations included in Exhibit D further indicate, the Confidential Documents contain information that if made public, would impair the competitive interests of FPL and the third-parties who provided the information to FPL. This information is protected by Sections 366.093(3)(e), F.S.

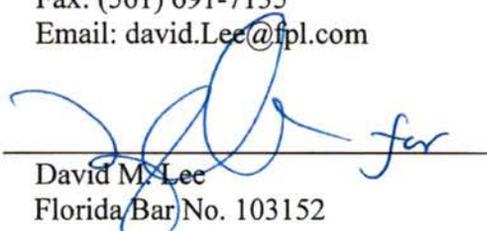
7. Upon a finding by the Commission that the information contained in the Confidential Documents is proprietary and confidential business information, the information should not be declassified for at least eighteen (18) months and should be returned to FPL as soon as it is no longer necessary for the 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,

Maria J. Moncada, Esq.
Managing Attorney
David M. Lee, Esq.
Senior Attorney
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, Florida 33408-0420
Tel.: (561) 691-7263
Fax: (561) 691-7135
Email: david.Lee@fpl.com

By: _____


David M. Lee
Florida Bar No. 103152

CERTIFICATE OF SERVICE
Docket 20220001-EI

I **HEREBY CERTIFY** that a true and correct copy of the foregoing has been furnished by electronic delivery on this 14th day of July 2022 to the following:

Suzanne Brownless
Ryan Sandy
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850
sbrownle@psc.state.fl.us
rsandy@psc.state.fl.us

J. Jeffrey Wahlen
Malcolm N. Means
Virginia Ponder
Ausley & McMullen
P.O. Box 391
Tallahassee, Florida 32302
jwahlen@ausley.com
mmeans@ausley.com
vponder@ausley.com
Attorneys for Tampa Electric Company

Paula K. Brown, Manager
Tampa Electric Company
Regulatory Coordinator
Post Office Box 111
Tampa, Florida 33601-0111
regdept@tecoenergy.com

Beth Keating
Gunster Law Firm
215 South Monroe St., Suite 601
Tallahassee, Florida 32301-1804
bkeating@gunster.com
Attorneys for Florida Public Utilities Company

Richard Gentry
Patricia A. Christensen
Charles J. Rehwinkel
Stephanie Morse
Mary Wessling
Office of Public Counsel
c/o The Florida Legislature
111 West Madison St., Room 812
Tallahassee, FL 32399-1400
gentry.richard@leg.state.fl.us
christensen.patty@leg.state.fl.us
rehwinkel.charles@leg.state.fl.us
morse.stephanie@leg.state.fl.us
wessling.mary@leg.state.fl.us

Matthew R. Bernier
Robert L. Pickels
Stephanie A. Cuello
Duke Energy Florida
106 East College Avenue, Suite 800
Tallahassee, Florida 32301
robert.pickels@duke-energy.com
matthew.bernier@duke-energy.com
stephanie.cuello@duke-energy.com
FLRegulatoryLegal@duke-energy.com
Attorneys for Duke Energy Florida

Dianne M. Triplett
299 First Avenue North
St. Petersburg, Florida 33701
dianne.triplett@duke-energy.com

Mike Cassel
Vice President/Government and
Regulatory Affairs
Florida Public Utilities Company
208 Wildlight Ave.
Yulee, Florida 32097
mcassel@fpuc.com

Michelle D. Napier
Director, Regulatory Affairs Distribution
Florida Public Utilities Company
1635 Meathe Drive
West Palm Beach, FL33411
mnapier@fpuc.com

Jon C. Moyle, Jr.
Moyle Law Firm, P.A.
118 North Gadsden Street
Tallahassee, FL 32301
jmoyle@moylelaw.com
mqualls@moylelaw.com
**Attorneys for Florida Industrial Power
Users Group**

Peter J. Mattheis
Michael K. Lavanga
Joseph R. Briscar
Stone Mattheis Xenopoulos & Brew, PC
1025 Thomas Jefferson Street, NW
Eighth Floor, West Tower
Washington, DC 20007-5201
pjm@smxblaw.com
mkl@smxblaw.com
jrb@smxblaw.com
Attorneys for Nucor Steel Florida, Inc.

James W. Brew
Laura Wynn Baker
Stone Mattheis Xenopoulos & Brew, P.C.
1025 Thomas Jefferson Street, NW
Eighth Floor, West Tower
Washington, DC 20007
jbrew@smxblaw.com
lwb@smxblaw.com
**Attorneys for PCS Phosphate-White
Springs**

Robert Scheffel Wright
John T. LaVia, III
Gardner, Bist, Bowden, Dee
LaVia, Wright, Perry & Harper, P.A.
1300 Thomaswood Drive
Tallahassee, FL 32308
schef@gbwlegal.com
jlavia@gbwlegal.com
**Attorneys for The Florida Retail
Federation**

By: 
David M. Lee
Florida Bar No. 103152

EXHIBIT B

**Florida Power & Light Company
Docket No. 20220001-EI
Staff's First Request for Production
Request No. 1
Page 1 of 1**

REDACTED VERSION OF CONFIDENTIAL DOCUMENTS

Documents responsive to Staff's First Request for Production of Documents, No. 1 (Bates Nos. FCR-22-002355 through FCR-22-002431) are confidential in their entirety.

A
QUESTION:

B

C

D

Please refer to the purchased power agreements (PPAs) between FPL and Rainbow Energy and Constellation Energy for the period January – February 2022.

For each PPA, provide the amount of capacity payments, monthly and in total.

- a. Verify that neither PPA delivered energy during the contract term. If energy was delivered, provide the amount of energy provided and the amount, monthly and in total, of energy payments.

RESPONSE:

1 The monthly capacity cost of the Exelon Generation (formerly Constellation Energy) contract
2 was [REDACTED]. The total capacity cost of the Exelon Generation contract was [REDACTED]. The
3 monthly capacity cost of the Rainbow Energy contract was [REDACTED]. The total capacity cost of
4 the Rainbow Energy contract was [REDACTED]. The contract term for both agreements was January
5 1, 2022 to February 28, 2022.

Transmission service was also purchased in order to facilitate energy purchases made pursuant to the capacity deals executed with Exelon Generation and Rainbow Energy. The net cost of transmission service was \$424,766 (transmission cost \$1,148,029, minus \$723,263 in gains from the resale of unused transmission rights).

The resulting total cost for both capacity and transmission was \$2,043,766. FPL's Capacity Clause Actual/Estimated calculation to be filed on July 27, 2022 will reflect a credit to customers for this amount plus interest.

- a. FPL did not call on and, therefore, did not purchase energy pursuant to either contract.

EXHIBIT C

COMPANY: Florida Power & Light Company
TITLE: List of Confidential Documents
DOCKET NO.: 20220001-EI
DOCKET TITLE: Fuel and Purchased Power Cost Recovery Clause with Generating Performance Incentive Factor
SUBJECT: FPL's Response to Staff's First Request for Production (No. 1) and Third Set of Interrogatories (No. 21)
DATE: July 14, 2022

Item No.	Bates Nos. / Page Nos.	Description	Line No./ Col. No.	Florida Statute 366.093(3) Subsection	Declarant
Staff's 1st Request for Production of Documents, No. 1	FRC-22-002355 to FRC-22-002356	Maintenance Procedure	ALL	(e)	Dean Curtland
	FRC-22-002357 to FRC-22-002358	Response to Inquiry	ALL	(e)	Dean Curtland
	FRC-22-002359 to FRC-22-002366	Nuclear Maintenance Procedure	ALL	(e)	Dean Curtland
	FRC-22-002367 to FRC-22-002368	Nuclear to Inquiry	ALL	(e)	Dean Curtland
	FRC-22-002369 to FRC-22-002429	Maintenance Procedure	ALL	(e)	Dean Curtland
	FRC-22-002430 to FRC-22-002431	Response to Inquiry	ALL	(e)	Dean Curtland
Staff's 3 rd INT, No. 21	FRC-22-002432	Contract Capacity Payments	Ln 2/Cols A and D Ln 3/Col C Ln 4/Col B	(d)	Gerard J. Yupp

EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and purchased power cost recovery
clause with generating performance incentive
factor.

Docket No: 20220001-EI

DECLARATION OF DEAN CURTLAND

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

2. I have reviewed Exhibit C and the documents and information included in Exhibit A of FPL's Request for Confidential Classification. The documents and materials in Exhibit A which are asserted by FPL to be proprietary confidential business information contain information relating to the competitive interests of third-parties, the disclosure of which would impair the competitive business of the provider of the information. Specifically, the confidential documents contain information that was provided to FPL by third-parties as confidential, and which are proprietary to those third-parties. If FPL were to publicly disclose this information, third-parties may refuse to share this type of information with FPL in the future, to the detriment of FPL and its customers. 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.



Dean Curtland

Date: 7/13/2022

EXHIBIT D

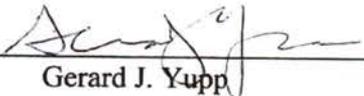
BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and purchased power cost recovery
clause with generating performance incentive
factor.

Docket No: 20220001-EI

DECLARATION OF GERARD J. YUPP

1. My name is Gerard J. Yupp. I am currently employed by Florida Power & Light Company ("FPL") as Senior Director, Wholesale Operations, Energy Marketing and Trading. I have personal knowledge of the matters stated in this written declaration.
2. I have reviewed Exhibit C and the documents and information included in Exhibit A of FPL's Request for Confidential Classification. The documents and materials in Exhibit A which are asserted by FPL to be proprietary confidential business information contain information concerning bids or other contractual data, the disclosure of which would impair the efforts of FPL or its affiliates to contract for goods or services on favorable terms. Specifically, the confidential documents contain pricing information related to power purchased from third parties. 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.



Gerard J. Yupp

Date: 7/14/22