

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 23, 2024

**TO:** Jacob Imig, Senior Attorney, Office of General Counsel

**FROM:** Orlando Wooten, Engineering Specialist IV, Division of Engineering *OW MR*  
Greg Davis, Engineering Specialist, Division of Engineering  
Jenny Wu, Senior Analyst, Division of Economics  
Andrew Kunkler, Public Utility Analyst IV, Division of Economics

**RE:** CONFIDENTIALITY OF CERTAIN INFORMATION

DOCKET NO(s): 20240012-EG

DOCUMENT NO(s): 06838-2024

DESCRIPTION: FPL(Cox - CONFIDENTIAL) Information provided in response to FL Rising, ECOSWF, and LULAC's 1st request for PODs (Nos. 1-2).

SOURCE: Florida Power & Light Company

On June 21, 2024, Florida Power & Light (FPL or Company) filed a request for confidential treatment of Document No. 06838-2024. This document contains confidential information from a response to Florida Rising, Environmental Confederation of Southwest Florida, and League of United Latin American Citizens' First Request for Production of Documents (Nos. 1 and 2). The confidential information contained within the response can be described as proprietary programs and processes used in FPL's Integrated Resource Planning, bids, contractual data, competitive pricing information, competitively sensitive commercial information and financial information from third party partners used by the company in calculations for cost-effectiveness in the Company's DSM plans.

In its request for confidentiality, FPL asserts that disclosure of this information would harm FPL, as the information relates to bids or other contractual data and proprietary confidential business information. Furthermore, FPL states that the Company treats the information provided in Document No. 06838-2024 as private and has not publicly disclosed it. If disclosed, it may impair the Company's ability to contract for goods and services on favorable terms and also impair the competitive business of the provider of the information.

Staff has reviewed the document and concurs with FPL that the nature of the information meets the requirements set forth in Section 366.093(3)(d) and (e), Florida Statutes, whereby disclosure of the information would impair FPL's ability to contract goods or services, and impair the competitive business interests. Therefore, staff recommends the request by FPL for confidential classification of Document No. 06838-2024 be approved.

OW/da

cc: Office of Commission Clerk (Docket No. 20240012-EG)



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

**DATE:** July 23, 2024

**TO:** Division of Engineering, Office of Primary Responsibility

**FROM:** OFFICE OF COMMISSION CLERK

**RE:** CONFIDENTIALITY OF CERTAIN INFORMATION

DOCKET NOS: 20240012-EG DOCUMENT NO: 06838-2024

DESCRIPTION: FPL (Cox) - (CONFIDENTIAL) Information provided in response to FL Rising, ECOSWF, and LULAC's 1st request for PODs (Nos. 1 and 2).

SOURCE: Florida Power & Light Company

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 Orlando Wooten on 7/22/2024, a copy of which has been sent to the Office of Commission Clerk and the Office of General Counsel.