

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-**

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**DATE:** May 21, 2026

**TO:** Carlos M. Marquez II, Senior Attorney, Office of the General Counsel

**FROM:** Greg Davis, Engineering Specialist III, Division of Engineering *GD MR*  
Phillip O. Ellis, Public Utilities Supervisor, Division of Engineering *POE*

**RE:** CONFIDENTIALITY OF CERTAIN INFORMATION

DOCKET NO: 20260020-EI DOCUMENT NO: 02031-2026

DESCRIPTION: FPL (Cox) - (CONFIDENTIAL) Certain highlighted information contained in response to EDF's 1st set of interrogatories (No. 11) and 1st request for PODs (Nos. 1 and 12).

SOURCE: Florida Power & Light Company

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On April 3, 2026, Florida Power & Light Company (FPL or Utility) filed a request for confidential treatment of Document No. 02031-2026. This document contains the Utility's responses to the Environmental Defense Fund, Inc.'s (EDF) first set of interrogatories (ROGs) and first request for production of documents (PODs). Portions of this document were made part of the comprehensive exhibit list in the docket, including the attachments to ROG No. 11 and the attachment to POD No. 12, both of which contain regional load forecasts. The remaining item is FPL's response to EDF's POD No. 1, which are voluminous files containing transmission system modeling.

FPL contends that the information constitutes proprietary and confidential business information entitled to protection under Section 366.093(3)(c), Florida Statutes (F.S.), and Rule 25-22.006, Florida Administrative Code. FPL asserts that the information at issue relates to security measures, systems, or procedures.

Staff has reviewed FPL's confidentiality request. For POD No. 1, staff concurs with FPL that the nature of the information meets the requirements set forth by Section 366.093(3)(c), F.S., whereby disclosure of the information would result in harm to the Utility's assets and thus its ability to serve ratepayers. Therefore, staff recommends the request by FPL for confidential classification of these portions of Document No. 02031-2026 be approved.

The regional load forecasts contained in portions of the Excel spreadsheet attachments to ROG No. 11 and POD No. 12, fall within the bounds of proprietary confidential business information. Specifically, the attachment for ROG No. 11, cells C11 through J21 and L11 through L21 and the attachment to POD No. 12, specifically cells B6 through K10. Release of this information

DOCKET NO: 20260020-EI DOCUMENT NO: 02031-2026

Page 2 of 2

May 21, 2026

could result in harm to the Utility's assets and thus its ability to serve ratepayers. Therefore, staff recommends that confidentiality of Document No. 02031-2026 be granted in relation to the portions of the attached Excel spreadsheet specifically identified above only. However, it is unclear how disclosure of the remaining information contained in the document would result in harm to FPL's assets. Thus, confidential classification of the remaining information for the attachments to ROG No. 11 and POD No. 12 is unwarranted.

PE/MR/pz

Cc: Office of Commission Clerk (Docket No. 20260020-EI)



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

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**DATE:** April 6, 2026  
**TO:** Division of Engineering, Office of Primary Responsibility  
**FROM:** OFFICE OF COMMISSION CLERK  
**RE:** CONFIDENTIALITY OF CERTAIN INFORMATION

DOCKET NO: 20260020-EI DOCUMENT NO: 02031-2026

DESCRIPTION: FPL (Cox) - (CONFIDENTIAL) Certain highlighted information contained in response to EDF's 1st set of interrogatories (No. 11) and 1st request for PODs (Nos. 1 and 12).

SOURCE: Florida Power & Light Company

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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.  
 Portions of the material appear to be confidential in nature and are identified in the memorandum supporting this recommendation.  
 The material is a periodic or recurring filing and each filing contains confidential information.

This response was prepared by Phillip Ellis on 05/15/2026, a copy of which has been sent to the Office of Commission Clerk and the Office of General Counsel.