

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: 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*
Phillip O. Ellis, Public Utilities Supervisor, Division of Engineering *MR*
POE

RE: CONFIDENTIALITY OF CERTAIN INFORMATION

DOCKET NO: 20260020-EI DOCUMENT NO: 02265-2026

DESCRIPTION: FPL (Cox) - (CONFIDENTIAL) Certain highlighted information contained in deposition transcript of Miguel Yanes, attached [Exh A to request for confidential classification], and errata.

SOURCE: Florida Power & Light Company

On April 20, 2026, Florida Power & Light Company (FPL or Utility) filed a request for confidential treatment of Document No. 02265-2026. This document contains information associated with the April 3, 2026, deposition of FPL witness Miguel Yanes. Specifically, it contains the confidential deposition and errata to the confidential deposition discussing contingency analyses results and regional load forecasts, and Deposition Exhibit 1, which is identical to the attachment to FPL's response to staff's first set of interrogatories (ROGs), ROG No. 2, which contains the results of contingency analyses and was requested confidential as part of Document No. 01692-2026 on March 20, 2026.

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. Regarding the confidential deposition and errata to the confidential deposition, 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. 02265-2026 be approved.

The results of the contingency analyses contained in Deposition Exhibit 1, which can be found in rows 4 through 8 of the attachment, fall within the bounds of proprietary confidential business information. Release of this information could result in harm to the Utility's assets and thus its

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ability to serve ratepayers. Therefore, staff recommends that confidentiality of this portion of Document No. 02265-2026 be granted only in relation to rows 4 through 8 of Deposition Exhibit 1. However, it is unclear how disclosure of the remaining information contained in Deposition Exhibit 1 would result in harm to FPL's assets. Thus, confidential classification of the remaining information is unwarranted. This is consistent with staff's recommendation for Document No. 01692-2026, which features an identical document.

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-

DATE: April 21, 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: 02265-2026

DESCRIPTION: FPL (Cox) - (CONFIDENTIAL) Certain highlighted information contained in deposition transcript of Miguel Yanes, attached [Exh A to request for confidential classification], and errata.

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.
 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.