

080193-EQ

# EXHIBIT "D"

# AFFIDAVIT

COM \_\_\_\_\_  
ECR \_\_\_\_\_  
GCL   /   \_\_\_\_\_  
OPC \_\_\_\_\_  
RCP \_\_\_\_\_  
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ADM \_\_\_\_\_  
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DOCUMENT NUMBER-DATE

10753 NOV 18 88

FPSC-COMMISSION CLERK

EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Florida Power & Light Company's )
Petition for Approval of Renewable Energy ) Docket No: 080193-EQ
Tariff and Standard Offer Contract )

STATE OF FLORIDA )
Palm Beach COUNTY )

AFFIDAVIT OF RICHARD HATHAWAY

BEFORE ME, the undersigned authority, personally appeared Richard Hathaway who, being first duly sworn, deposes and says:

1. My name is Richard Hathaway. I am currently employed by Florida Power & Light Company ("FPL") as a Director of Construction in Engineering & Construction. My business address is 700 Universe Boulevard, Juno Beach, Florida 33408. I have personal knowledge of the matters stated in this affidavit.

2. With respect to Exhibit C, I have reviewed the documents that are included in Exhibit A to FPL's Request for Confidential Classification of Information Obtained in Connection with Wheelabrator Technologies, Inc.'s First Request for Production of Documents No. 3, 6 & 7. The documents that I have reviewed and which are asserted by FPL to be proprietary confidential business information contain FPL proprietary competitive information and are the property of an FPL third party vendor, are subject to a confidentiality agreement, constitute a trade secret and/or are otherwise subject to confidentiality protections pursuant to applicable Florida law.

3. Consistent with the provisions of the Florida Administrative Code, such materials should continue to remain confidential for an additional period of not less than 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 maintain the confidentiality of these documents.

4. Affiant says nothing further.

[Signature of Richard Hathaway]
Richard Hathaway

SWORN TO AND SUBSCRIBED before me this 13th day of November 2008, by Richard Hathaway who is personally known to me or who has produced (type of identification) as identification and who did take an oath.

[Signature of Amy Lowe]
Notary Public, State of Florida

My Commission Expires:



DOCUMENT NUMBER-DATE

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