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Scott A. Goorland
Principal Attorney
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, FL 33408-0420
(561) 304-5633
(561) 691-7135 (Facsimile)

March 4, 2010

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COMMISSION
CLERK

Ms. Ann Cole, Director
Division of the Commission Clerk and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

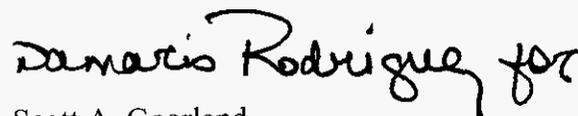
Re: Docket 100001-EI

Dear Ms. Cole:

The enclosed Exhibit D are the original affidavits of Mr. Gerard J. Yupp and Mr. Kenneth Brockway. Copies of the affidavits were filed with the Request for Confidential Classification of certain information responsive to Staff's First Set of Interrogatories Nos. 1 and 8 and First Request for Production of Documents Nos. 2, 4 and 5 in the above docket. The enclosed affidavits supersede copies filed on March 4, 2010.

If there are any questions regarding this transmittal, please contact me at 561-304-5633.

Sincerely,



Scott A. Goorland

DOCUMENT NUMBER-DATE

01562 MAR-8 e

FPSC-COMMISSION CLERK

EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and Purchased Power)
Cost Recovery Clause With)
Generating Performance Incentive)
Factor)

Docket No: 100001-EI

STATE OF FLORIDA)
)
COUNTY OF PALM BEACH)

AFFIDAVIT OF GERARD J. YUPP

BEFORE ME, the undersigned authority, personally appeared Gerard J. Yupp, who, being first duly sworn deposes and says:

1. My name is Gerard J. Yupp. I am currently employed by Florida Power & Light Company ("FPL") as Senior Director wholesale operations in the Energy Marketing and Trading Division. I have personal knowledge of the matters stated in this affidavit.

2. I have reviewed Exhibits B and C and the documents that are included in Exhibit A to 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 bids and contractual data, the disclosure of which would impair the efforts of FPL to contract for goods or services on favorable terms. This information also consists of competitively sensitive information, the disclosure of which would impair the competitive business of FPL and certain of its vendors. Specifically, the information contains information related to coal and other fuel purchase bids and contracts. Additionally, the information provided contains information related to the competitive interests of FPL and of vendors from whom FPL purchases or has considered purchasing coal and coal related services. To the best of my knowledge, FPL has maintained the confidentiality of these documents and materials.

3. Consistent with the provisions of the Florida Administrative Code, such materials should remain confidential for a 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 continue to maintain the confidentiality of these documents.

4. Affiant says nothing further.

Gerard J. Yupp
Gerard J. Yupp

SWORN TO AND SUBSCRIBED before me this 3rd day of March, 2010, by Gerard J. Yupp, who is personally known to me or who has produced _____ (type of identification) as identification and who did take an oath.



Maritza Miranda-Wise
Notary Public, State of Florida

My Commission Expires:

DOCUMENT NO. DATE
01562-10 03/08/10
FPSC - COMMISSION CLERK

EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and Purchased Power)
Cost Recovery Clause With)
Generating Performance Incentive)
Factor)
Docket No: 100001-EI

STATE OF FLORIDA)
COUNTY OF PALM BEACH)
AFFIDAVIT OF KENNETH L. BROCKWAY

BEFORE ME, the undersigned authority, personally appeared Kenneth L. Brockway, who, being first duly sworn deposes and says:

1. My name is Kenneth L. Brockway. I am currently employed by Florida Power & Light Company ("FPL") as Manager of Coal Origination in the Energy Marketing and Trading Division. I have personal knowledge of the matters stated in this affidavit.

2. I have reviewed Exhibits B and C and the documents that are included in Exhibit A to 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 bids and contractual data, the disclosure of which would impair the efforts of FPL to contract for goods or services on favorable terms. This information also consists of competitively sensitive information, the disclosure of which would impair the competitive business of FPL and certain of its vendors. Specifically, the information contains information related to coal and other fuel purchase bids and contracts. Additionally, the information provided contains information related to the competitive interests of FPL and of vendors from whom FPL purchases or has considered purchasing coal and coal related services. To the best of my knowledge, FPL has maintained the confidentiality of these documents and materials.

3. Consistent with the provisions of the Florida Administrative Code, such materials should remain confidential for a 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 continue to maintain the confidentiality of these documents.

4. Affiant says nothing further.

Kenneth L. Brockway
Kenneth L. Brockway

SWORN TO AND SUBSCRIBED before me this 3rd day of March, 2010, by Kenneth Brockway who is personally known to me or who has produced as identification and who did take an oath.



Maritza Miranda-Wise
Notary Public, State of Florida

My Commission Expires:

01562 MAR-8 0
FPSC-COMMISSION CLERK