



Jessica Cano  
Principal Attorney  
Florida Power & Light Company  
700 Universe Boulevard  
Juno Beach, FL 33408-0420  
(561) 304-5226  
(561) 691-7135 (Facsimile)

July 22, 2010

**VIA HAND DELIVERY**

Ms. Ann Cole  
Division of the Commission Clerk and  
Administrative Services  
Florida Public Service Commission  
Betty Easley Conference Center  
2540 Shumard Oak Boulevard, Room 110  
Tallahassee, FL 32399-0850

RECEIVED-FPSC  
10 JUL 22 PM 2:57  
COMMISSION  
CLERK

Re: Docket No. 100009-EI; Nuclear Power Plant Cost Recovery Clause

Dear Ms. Cole:

Enclosed for filing on behalf of Florida Power & Light Company ("FPL") are the original affidavits of Nelda Jacques, Clyde Newson and Maria Fogerty in support of FPL's Request for Confidential Classification filed on July 19, 2010. A copy of each affidavit was previously provided with FPL's July 19th filing as Exhibit D.

Please contact me if you or your Staff has any questions regarding this filing.

Sincerely,

*Jessica Cano*  
Jessica A. Cano

Enclosures  
cc: Parties of Record (w/out enc.)

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Nuclear Power Plant Cost )  
Recovery Clause )

DOCKET NO. 100009-EI

STATE OF FLORIDA )  
 )  
PALM BEACH COUNTY )

AFFIDAVIT OF NELDA JACQUES

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

1. My name is Nelda Jacques. I am currently employed by Florida Power & Light Company ("FPL") as Lead Professional, Construction. I have personal knowledge of the matters stated in this affidavit.

2. I have reviewed Exhibit C and the documents that are included in FPL's Request for Confidential Classification of Staff's audit workpapers for the Review of Florida Power & Light's Project Management Internal Controls for Nuclear Plant Uprate and Construction Projects, for which I am listed as the affiant. The documents and materials that I have reviewed contain proprietary confidential business information, including contractual data and competitively sensitive data. Disclosure of this information would violate FPL's contracts with its vendors, work to the detriment of FPL's competitive interests, impair the competitive interests of its vendors and/or impair FPL's efforts to enter into contracts on commercially favorable terms. 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.

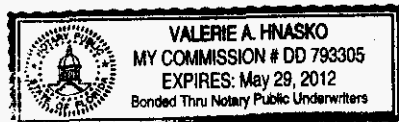
4. Affiant says nothing further.

*Nelda Jacques*  
\_\_\_\_\_  
Nelda Jacques

SWORN TO AND SUBSCRIBED before me this 19 day of July 2010, by Nelda Jacques, who is personally known to me or who has produced \_\_\_\_\_ (type of identification) as identification and who did take an oath.

*Valerie A. Hnasko*  
\_\_\_\_\_  
Notary Public, State of Florida

My Commission Expires:



DOCUMENT NUMBER DATE  
06029 JUL 22 09  
FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Nuclear Power Plant Cost )  
Recovery Clause )

DOCKET NO. 100009-E1

STATE OF FLORIDA )  
 )  
PALM BEACH COUNTY )

**AFFIDAVIT OF CLYDE NEWSON**

**BEFORE ME**, the undersigned authority, personally appeared Clyde Newson who, being first duly sworn, deposes and says:

1. My name is Clyde Newson. I am currently employed by Florida Power & Light Company ("FPL") as Cost Recovery Specialist, Extended Power Uprate. I have personal knowledge of the matters stated in this affidavit.

2. I have reviewed Exhibit C and the documents that are included in FPL's Request for Confidential Classification of Staff's audit workpapers for the Review of Florida Power & Light's Project Management Internal Controls for Nuclear Plant Uprate and Construction Projects, for which I am listed as the affiant. The documents and materials that I have reviewed contain proprietary confidential business information, including contractual data and competitively sensitive data. Disclosure of this information would violate FPL's contracts with its vendors, work to the detriment of FPL's competitive interests, impair the competitive interests of its vendors and/or impair FPL's efforts to enter into contracts on commercially favorable terms. The documents also include materials related to certain personnel changes within the Extended Power Uprate organization, which reflects employee personnel information that is unrelated to compensation, duties, qualifications, or responsibilities. Disclosure of this private information could have an adverse impact on employee satisfaction with the company and could cause employees to seek employment elsewhere, resulting in the loss of highly skilled and trained employees and/or hindering FPL's ability to attract new talent. Additionally, information related to an internal investigation of an employee complaint is included. Disclosure of this information would adversely impact the Company's willingness to conduct such investigations and share the results with Staff. Additionally, because the investigation included interviews with employees, public disclosure could have a chilling effect on employees' willingness to report concerns or otherwise fully cooperate with such investigations. 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.

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

4. Affiant says nothing further.

Clyde Newson  
Clyde Newson

**SWORN TO AND SUBSCRIBED** before me this 19<sup>th</sup> day of July 2010, by Clyde Newson, who is personally known to me or who has produced \_\_\_\_\_ (type of identification) as identification and who did take an oath.

Jo Retha Forbes  
Notary Public, State of Florida

My Commission Expires:



BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Nuclear Power Plant Cost )  
Recovery Clause )

DOCKET NO. 100009-EI

STATE OF FLORIDA )  
MIAMI-DADE COUNTY )

AFFIDAVIT OF MARIA FOGARTY

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

1. My name is Maria Fogarty. I am currently employed by Florida Power & Light Company ("FPL") as Vice President of Internal Auditing. I have personal knowledge of the matters stated in this affidavit.

2. I have reviewed Exhibit C and the documents that are included in FPL's Request for Confidential Classification concerning Staff's workpapers for its Review of Project Management Internal Controls, for which I am identified on Exhibit C as the affiant. The documents or materials that I have reviewed contain information related to reports of internal auditors. Full and frank disclosure of information to the Internal Auditing Department is essential for the department to fulfill its role, and the confidential status of internal auditing findings and reports supports such disclosure. The release of information related to reports of internal auditors would be harmful to FPL and its customers because it may affect the effectiveness of the Internal Auditing Department itself. 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.

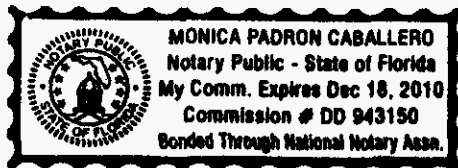
4. Affiant says nothing further.

*Maria Fogarty*  
\_\_\_\_\_  
Maria Fogarty

SWORN TO AND SUBSCRIBED before me this 19 day of July 2010, by Maria Fogarty who is personally known to me or who has produced Passport (type of identification) as identification and who did take an oath.

*Monica P. Caballero*  
\_\_\_\_\_  
Notary Public, State of Florida

My Commission Expires:



DOCUMENT NUMBER-DATE

06029 JUL 22 09

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