



Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BLVD
TALLAHASSEE, FLORIDA 32399-0850

RECEIVED-FPSC

10 DEC 1 4: 23 PM

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

COMMISSION
CLERK

DATE: December 1, 2010

TO: Katherine E. Fleming, Senior Attorney, Office of the General Counsel
Ann Cole, Commission Clerk, Office of Commission Clerk

FROM: Mark A. Cicchetti, Public Utilities Supervisor, Division of Economic Regulation *MC*

RE: CONFIDENTIALITY OF CERTAIN INFORMATION
 Docket No(s): 100405-EI Document No(s): 09638-10
 Description: FPL (Rubin) - (CONFIDENTIAL) Information provided to staff in response to Questions 1, 3, and 4 of staff's second data request, dated 11/2/10, Attachment 2. (x-ref. DN 09270-10)
 Source: Florida Power & Light Company

Florida Power & Light (FPL) has requested an extension of the confidential classification of certain information provided regarding staff's second data request in Docket No. 100405-EI. The provided data includes market share and revenue and expense information that is not available for the Company's competitors and, as such, would provide an unfair advantage to the Company's competitors. Consequently, I recommend the request be granted.

COM _____
 APA _____
 ECR _____
 GCL _____
 RAD _____
 SSC _____
 ADM _____
 OPC _____
 CLK Hong

DOCUMENT NUMBER DATE

09685 DEC-1 2010

FPSC-COMMISSION CLERK

CONFIDENTIALITY OF CERTAIN INFORMATION

Docket No(s): 100405-EI Document No(s): 09638-10

Description: FPL (Rubin) - (CONFIDENTIAL) Information provided to staff in response to Questions 1, 3, and 4 of staff's second data request, dated 11/2/10, Attachment 2. (x-ref. DN 09270-10)

Source: Florida Power & Light Company

The above-referenced confidential material was filed along with a request for extension of confidential classification. Please check all applicable information and forward a copy to the attorney assigned to the docket, along with a brief memorandum supporting your recommendation. Copies of your recommendation should also be filed with the Office of Commission Clerk and the Office of General Counsel.

- 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.
 The material is a periodic or recurring filing and each filing contains confidential information.

Response prepared by Mark Cicchetti Date: December 1, 2010