

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: 01/06/11

TO: Division of Economic Regulation, Office of Primary Responsibility

FROM: Office of Commission Clerk

RE: CONFIDENTIALITY OF CERTAIN INFORMATION
 Docket No(s): 110009-EI Document No(s): 05206-09
 Description: FPL (Cano) - (CONFIDENTIAL) Responses to staff's 2nd request for PODs (Nos. 2 and 3). [x-ref. DN 04052-09]
 Source: Florida Power & Light Company

The above-referenced confidential material was filed along with a first request for extension of confidential classification of responses to staff's second request for PODs Nos. 2 and 3 in Docket No. 090009-EI. 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;

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

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 /s/ James Breman Date: 3/15/2011

DOCUMENT NUMBER - DATE

01674 MAR 15 =

FPSC-COMMISSION CLERK

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

DATE: March 15, 2011
TO: Keino Young, Senior Attorney, Office of the General Counsel
FROM: James E. Breman, Senior Analyst, Division of Economic Regulation
RE: Document Number 005206-09/04052-09

Pursuant to Section 366.093 of the Florida Statutes, and rule 25-22.006, Florida Administrative Code, Florida Power & Light Company (FPL) requests an Extension of Confidential Classification granted by Order No. PSC-09-0495-CFO-EI.

Staff has reviewed FPL's confidentiality request. FPL's revised Exhibit C seeks to expand confidential treatment to information not held confidential by Order No. PSC-09-0495-CFO-EI. In staff's opinion, the request does not meet the criteria for confidentiality contained in Section 366.093, Florida Statutes. Therefore, staff recommends that the request for an Extension of Confidential Classification be denied.

JB:kb