

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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

Docket No. 110001-EI

Filed: November 1, 2011

**THIRD REQUEST FOR EXTENSION OF CONFIDENTIAL CLASSIFICATION
OF MATERIALS PROVIDED PURSUANT TO AUDIT NO. 05-028-4-1**

Pursuant to Section 366.093, Florida Statutes (2011) (“Section 366.093”), and Rule 25-22.006, Florida Administrative Code (2011) (“Rule 25-22.006”), Florida Power & Light Company (“FPL”) requests confidential classification of certain material provided to the Staff of the Florida Public Service Commission (“Staff”) pursuant to Audit Control No. 05-028-4-1 (“the Audit”). In support of this request, FPL states as follows:

1. On January 31, 2007, FPL filed its First Request for Extension of Confidential Classification of certain materials obtained during the Audit, which incorporated by reference the previously provided Exhibits A through D, and also included revised Exhibits C and D. FPL adopts and incorporates by reference its January 31, 2007 Request and exhibits.

2. By Order No. PSC-07-0946-CFO-EI, dated November 28, 2007, the Commission granted FPL’s January 31, 2007 Request.

3. On May 28, 2009, FPL filed its Second Request for Extension of Confidential Classification of certain materials obtained during the Audit, which incorporated by reference the previously provided Exhibits A and B and included Second Revised Exhibits C and D. FPL adopts and incorporates by reference its May 28, 2009 Request and exhibits.

4. By Order No. PSC-10-0286-CFO-EI, dated May 7, 2010, the Commission granted FPL’s May 28, 2009 Request.

5. The period of confidential treatment granted by Order No. PSC-10-0286-CFO-EI will soon expire. Some of the information that was the subject of FPL’s May 28, 2009 Request warrants continued treatment as proprietary and confidential business information within the

meaning of section 366.093(3), Florida Statutes. Accordingly, FPL hereby submits its Third Request for Extension of Confidential Classification.

6. Included herewith and made a part hereof are Revised Exhibits A and B together with Third Revised Exhibit C to reduce the number of pages for which confidential treatment is sought and to reflect a new affiant in support of the continued confidential classification of the confidential documents. Also included is a Third Revised Exhibit D which contains the affidavits of Antonio Maceo, Damaris Rodriquez and Gerard J. Yupp.

7. FPL submits that the information identified in Third Revised Exhibit C continues to be proprietary confidential business information within the meaning of section 366.093(3), Florida Statutes. Pursuant to section 366.093, such materials are entitled to confidential treatment and are exempt from the disclosure provisions of the public records law. Thus, once the commission determines that the information in question is proprietary confidential business information, the Commission is not required to engage in any further analysis or review such as weighing the harm of disclosure against the public interest in access to the information.

8. As the affidavits provided herewith indicate, some of the information that FPL asserts is proprietary and confidential business information includes auditing controls and reports of internal auditors or information relating to internal auditing reports issued in 2004. This information is protected by Section 366.093(3)(b).

9. Additionally, certain information contains contractual data such as pricing and other terms, payment records, and vendor and supplier rates for oil and gas procurement, the disclosure of which would impair the efforts of FPL to contract for gas and oil procurement on favorable terms for the benefit of its customers and would impair the competitive interests of FPL and its vendors. Certain information in these documents and materials would also place FPL at a disadvantage when coupled with other information that is publicly available. This information is protected by Section 366.093(3)(d) and (e).

10. Last, some documents contain information that relates to customer-specific account information, which if disclosed would impair FPL's competitive interests or those of its vendors. It is FPL's corporate policy not to disclose customer-specific information. This policy includes, but is not limited to: customer names, addresses, telephone numbers, and account numbers, rates, billing determinants (kW and kWh usage), conservation savings in kW, kWh and bills. FPL treats such information as confidential and does not disclose it, except as required by law, to entities or persons other than the customer absent the customer's consent. This information is protected pursuant to Section 366.093(3)(e).

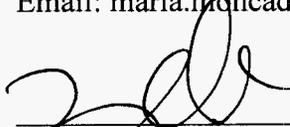
11. FPL requests that this information be accorded continued confidential classification for an additional 18-month period. FPL further requests that the information be returned to FPL as soon as it is no longer necessary for the Commission to conduct its business. *See* § 366.093(4), Fla. Stat.

WHEREFORE, for the above and forgoing reasons, as more fully set forth in the supporting materials and affidavits included herewith and incorporated herein by reference, Florida Power & Light Company respectfully requests that its Third Request for Extension of Confidential Classification be granted.

Respectfully submitted,

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By:



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CERTIFICATE OF SERVICE
Docket No. 110001-EI

I HEREBY CERTIFY that a true and correct copy of the foregoing Third Request for Extension of Confidential Classification* has been furnished by hand delivery (**) or the United States Mail this 1st day of November, 2011 to the following:

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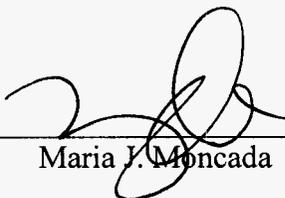
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By: 

Maria J. Moncada

* Exhibits to this Request are not included with the service copies, but copies of Exhibits B, C and D are available upon request.

REVISED

EXHIBIT C

REVISED EXHIBIT C

COMPANY: Florida Power & Light Company
TITLE: List of Confidential Work Papers
AUDIT: FPL, Fuel Recovery
 January 1 - December 31, 2004
AUDIT CONTROL NO: 05-028-4-1
DOCKET NO.: 110001- EI
DATE: November 1, 2011

Work Paper No.	Description	No. of Pages	Conf. Y/N	Line No./Column No.	Florida Statute 366.093 (3) Subsection	Affiant
9	Notes from Internal Audits	5	Y	All	(b)	A. Maceo
16-1/1	Purchase Order	2	N			
16-1/1-1	Invoice	7	Y N	p.1, lines 17, 19 and 21 pgs. 2-7	(d), (e)	G. Yupp
16-1/1-2	Invoice	5	Y N	p.1, lines 6, 8 and 10 pgs. 2-5	(d), (e)	G. Yupp
16-1/1-3	Invoice	6	Y N	p. 1, lines 13, 15 and 17 pgs. 2-6	(d), (e)	G. Yupp
21	Rail Car Accident Costs	1	N			
41-2	Revenues	1	Y	Line 1	(e)	D. Rodriguez
41-2/4	Revenues Calculation	1	Y	Col. A	(e)	D. Rodriguez
41-2/5	Revenues Calculation	1	Y	Col. A	(e)	D. Rodriguez
41-2/5-1	Sample bill	1	Y	Lines 1-4	(e)	D. Rodriguez
41-2/6	Revenues Calculation	1	Y	Col. A	(e)	D. Rodriguez
41-2/6-1	Sample bill	1	Y	Lines 1-4	(e)	D. Rodriguez
42-2/1	Unit Ratings Information	7	N			
42-2/2	Unit Ratings Information	7	N			
42-2/3	Unit Ratings Information	7	N			
43-2	Sample of Unit Price FPSC040	52	N			
43-3	Sample FPSC038	23	N			
43-3/1	Sample Audit Analyzer	12	N			
43-3/1-1	Fuel Requisition	4	N			
43-3/1-2	Fuel Requisition	2	N			
43-3/1-3	Fuel Requisition	2	N			
43-3/1-4	Natural Gas Requisition	4	N Y	pgs. 1-3 p. 4, Cols. A-D, lines 52-54	(d), (e)	G. Yupp

Work Paper No.	Description	No. of Pages	Conf. Y/N	Line No./Column No.	Florida Statute 366.093 (3) Subsection	Affiant
43-3/1-4/1	Gas Closing Report	2	Y	p. 1, Cols. A-D, Col. E p. 2, Cols. A-C	(d), (e)	G. Yupp
43-3/1-4/1-1	Purchase Statement	1	Y	Cols. A-D, lines 30-32, 35-37	(d), (e)	G. Yupp
43-3/1-4/1-1/1	Gas Deal Form	2	Y	p. 1 lines 1, 3-8, 10-15, 19, 20, 22 p. 2, lines 1, 2, 4-6, 9, Col. A	(d), (e)	G. Yupp
43-3/1-4/2	Invoice Details	1	Y	p. 1, Cols. A-H	(d), (e)	G. Yupp
43-3/1-4/2-1	Gas Deal Form	2	Y N	p. 1, lines 1-7, 9-14, 18, 19, 23, 24 p. 2	(d), (e)	G. Yupp
43-3/1-4/3	Invoice-Chevron	4	Y	p. 1, lines 1-2a p. 2, lines 1-2a p. 3, lines 1-2a p. 4, lines 1-2a	(d), (e)	G. Yupp
43-3/1-4/4	Monthly Gas Closing Report	2	Y	p. 1, Cols. A-D, Col. E p. 2, Cols. A-C	(d), (e)	G. Yupp
43-3/1-4/4-1	Invoice Details	1	N			
43-3/1-4/4-2	Invoice	1	Y	p. 1, Col. D	(d), (e)	G. Yupp
43-3/1-4/5	Monthly Gas Closing Report	2	Y	p.1, Cols. A-D, Col. E p. 2, Col. A-C	(d), (e)	G. Yupp
43-3/1-4/5-1	Purchase Statement	2	N Y	p. 1 p. 2, lines 9-11	(d), (e)	G. Yupp
43-3/1-4/5-2	Invoice Details	1	N			
43-3/1-4/5-2/1	Gas Deal Form	3	Y N N	p. 1 lines 1-7, 9-14, 18, 19, 21, 23-27 p. 2 p. 3	(d), (e)	G. Yupp
43-3/1-4/5-2/1-1	Natural Gas	1	N			
43-3/1-4/5-2/1-2	Platts	1	N			
43-4	Inventory Sample	25	N			
43-4a	Summary of Unit Price	1	N			
43-4/1	Gas Sales	1	N			

Work Paper No.	Description	No. of Pages	Conf. Y/N	Line No./Column No.	Florida Statute 366.093 (3) Subsection	Affiant
43-4/1-1	Inventory Purchase	1	N			
43-4/1-2	Expensed Purchases	1	N			
43-4/1-2/1	Requisition Expenses	1	N			
43-4/1-3	Gas Price Computations	1	N			
43-4/1-3/1	Gas Adjustment	1	Y	p. 1, Cols. A-C	(d), (e)	G. Yupp
43-4/1-4	Gas Closing Report	1	Y	p. 1, Cols. A-D	(d), (e)	G. Yupp
43-4/1-5	Gas Sales	1	Y	p. 1, lines 1-4, 7-12	(d), (e)	G. Yupp
43-4/1-5/1	Sales	1	N			
43-4/1-5/2	Invoice	1	Y	p. 1, lines 1, 4, 7, 15, 21, 23-25, 27	(d), (e)	G. Yupp
43-4/1-5/2-1	Invoice Detail	2	Y	p. 1, line 1, Cols. B-F p. 2, lines 1, 3, 5-7, 9-10, 12-14	(d), (e)	G. Yupp
43-4/1-5/2-1/1	Publication Prices	2	N			
43-4/1-5/2-1/1-1	Gas Daily	2	N			
43-4/1-5/2-1/2	Invoice Detail	1	Y	p. 1, Cols. A, D-J	(d), (e)	G. Yupp
43-4/1-5/2-1/2-1	Publication Prices	3	N			
43-4/1-5/2-1/2-1a	Gas Daily	19	N			
43-4/1-5/2-1/2-2	Publication Prices	1	N			
43-4/1-5/2-1/2-2a	Publication	1	N			
43-4/1-5/2-1/2-3	Publication Prices	1	N			
43-4/1-5/3	Invoice	2	Y	p. 1, lines 34-36 p. 2, line 2, Cols. B, F-I, K, L	(d), (e)	G. Yupp
43-4/1-5/3-1	Publication Prices	1	N			
43-4/1-6	Miscellaneous Expenses	1	Y	p. 1, Cols. A, C, D	(d), (e)	G. Yupp
43-4/1-7	Miscellaneous Expenses	1	N			
43-4/2	Natural Gas Receiving Report	4	N N N Y	p. 1 p. 2 p. 3 p. 4, Cols. A-D	(d), (e)	G. Yupp
43-4/2-1	Purchase Statement	1	Y	p. 1, lines 16-18	(d), (e)	G. Yupp
43-4/2-1/1	Invoice Details	1	Y	p. 1, line 1, Cols. B, F-I, K-M	(d), (e)	G. Yupp

Work Paper No.	Description	No. of Pages	Conf. Y/N	Line No./Column No.	Florida Statute 366.093 (3) Subsection	Affiant
43-4/2-1/1-1	Gas Deal Form	4	Y	p. 1, lines 1, 3-8, 11-16, 19, 20 p. 2, lines 1-6, 10-11, 13, 14, 16 p. 3, Cols. D, F, H-K, M p. 4, lines 1, 29, Col. B	(d), (e)	G. Yupp
45-1	Coal Inv. Adjustments	9	N			
45-2	Fuel Requisitions	9	N			
45-3	Fuel Requisitions	10	N			
45-1/1	Fuel Requisitions	2	N			
45-1/2	Fuel Requisitions	2	N			
45-1/3	Fuel Requisitions	2	N			
45-1/3-1	Coal Reconciliation Sheet	1	N			
45-1/4	Fuel Requisitions	2	N			
46-2	Fuel Used in Electric Generating Plants	2	N			
46-3	Fossil Fuel Inventory Report	2	N			
49	Reconciliation of Form 423 to A5	2	N			
49-1	Schedule A5	1	N			
49-2	Inventory Transmission	1	N			
49-2/1	Fuel Receipt Report	1	N			
49-3	Inventory Transmission	2	N			
49-4	Fossil Fuel Inventory Report	1	N			
50-1/1	Allocation of Fund Payment	1	N			
53A	EMT Procedures	69	Y	ALL	(d), (e)	G. Yupp
53	Glossary of Terms	3	N			
53-1	FPL Hedging Filing Heavy Fuel Oil	13	Y	p. 1, Cols. C-F, line 15 pgs. 2-13, Cols. C-F	(a), (d)	G. Yupp
53-1/1	Calculation of Gain Summary	2	Y	p. 1, Cols. B-D p. 2, Cols. B-E, lines 29-31	(d), (e)	G. Yupp

Work Paper No.	Description	No. of Pages	Conf. Y/N	Line No./Column No.	Florida Statute 366.093 (3) Subsection	Affiant
53-1/1-1	FPL Derivative Settlements	12	Y	p. 1, lines 1, 3, 5-8, 11, 13, 15-17, 19, 21, 23, 27, 30 p. 2, lines 1, 3, 5, 7-10, 13, 15, 17, 19, 21-24, 27-31 p. 3, lines 1-3, 5, 7-10, 13-30, 32-34 p. 4, lines 1-14, 16, 18-21, 24-34, 36 p. 5, lines 1-11, 13, 15-18, 21, 23, 25, 27, 29-32 p. 6, lines 1, 3, 5, 7, 9-11, 13, 15, 18, 20, 22-25, 28-30 p. 7, lines 1-4, 7-10, 12-15, 18-34 p. 8, lines 1-2, 4, 6-9, 12-19, 21, 23-25, 27, 29, 32 p. 9, lines 1, 3, 5-8, 11-13, 15, 17-20, 23, 25, 27-29, 31 p. 10, lines 1, 4, 7-10, 12, 14-17, 19, 21-24, 27, 29, 31 p. 11, lines 1, 3-6, 9, 11, 13, 15, 17-19, 21, 23, 26-28, 30, 32 p. 12, lines 1-3, 6, 8, 10-13, 16-18, 20-22, 24, 26, 28, 30	(d), (e)	G. Yupp
53-1A	Summary of Hedging filing	1	Y	p. 1, Col. A	(d), (e)	G. Yupp
53-1/1-1/1	Swap Deal Entry	1	Y	p. 1, lines 1, 3, 5, 6, 8-19, 22	(d), (e)	G. Yupp
53-1/1-1/2	FPL Derivative Settlements	2	Y	p. 1, lines 1-3, 6-11, 13, 15-17, 19, 21, 24, 27, 29, 31 p. 2, lines 1, 3-6, 9-11, 13, 15-17, 19, 21-24, 27, 29, 31	(d), (e)	G. Yupp
53-1/1-2	FPL Derivative Settlements	1	Y	p. 1, lines 1, 3-6, 9-16, 18, 20-27, 29, 31-35	(d), (e)	G. Yupp
53-1/1-2/1	Swap Deal Entry	1	Y	p. 1, lines 1, 3, 5, 6, 8, 11, 22	(d), (e)	G. Yupp
53-1/1-1/2-1	Settlement Prices Maintenance Form	3	N N Y	p. 1 p. 2 p. 3, lines 1, 3, 5-10, 21	(d), (e)	G. Yupp
53-1/1-1/2-1/1	Platts Publication	21	N			
53-1/2	Calculation of Gain Summary	1	Y	p. 1, Cols. B-E	(d), (e)	G. Yupp

Work Paper No.	Description	No. of Pages	Conf. Y/N	Line No./Column No.	Florida Statute 366.093 (3) Subsection	Affiant
53-2A	Summary of Hedging filing Natural Gas	1	Y	p. 1, Col. A and B, line 17	(d), (e)	G. Yupp
53-2	Hedging Filing Natural Gas	13	Y	p.1, Cols. C-F, lines 14 and 15 p. 2-13, Cols. C-F	(a), (d)	G. Yupp
53-2/1	Calculation of Gain Summary	2	Y	p.1, Cols. B and C p. 2, Cols. B and C	(d), (e)	G. Yupp
53-2/1-1	FPL Derivative Settlements	7	Y	p. 1, lines 1, 4, 6, 8, 11-12, 14, 16-19, 22 and 23 p. 2, lines 1, 3, 5, 8-13, 15, 17-20, 23-24, 26, 28, 31-34 p. 3, lines 1-3, 5, 7-10, 13-14, 16, 18-21, 24, 26, 28, 31-33 p. 4, lines 1, 3, 5-8, 11, 13, 15-18, 21-22, 24, 26, 29-32 p. 5, lines 1, 3-6, 9-10, 12, 14, 17-23, 25-28, 31 p. 6, lines 1, 3, 5-8, 11, 13, 15-18, 21-27, 29, 31 p. 7, lines 1-3, 5, 7-9, 11, 13, 16, 19-20, 22, 24-27, 30, 32	(d), (e)	G. Yupp
53-2/1-1/1	Swap Deal Entry	1	Y	p. 1, lines 1, 3, 5-17, 21	(d), (e)	G. Yupp
53-1/1-1/2	Confirmation of Commodity Swap	2	Y	p. 1, lines 1-3, 10, 12, 14-17, 20, 23-27 p. 2, lines 3, 16-19	(d), (e)	G. Yupp
53-1/1-1/3	Confirmation of Commodity Swap	1	Y	p. 1, Cols. A-C	(d), (e)	G. Yupp
53-2/1-1/4	Swap Deal Entry	1	Y	p. 1, lines 1, 3, 5-18, 21	(d), (e)	G. Yupp
53-2/1-1/5	Settlement Prices Maintenance Form	2	N			
53-2/1-1/6	Payment Coupon	2	Y	p. 1, lines 1, 5, 7, 16, 24, 26, 27, 30 p. 2, lines 1, 11-20, 22-24	(d), (e)	G. Yupp
53-2/1-1/6-1	Invoice	2	Y N	p. 1, lines 1-6 p. 2	(d), (e)	G. Yupp
53-2/2	Calculation of Gain Summary	1	Y	p. 1, Cols. B and C	(d), (e)	G. Yupp

Work Paper No.	Description	No. of Pages	Conf. Y/N	Line No./Column No.	Florida Statute 366.093 (3) Subsection	Affiant
53-2/2-1	FPL Derivative Settlements	7	Y	p. 1, lines 1, 4, 6, 8, 11-12, 14, 16-19, 22-23 p. 2, lines 1, 3, 5, 8-13, 15, 17-20, 23-24, 26, 28, 31-34 p. 3, lines 1-3, 5, 7-10, 13-14, 16, 18-21, 24, 26, 28, 31-33 p. 4, lines 1, 3, 5-8, 13, 15-18, 21-22, 24, 26, 29-32 p. 5, lines 1, 3-6, 9-10, 12, 14, 17-22, 24, 26-29, 32 p. 6, lines 1, 3, 5-8, 11, 13, 15-18, 21-27, 29, 31 p. 7, lines 1-3, 5, 7-9, 11, 13, 16, 19-20, 22, 24-27, 30, 32	(d), (e)	G. Yupp
53-2/3	Calculation of Gain Summary	2	Y N	p. 1, Cols. A-P, lines 8-10, 12-15 p. 2	(d), (e)	G. Yupp
53-3	Hedging Summary Electricity	2	Y	p. 1, Col. A p. 2, Cols. C-F, line 14	(d), (e) (a), (d)	G. Yupp
53-3/1	Hedging Filing Electricity	12	Y	pgs.1-12, Cols. C-F	(a), (d)	G. Yupp
53-3/1-1	FPL Option Accrual Power & Gas Closing	3	Y	p. 1, lines 1, 4, 6, 8-10, 12, 14, 17, 20, 22 p. 2, lines 1-4, 7-8, 10, 12-15, 18, 20, 22-25, 28-29 p. 3, lines 2, 4-6, 8, 10, 12, 14-15	(d), (e)	G. Yupp
53-3/1-1/1	Power Options Maintenance Form	1	Y	p. 1, lines 1-4, 7-12, 14, 17, 19, 21	(d), (e)	G. Yupp
58	Off System Sales	1	N			
58-1/1	Computation of Gain	4	N			
58-1/3-1	Explanation of Costs in A6	1	N			
58-1/3-2	Power Deal Lambda Report	14	Y	pgs.1-14, Cols. C, H, I, K-N	(d), (e)	G. Yupp
59	Summary	1	N			
59-1	Coal Transp. Adj.	3	N			
60-1	Invoice	4	N			
60-1/1	SSDR System Report	2	N			
60-1/1-1	SSDR System Report	2	N			
60-1/2	SSDR System Report	1	N			
60-1/3	SSDR System Report	1	N			

Work Paper No.	Description	No. of Pages	Conf. Y/N	Line No./Column No.	Florida Statute 366.093 (3) Subsection	Affiant
60-1/4	Transmission Hourly Computation	31	N			



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Email: Maria.Moncada@fpl.com

November 1, 2011

VIA HAND DELIVERY

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

claim of confidentiality
notice of intent
~~X~~ request for confidentiality
filed by OPC

For DN 08054-11, which
is in locked storage. You must be
authorized to view this DN.-CLK

RECEIVED-FPSC
11 NOV - 1 PM 1:34
COMMISSION
CLERK

Re: Docket No. 110001-EI
Request for Confidential Classification (Audit No. 05-028-4-1)

Dear Ms. Cole:

Enclosed for filing on behalf of Florida Power & Light Company ("FPL") are an original and seven (7) copies of FPL's Third Request for Extension of Confidential Classification of Materials Provided Pursuant to Audit No. 05-028-4-1. The original includes Revised Exhibits A and B (two copies), along with Third Revised Exhibits C and D. The seven copies do not include copies of the Exhibits.

Revised Exhibit A consists of the confidential documents, and all the information that FPL asserts is entitled to confidential treatment has been highlighted. Revised Exhibit B is an edited version of Revised Exhibit A, in which the information FPL asserts is confidential has been redacted. Third Revised Exhibit C consists of a justification table in support of FPL's Request for Confidential Classification. Third Revised Exhibit D contains three affidavits in support of FPL's Request for Confidential Classification. Also included in this filing is a compact disc containing FPL's Second Request for Extension of Confidential Classification and Third Revised Exhibit C only, in Microsoft Word format.

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

COM
APA 1
ECR 3 + 1 CD
GCL 1
RAD 1
SRC
ADM
OPC
CLK M. McLean

Enclosures

cc: parties of record, w/out exhibits

Sincerely,

Maria J. Moncada
Attorney for
Florida Power & Light Company

DOCUMENT NUMBER - DATE

08053 NOV-1 =

FPSC-COMMISSION CLERK

REVISED

EXHIBIT D

THIRD REVISED EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Fuel and Purchase Power Cost Recovery
Clause with Generating Performance
Incentive Factor

Docket No. 110001-EI
Dated: October 31, 2011

STATE OF FLORIDA)
)
MIAMI-DADE COUNTY)

AFFIDAVIT OF DAMARIS RODRIGUEZ

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

1. My name is Damaris Rodriguez. I am currently employed by Florida Power & Light Company ("FPL") as Manager of Cost Recovery Clauses in the Regulatory Affairs Department. I have personal knowledge of the matters stated in this affidavit.

2. I have reviewed Third Revised Exhibit C, and the documents that are included in Revised Exhibit A to FPL's Third Request for Extension of Confidential Classification of Information Obtained in Connection with Audit No. 05-028-4-1, for which I am identified on the Third Revised Exhibit C as the affiant. The documents or materials that I have reviewed and which are asserted by FPL to be proprietary confidential business information contain or constitute customer-specific account information, which if disclosed would impair FPL's competitive interests or those of its vendors. It is FPL's corporate policy not to disclose customer-specific information. This policy includes, but is not limited to: customer names, addresses, telephone numbers, and account numbers, rates, billing determinants (kW and kWh usage), conservation savings in kW, kWh and bills. FPL treats such information as confidential and does not disclose it, except as required by law, to entities or persons other than the customer absent the customer's consent. To the best of my knowledge, FPL has maintained the confidentiality of these documents and materials.

3. Nothing has occurred since the issuance of Order No. PSC-10-0286-CFO-EI to render the information stale or public, such that continued confidential treatment would not be appropriate. Therefore, the information should remain confidential for a period of at least an additional eighteen (18) months. These materials 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.

Damaris Rodriguez

Damaris Rodriguez

SWORN TO AND SUBSCRIBED before me this 25th day of October of 2011, by Damaris Rodriguez, who is personally known to me or who has produced (type of identification) as identification and who did take an oath.

Carolyn J. Smith

Notary Public, State of Florida

My Commission Expires:



THIRD REVISED EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Fuel and Purchased Power Cost Recovery
Clause with Generating Performance
Incentive Factor

Docket No. 110001-EI
Dated: October 31, 2011

STATE OF FLORIDA)
)
PALM BEACH COUNTY)

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 of Wholesale Operations in the Energy Marketing and Trading Division. I have personal knowledge of the matters stated in this affidavit.

2. I have reviewed Third Revised Exhibit C, and the documents that are included in Revised Exhibit A to FPL's Third Request for Extension of Confidential Classification of Information Obtained in Connection with Audit No. 05-028-4-1 for which I am identified on Third Revised Exhibit C as the affiant. The information that FPL asserts is proprietary and confidential business information includes contractual data such as pricing and other terms, payment records, and vendor and supplier rates for oil and gas procurement, the disclosure of which would impair the efforts of FPL to contract for natural gas and fuel oil on favorable terms for the benefit of its customers, and would impair the competitive interests of FPL and its vendors. Certain information in these documents and materials would also place FPL at a disadvantage when coupled with other information that is publicly available.

3. Nothing has occurred since the issuance of Order No. PSC-10-0286-CFO-EI to render the information stale or public, such that continued confidential treatment would not be appropriate. Therefore, the information should remain confidential for a period of at least an additional eighteen (18) months. These materials 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

SWORN TO AND SUBSCRIBED before me this 25 day of October 2011, 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.


Notary Public, State of Florida

My Commission Expires:

