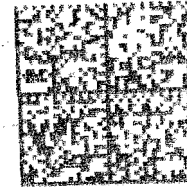


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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for increase in rates by Florida  
Power & Light Company.

DOCKET NO. 080677-EI  
ORDER NO. PSC-12-0188-CFO-EI  
ISSUED: April 10, 2012

ORDER GRANTING REQUEST FOR CONFIDENTIAL CLASSIFICATION OF  
INFORMATION PROVIDED PURSUANT TO AUDIT NO. 09-110-4-1  
(DOCUMENT NO. 11550-09 X-REF. DOCUMENT NOS. 06926-09, 06927-09, 06928-09,  
06929-09, 06930-09, 06931-09, 06932-09, 06933-09 AND 07819-09)

On July 30, 2009, pursuant to Section 366.093, Florida Statutes (F.S.), and Rule 25-22.006, Florida Administrative Code (F.A.C.), Florida Power & Light Company (FPL) filed its Request for Confidential Classification (Request) of certain information submitted by FPL in connection with the Audit Control No. 09-110-4-1 (the Audit). (Document No. 11550-09 x-ref. Document Nos. 06926-09, 06927-09, 06928-09, 06929-09, 06930-09, 06931-09, 06932-09, 06933-09, and 07819-09).

Section 366.093(1), F.S., provides that "any records received by the commission which are shown and found by the commission to be proprietary confidential business information shall be kept confidential and shall be exempt from Section 119.07(1) [the Public Records Act]." Section 366.093(3), F.S., defines proprietary confidential business information as information that is intended to be and is treated by the company as private, in that disclosure of the information would cause harm to the company's ratepayers or business operations, and has not been voluntarily disclosed to the public. Paragraphs (3)(a),(b),(c),(d),(e), and (f) of Section 366.093 F.S., provide that proprietary confidential business information includes, but is not limited to "[t]rade secrets;" "[i]nternal auditing controls and reports of internal auditors;" "[s]ecurity measures, systems, or procedures;" "[i]nformation 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;" "[i]nformation relating to competitive interests, the disclosure of which would impair the competitive business of the provider of the information;" and "[e]mployee personnel information unrelated to compensation, duties, qualifications, or responsibilities."

FPL contends that the designated portions of the information contained in its responses to the Audit, as more specifically described in the line-by-line/field-by-field justification attached as its Exhibit C to the Request, fall within these categories and, thus, constitutes proprietary confidential business information entitled to protection under Section 366.093, F.S., and Rule 25-22.006, F.A.C. FPL states that this information is intended to be and is treated by FPL as private and has not been publicly disclosed.

DOCUMENT NUMBER-DATE

02118 APR 10 2012

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FPL avers that certain of the documents obtained by the Commission in connection with the Audit contain or constitute information relating to internal auditing controls and reports of internal auditors. FPL claims these are entitled to confidential treatment as proprietary confidential business information pursuant to Section 366.093(3)(b), F.S.

FPL states that certain of the documents provided contain or constitute information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of the information. Specifically, according to FPL, the information provided includes information relating to FPL's competitively placed insurance program. FPL asserts that the continued confidentiality of this information allows FPL to maintain low insurance costs for FPL, which benefits FPL's customers.

FPL asserts that certain of the documents are proprietary confidential business information because they contain or constitute competitively sensitive data, the disclosure of which would impair FPL's efforts to contract for services on favorable terms in the future. According to FPL, these documents include information relating to negotiated contractual terms and data pertaining to the procurement of legal services.

FPL contends that certain of the documents contain or constitute contractual vendor data, such as pricing and other terms, the disclosure of which would impair the efforts of FPL to contract for goods or services on favorable terms in the future, to the detriment of FPL and its customers. Some of these documents also contain or constitute competitively sensitive data, the disclosure of which could impair the competitive business of the provider of the information. FPL states that some of the information includes information relating to purchase orders and other information specific to the terms of the sale of metamorphic materials to third party vendors.

FPL also asserts that some of the documents include employee personnel information unrelated to compensation, duties, qualifications, or responsibilities. As such, FPL argues that the information is to be treated as confidential pursuant to Section 366.093(3)(f), F.S.

FPL avers that some of the information contains or constitutes information concerning bids or other contractual data, the disclosure of which would impair FPL's efforts to contract for goods or services on favorable terms in the future. Additionally, according to FPL, the documents contain information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of the information. According to FPL, specifically, the information provided contains vendor invoices and cash voucher transaction summaries that were provided to the Commission auditors. FPL states that these documents also contain pricing information and vendor names, which if disclosed, would impair FPL's ability to contract for certain goods and services on favorable terms in the future, to the detriment of FPL and its customers.

FPL contends that certain of the information contains or constitutes contractual data and negotiated agreements for goods or services for FPL facilities. FPL argues that the disclosure of this information would impair FPL's efforts to contract for goods or services on favorable terms in the future. FPL states that these documents contain negotiated or other non-public pricing for