



Kenneth M. Rubin
 Senior Counsel
 Florida Power & Light Company
 700 Universe Boulevard
 Juno Beach, FL 33408-0420
 (561) 691-2512
 (561) 691-7135 (Facsimile)
 Email: ken.rubin@fpl.com

May 24, 2013

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 0289073, which
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RECEIVED-FPSC
 13 MAY 24 PM 2:19
 COMMISSION
 CLERK

Re: Docket No. 130000
 Request for Confidential Classification (Payment Processing Center Data Request)

Dear Ms. Cole:

Enclosed for filing on behalf of Florida Power & Light Company ("FPL") are an original and seven (7) copies of FPL's Request for Confidential Classification of Information Provided in Response to Staff's First Payment Processing Center Data Request. The original includes Exhibits A, B (two copies), C and D. The seven copies do not include copies of the Exhibits.

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

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

COM _____
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 CLK 1 _____

Sincerely,

Kenneth M. Rubin

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

**BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION**

In re: Florida Public Service Commission's
Data Request Related to Payment Processing
Center

Docket No. 130000
May 24, 2013

**FLORIDA POWER & LIGHT COMPANY'S
REQUEST FOR CONFIDENTIAL CLASSIFICATION**

Florida Power & Light Company ("FPL"), pursuant to Rule 25-22.006, Florida Administrative Code, and section 366.093, Florida Statutes, hereby requests confidential classification of certain portions of its May 3, 2013 responses to Staff's Data Request. In support of its request, FPL states:

1. On May 3, 2013, FPL filed its responses to Staff's Data Request dated April 19, 2013. Confidential information is contained in FPL's responses to Data Requests numbered 1, 3, 4, 6, 8, 10 and 16, along with the documents provided in response to Data Request number 11.
2. On May 3, 2013, FPL also filed its Notice of Intent to Request Confidential Classification of Information provided in response to Staff's Data Request.
3. The following exhibits are included herewith and made a part hereof:
 - a. Exhibit A consists of the responses and documents for which FPL seeks confidential treatment. All information in Exhibit A that FPL asserts is entitled to confidential treatment has been highlighted.
 - b. Exhibit B consists of an edited version of the responses and documents for which FPL seeks confidential treatment. All information for which FPL requests confidential treatment has been redacted in Exhibit B.

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- c. Exhibit C consists of a table containing a line-by-line and page-by-page identification of the information for which confidential treatment is sought and, with regard to each response or document, references to the specific statutory bases for confidentiality and to the affidavit in support of the requested classification.
- d. Exhibit D consists of the affidavit of Ana Babcock in support of this request.

4. The information identified in Exhibit C is proprietary confidential business information within the meaning of section 366.093(3), Florida Statutes. The responses and documents that contain the proprietary and confidential business information are intended to be and are treated by FPL as private. To the best of FPL's knowledge, the highlighted information has not been publicly disclosed. Pursuant to section 366.093, Florida Statutes, such information is entitled to confidential treatment and is exempt from the disclosure provisions of the public records law. Thus, once the Commission determines that the highlighted information 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.

5. As the affidavit included in Exhibit D indicates, the confidential information in the identified responses and documents produced in response to Staff's Data Request consist of information relating to competitive interests, as the responses and documents outline confidential analyses, business processes and plans of FPL regarding the management and operation of its Payment Processing Center. The responses also include employee personnel information unrelated to compensation, duties, qualifications, or responsibilities. If publicly disclosed, this information would harm the competitive interests of the provider of the information and would

result in the disclosure of confidential employee personnel information. This information is protected by sections 366.093(3) (e) and (f), Florida Statutes.

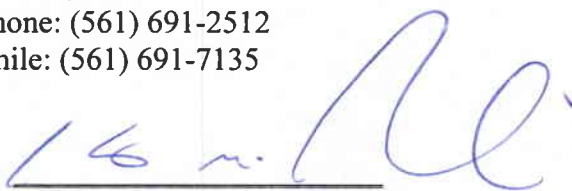
6. Upon a finding by the Commission that the material in Exhibit A for which FPL seeks confidential treatment is proprietary confidential business information within the meaning of Section 366.093(3), Florida Statutes, such materials should not be declassified for a period of at least eighteen (18) months and should be returned to FPL as soon as the information is no longer necessary for the Commission to conduct its business. *See* § 366.093(4), Fla. Stat.

WHEREFORE, for the above and foregoing reasons, as more fully set forth in the supporting materials and affidavit included herewith, Florida Power & Light Company respectfully requests that its request for confidential classification be granted.

Respectfully submitted,

Kenneth M. Rubin, Esq.
Senior Counsel
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, FL 33408
Telephone: (561) 691-2512
Facsimile: (561) 691-7135

By:



Kenneth M. Rubin
Fla. Bar No. 349038

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Request for Confidential Classification* has been furnished by Hand Delivery this 24th day of May, to the following:

Dan Hoppe
Assistant Director
Office of Auditing and Performance Analysis
Florida Public Service Commission
2540 Shumard Oak Blvd
Tallahassee, Florida 32399-0850

and

Office of General Counsel
Florida Public Service Commission
2540 Shumard Oak Blvd
Tallahassee, Florida 32399-0850

By:



Kenneth M. Rubin
Florida Bar No. 349038

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