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November 24, 2014

VIA HAND DELIVERY

Ms. Carlotta S. Stauffer
Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

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COMMISSION
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**Re: Docket No. 140001-EI, In re: Fuel and Purchased Power Clause with
Generating Performance Incentive Factor**

Dear Ms. Stauffer:

Enclosed for filing in the above described docket are an original and seven (7) copies of Florida Power & Light Company's ("FPL's") Request for Confidential Classification of Certain Material Provided in Response to the Florida Industrial Power Users Group's Second Request for Production of Documents (No. 6). 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 material that FPL asserts is entitled to confidential treatment and 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 is a justification table in support of FPL's Request for Confidential Classification. Exhibit D contains one 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, in Microsoft Word format.

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

Sincerely,

Scott A. Goorland

Enclosure

cc: Counsel for Parties of Record (w/Request for Confidential Classification)

COM _____
AFD 2⁺ CD
+ redact. _____
APA | _____
ECO | _____
ENG | _____
GCL | _____
IDM | _____
TEL | _____
CLK | _____

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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

Docket No: 140001-EI
Date: November 24, 2014

**FLORIDA POWER AND LIGHT COMPANY'S REQUEST FOR
CONFIDENTIAL CLASSIFICATION OF CERTAIN MATERIAL PROVIDED
IN RESPONSE TO THE FLORIDA INDUSTRIAL POWER USERS GROUP'S
SECOND REQUEST FOR PRODUCTION OF DOCUMENTS (NO. 6)**

Pursuant to Section 366.093, Florida Statutes (2013), and Rule 25-22.006, Florida Administrative Code (2013), Florida Power & Light Company ("FPL") submits its Request for Confidential Classification of certain material provided in response to the Florida Industrial Power Users Group's ("FIPUG's") Second Request for Production of Documents (No. 6), to Florida Power & Light Company. In support of its request, FPL states as follows:

1. On October 22, 2014, FIPUG served its Second Set of Interrogatories (Nos. 13-14) and Second Request for Production of Documents (Nos. 6-10) on FPL. On November 10, 2014, FPL served its Objections and Responses to FIPUG's Second Set of Interrogatories (Nos. 13-14) and Second Request for Production of Documents (Nos. 6-10) ("Responses"). FPL's Response to FIPUG's Second Request for Production of Documents (No. 6) contains information of a confidential nature, which is proprietary confidential business information within the meaning of Section 366.093(3), Florida Statutes.

2. On November 12, 2014, FPL filed a Notice of Intent to Request Confidential Classification of its response to FIPUG's Second Request for Production of Documents (No. 6). Pursuant to Rule 25-22.006(3)(a), Florida Administrative Code, FPL has 21 days from the date of the Notice of Intent to file a formal request for confidential classification. Accordingly, FPL is

filing this Request for Confidential Classification to maintain continued confidential handling of the information contained in the discovery responses provided to OPC with the Notice of Intent.

3. The following exhibits are included with, and made part of this request:
 - a. Exhibit A consists of a copy of the confidential material on which all information that FPL asserts is entitled to confidential treatment has been highlighted.
 - b. Exhibit B consists of the confidential material, on which all information that FPL asserts is entitled to confidential treatment has been redacted.
 - c. Exhibit C is a table containing a column-by-column and line-by-line identification of the information for which confidential treatment is sought and references to the specific statutory basis or bases for the claim of confidentiality and to the affidavits in support of the requested classification.
 - d. Exhibit D consists of the affidavit of Sam Forrest

4. FPL submits that the highlighted information in Exhibit A is proprietary and confidential business information within the meaning of Section 366.093(3). F.S. This information is intended to be and is treated by FPL as private, and its confidentiality has been maintained. Pursuant to Section 366.093, F.S., 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 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.

5. As the affidavits included in Exhibit D indicate, the documents and materials included in Exhibits A and B, and identified in Exhibit C contain confidential trade secrets of an FPL vendor. This information is protected by Section 366.093(3)(a), F.S. In addition, this information relates to competitive interests, the disclosure of which would impair the competitive business of FPL, its affiliates or its vendors. Specifically, the documents contain information regarding confidential vendor energy projections. Such information is protected by Section 366.093(3)(e), F.S.

6. Upon a finding by the Commission that the information highlighted in Exhibit A, and referenced in Exhibits B, C and D is proprietary confidential business information, the information should not be declassified for a period of at least eighteen (18) months and should 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 foregoing reasons, as more fully set forth in the supporting materials and affidavits included herewith, Florida Power & Light Company respectfully requests that its Request for Confidential Classification be granted.

Respectfully submitted this 24th day of November, 2014.

R. Wade Litchfield, Vice President
and General Counsel - FPL
John T. Butler, Assistant General Counsel -
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By: 

Scott A. Goorland
Florida Bar No. 0066834

CERTIFICATE OF SERVICE
Docket No. 140001-EI

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished
by hand delivery (**) or electronic service on this 24th day of November, 2014 to the following:

Martha F. Barrera, Esq.**
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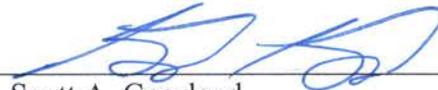
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By: _____



Scott A. Goorland
Florida Bar No. 0066834

EXHIBIT A

CONFIDENTIAL

FILED UNDER SEPARATE COVER

EXHIBIT B

REDACTED COPIES

**FIPUG's Second Production of
Documents No. 6
Bates numbers FCR-14-06582 through
FCR-14-07001
ARE CONFIDENTIAL IN THEIR
ENTIRETY**

EXHIBIT C

JUSTIFICATION TABLE

EXHIBIT C

COMPANY: Florida Power & Light Company

TITLE: List of Confidential Documents

DOCKET TITLE: Fuel and Purchase Power Cost Recovery Clause and Generating Performance Incentive Factor

DOCKET NO.: 140001-EI

Party	Set	Conf Y/N	Bates Number	Line/Column	366.093 (3) F.S.	Affiant
FIPUG	2 nd POD No. 6	Y	FCR-14-06582 thru FCR-14-07001	All	(a), (d), (e)	Sam Forrest

EXHIBIT D

AFFIDAVIT

