

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Nuclear Cost                    )  
Recovery Clause                    )

Docket No. 150009-EI  
Date Filed: June 10, 2015

**FLORIDA POWER & LIGHT COMPANY'S  
MOTION FOR TEMPORARY PROTECTIVE ORDER**

Pursuant to Section 366.093(3), Florida Statutes, and Rule 25-22.006(6)(c), Florida Administrative Code, Florida Power & Light Company (“FPL”), hereby moves the Florida Public Service Commission (the “Commission”), through the Prehearing Officer, for a temporary protective order to exempt from Section 119.07(1), Florida Statutes, confidential information included in the documents produced in response to Staff’s First Request for Production of Documents Nos. 1, 3, 4, and 7 and the documents produced in FPL’s revised response to the Office of Public Counsel’s First Request for Production of Documents No. 2, and states:

1. The Office of Public Counsel has requested a copy of the confidential documents produced in response to the above-referenced discovery requests. Subsection (6)(c) of Rule 25-22.006, Florida Administrative Code, provides in relevant part as follows with respect to a utility allowing OPC to take possession of confidential utility information:

[T]he utility may request a temporary protective order exempting the information from Section 119.07(1), Florida Statutes. If the information is to be used in a proceeding before the Commission, then the utility must file a specific request for a protective order under paragraph (a) above. If the information is not to be used in a proceeding before the Commission, then Public Counsel shall return the information to the utility in accordance with the record retention requirements of the Department of State.

2. The confidential information includes information concerning bids or other contractual data, including vendor payment terms, the disclosure of which would impair the efforts of FPL to contract for goods or services on favorable terms. This information is exempt from the Public Records Act pursuant to Section 366.093(3)(d), Florida Statutes. This

information is also related to competitive interests, the disclosure of which could harm the competitive business of the provider of the information. Such information is exempt from the Public Records Act pursuant to Section 366.093(3)(e), Florida Statutes. FPL respectfully requests that the Commission enter a temporary protective order affording FPL the protection that is needed to provide OPC the confidential information contained in its exhibit.

3. FPL has been authorized by counsel for OPC to represent that OPC does not object to the granting of this motion and that OPC is reserving its right to contest confidentiality at a later date if warranted.

WHEREFORE, for the foregoing reasons, FPL respectfully requests that the Commission enter a temporary protective order protecting against public disclosure the confidential documents produced in response to Staff's First Request for Production of Documents Nos. 1, 3, 4, and 7 and the documents produced in FPL's revised response to the Office of Public Counsel's First Request for Production of Documents No. 2.

Respectfully submitted this 10<sup>th</sup> day of June, 2015.

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By: s/ Jessica A. Cano  
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**CERTIFICATE OF SERVICE  
DOCKET NO. 150009-EI**

I HEREBY CERTIFY that a true and correct copy of the foregoing Motion for Temporary Protective Order was served electronically this 10th day of June, 2015, to the following:

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