

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Petition for rate increase by Florida Power & Light Company	Docket No. 160021-EI
In re: Petition for approval of 2016-2018 storm hardening plan, by Florida Power & Light Company	Docket No. 160061-EI
In re: 2016 depreciation and dismantlement study by Florida Power & Light Company	Docket No. 160062-EI
In re: Petition for limited proceeding to modify and continue incentive mechanism by Florida Power & Light Company	Docket No. 160088-EI
	Filed: February 12, 2018

**FLORIDA POWER & LIGHT COMPANY’S FIRST  
REQUEST FOR EXTENSION OF CONFIDENTIAL CLASSIFICATION**

Pursuant to Section 366.093, Florida Statutes (“Section 366.093”), and Rule 25-22.006, Florida Administrative Code, Florida Power & Light Company (“FPL”) hereby submits its First Request for Extension of Confidential Classification of information provided in response to Office of Public Counsel’s (“OPC”) First Request for Production of Documents, No. 2 (“Confidential Discovery Response”). In support of this request, FPL states as follows:

1. On July 11, 2016, FPL filed a Request for Confidential Classification of the Confidential Information, which included Exhibits A, B, C and D (“July 11 2016 Request”). [Document Nos. 04445-16, 04446-16] By Order No. PSC-16-0326-CFO-EI, dated August 11, 2016 (“Order 0326”), the Commission granted FPL’s July 11, 2016 Request. FPL adopts and incorporates by reference the July 11, 2016 Request and Order 0326.

2. The period of confidential treatment granted by Order 0326 will soon expire. The Confidential Discovery Response that was the subject of FPL’s July 11, 2016 Request and Order 0326 warrants continued treatment as proprietary and confidential business information within

the meaning of Section 366.093(3). Accordingly, FPL hereby submits its First Request for Extension of Confidential Classification.

3. All of the information designated in Exhibits A, B and C to the July 11, 2016 Request remains confidential. Accordingly, those exhibits will not be reproduced or reattached here.

4. Included as First Revised Exhibit D is the declaration of Mark Cattrell in support of this Request.

5. The Confidential Discovery Response is intended to be and have been treated by FPL as private, its confidentiality has been maintained, and its disclosure would cause harm to FPL and its customers. 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.

6. As described more fully in the declaration included as Exhibit D, the Confidential Discovery Response provided by FPL relate to competitive interests, the disclosure of which would impair the competitive business of the provider of the information, Concentric Energy Advisors. This information is protected by Section 366.093(3)(e), Fla. Stat.

7. Upon a finding by the Commission that the Confidential Information remains proprietary and confidential business information, the information should not be declassified for at least an additional eighteen (18) month period 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, Florida Power & Light Company respectfully requests that its First Request for Extension of Confidential Classification be granted.

Respectfully submitted,

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By: s/ Maria J. Moncada  
Maria J. Moncada  
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**CERTIFICATE OF SERVICE**  
**Docket No. 160021-EI**

I **HEREBY CERTIFY** that a true and correct copy of the foregoing First Request for Extension of Confidential Classification has been furnished by electronic mail this 12th of February 2018 to the following parties:

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By: s/ Maria J. Moncada  
Maria J. Moncada  
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# **FIRST REVISED EXHIBIT D**

**EXHIBIT D**

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Petition for base rate increase by Florida  
Power & Light Company

Docket No: 160021-EI

STATE OF FLORIDA                     )  
  )  
COUNTY OF PALM BEACH             )

WRITTEN DECLARATION OF MARK CATTRELL

1. My name is Mark Cattrell. I am currently employed by Concentric Energy Advisors as a Project Manager. I have personal knowledge of the matters stated in this written declaration.

2. I have reviewed the documents and information included in Exhibit A to FPL's Request for Confidential Classification. The documents or materials that I have reviewed and which are asserted by FPL to be confidential constitute the proprietary business information of Concentric Energy Advisors (CEA) and are related to CEA's competitive interests. Specifically, the information designated as confidential consists of or relates to the benchmarking study performed by CEA. The details of this highly detailed study identify with specificity the proprietary methodology that CEA employs in performing such benchmarking. Accordingly, public disclosure would impair the competitive businesses of CEA and therefore should be treated confidentially. To the best of my knowledge, FPL and CEA have maintained the confidentiality of these documents and materials.

3. Nothing has occurred since the issuance of Order No. PSC-16-0326-CFO-EI to render the designated information stale or public, such that continued confidential treatment would not be appropriate. Therefore, consistent with the provisions of the Florida Administrative Code, such materials should remain confidential for a period of at least an additional eighteen (18) months. In addition, they 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. Under penalties of perjury, I declare that I have read the foregoing declaration and that the facts stated in it are true to the best of my knowledge and belief.

  
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Mark Cattrell

Date: 1/18/2018