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January 11, 2019

VIA HAND DELIVERY

Mr. Adam Teitzman
Division of the Commission Clerk and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

REDACTED

RECEIVED-FPSC
2019 JAN 11 PM 3:40
COMMISSION
CLERK

Re: Docket No. 20180049-EI

Dear Ms. Stauffer:

I enclose for filing in the above docket Florida Power & Light Company's ("FPL") Amended Request for Confidential Classification. The request includes Exhibits A, B (two copies), C and D.

Exhibit A consists of a listing of the confidential documents, and all the information that FPL asserts is entitled to confidential treatment has been highlighted. Exhibit B is a listing of all the confidential information contained in Exhibit A. Exhibit C is a justification table in support of FPL's Request for Confidential Classification. Exhibit D contains the declarations in support of FPL's Request for Confidential Classification.

- COM _____
- AFD** 1 644 B
- APA _____
- ECO _____
- ENG _____
- GCL _____
- IDM _____
- CLK _____

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

Sincerely,

Kenneth M. Rubin

Enclosure

cc: Counsel for Parties of Record (w/ copy of FPL's Amended Request for Confidential Classification)

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Evaluation of storm restoration costs
for Florida Power & Light Company related
to Hurricane Irma.

Docket No: 20180049-EI

Date: January 11, 2019

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

Pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code ("F.A.C."), Florida Power & Light Company ("FPL") hereby submits its Amended Request for Confidential Classification of the transcript of Part 1 of a panel deposition of FPL witnesses taken November 15, 2018 whose testimony addresses confidential information which was provided to the Staff of the Florida Service Commission ("Staff").¹ This Amended Request for Confidential Classification requests confidential treatment of the following confidential exhibits identified during part 1 of the panel deposition of FPL witnesses taken November 15, 2018: Exhibit 2 (Bates 020775-020808); Exhibit 3 (Bates 019314 – 019383); Exhibit 4 (Bates 015571 – 015633); Exhibit 5 (Bates 015160 – 015177); Exhibit 6 (Bates 015294 – 015309); Exhibit 7 (Bates 015310 – 015352); Exhibit 8 (Bates 015552 – 015570); Exhibit 9 (Bates 015671 – 015737); Exhibit 10 (Bates 016674 – 016681); Exhibit 12 (Bates 016849 – 016900); Exhibit 13 (Bates 016908 – 016914); Exhibit 14 (Bates 016901 – 016907); Exhibit 15 (Bates 017314 – 017358); Exhibit 16 (Bates 017715 – 017722); Exhibit 17 (Bates 021833 – 021852); Exhibit 18 (Bates 021957 – 021967); Exhibit 19 (Bates 022527 – 022548); Exhibit 20 (Bates 023177 – 023298); Exhibit 21 (Bates 023594 – 023611); Exhibit 22 (Bates 023893 – 023926); and Exhibit 23 (Bates 020775 – 020808). In support of this request, FPL states as follows:

¹ This Amended Request for Confidential Classification is being filed to amend FPL's December 19, 2018 Request for Confidential Classification (FPSC Document 07573-2018).

1. On December 5, 2018, FPL filed a Notice of Intent to Request Confidential Classification of a transcript of Part 1 of a panel deposition of FPL witnesses. Pursuant to Rule 25-22.006(3)(a)1, F.A.C., FPL was required to file a Request for Confidential Classification of the confidential information within 21 days. That Request for Confidential Classification was filed December 19, 2018. FPL subsequently received the confidential exhibits identified during part 1 of the deposition. Accordingly, FPL is filing this Amended Request for Confidential Classification to maintain continued confidential handling of the information contained in the transcript provided to Staff along with the confidential exhibits to part 1 of the deposition to be provided to Staff.

2. The following exhibits are included with and made a part of this request:

a. Exhibit A consists of a listing of the confidential documents; the information contained in each of the identified exhibits is entitled to confidential treatment. Because the actual documents are voluminous and can be identified by reference to the exhibit numbers and corresponding Bates numbers, the documents themselves have not been appended to this Request. However, the exhibit numbers and corresponding Bates numbers have been highlighted to indicate that the documents represented by the exhibit numbers and corresponding Bates numbers are confidential documents.

b. Exhibit B consists of a listing of the confidential documents, on which all the information that is entitled to confidential treatment under Florida law has been redacted. The exhibit numbers and corresponding Bates numbers themselves are not confidential, while the documents identified by the exhibit numbers and corresponding Bates numbers are confidential documents that are the subject of this Amended Request for Confidential Classification.

c. Exhibit C is a table containing an identification of the information in Exhibit A and a brief description of the confidential information. Exhibit C also references the specific

statutory bases for the claim of confidentiality and identifies the declarant who supports the requested classification.

d. Exhibit D contains the declarations of Thomas Gwaltney, Ray Lozano and Kristin Manz in support of this Request.

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

4. As described more fully in the declaration included as Exhibit D, certain documents contain information concerning trade secrets. This information is protected by Section 366.093(3)(a), Fla. Stat.

5. Also, certain information in these documents concerns bids or other contractual data, the disclosure of which would impair the efforts of FPL or its affiliates to contract for goods and services on favorable terms. This information is protected by Section 366.093(3)(d), Fla. Stat.

6. Lastly, certain information concerns FPL's competitive interests, the disclosure of which would impair the competitive business of FPL and its vendors. This information is protected by Section 366.093(3)(e), Fla. Stat.

7. Upon a finding by the Commission that the information contained within the identified exhibits highlighted in Exhibit A, and referenced in Exhibit C, 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 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 affidavits included herewith, Florida Power & Light Company respectfully requests that its Amended Request for Confidential Classification be granted.

Respectfully submitted this 10th day of January, 2019.

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By: 
Kenneth M. Rubin
Florida Bar No. 0349038

CERTIFICATE OF SERVICE

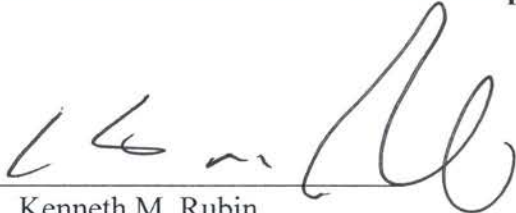
I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by electronic service on this 11th day of January 2019 to the following:

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Florida Industrial Power Users Group

By: 
Kenneth M. Rubin

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

EXHIBIT A

CONFIDENTIAL

FILED UNDER SEPARATE COVER

EXHIBIT B

REDACTED COPIES

EXHIBIT B

**Exhibit A - Deposition Transcript and Exhibits 2 through 10 and
12 through 33 are confidential in its entirety**

EXHIBIT C

JUSTIFICATION TABLE

AMENDED EXHIBIT C

COMPANY: Florida Power & Light Company
TITLE: List of Confidential Documents
DOCKET NO: 20180049-EI
DOCKET TITLE: Evaluation of storm restoration costs for Florida Power & Light Company related to Hurricane Irma.
DATE: January 11, 2019

Description	Bates Number	Nos. of Pages	Conf. Y/N	Line/Column	Florida Statute 366.093(3) Subsection	Declarant
Deposition Transcript and Exhibits 2 through 10 and 12 through 23	N/A	All but the cover page	Y	ALL	(a,d,e)	Kristin Manz
Deposition Transcript and Exhibits 2 through 10 and 12 through 23	N/A	All but the cover page	Y	ALL	(a,d,e)	Ray Lozano
Deposition Transcript and Exhibits 2 through 10 and 12 through 23	N/A	All but the cover page	Y	ALL	(a,d,e)	Thomas Gwaltney

EXHIBIT D

DECLARATIONS

EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Evaluation of storm restoration costs for Florida Power & Light Company related to Hurricane Irma.

Docket No: 20180049-EI

STATE OF FLORIDA)
COUNTY OF PALM BEACH)

WRITTEN DECLARATION OF KRISTIN MANZ

1. My name is Kristin Manz. I am currently employed by Florida Power & Light Company ("FPL") as IT Technology Director. During the time that Hurricane Irma impacted FPL's service territory, through July of 2018, I was employed by FPL as Director of Finance Operations. 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 Amended Request for Confidential Classification filed this date, for which I am listed as a declarant on Exhibit C. The documents that I have reviewed and which are asserted by FPL to be proprietary confidential business information contain or constitute contractual data, trade secrets, and information related to competitive interests, the disclosure of which would impair the competitive business of FPL, its affiliates and its contractors, vendors and suppliers. Specifically, the documents and exhibits contains the names, rates, quantity, contractual provisions, invoices of our third-party contractors, vendors and suppliers, payments to our contractors, vendors and suppliers, all of which was agreed upon exclusively with these contractors, vendors, and suppliers. The documents further describe the specific methodologies developed and used by FPL to negotiate contracts, to secure resources, to receive, review and approve or reject requests for payment, and every other aspect of FPL's unique processes developed and used by FPL in responding to storm events, obtaining resources, and administering payment processes related thereto. Disclosure of this information would impair FPL's contractor, vendor, and supplier relationships, and impair or negate the commercial interests of FPL as FPL negotiates contracts and seeks to obtain contractors, vendors and suppliers to provide critical construction, restoration resources necessary to perform storm restoration. Disclosure of this information would also impair or negate the commercial interests of FPL's contractors, vendors and suppliers as they negotiate with others for the services they provide. The disclosure of this information will also impact the efforts of FPL or its affiliates to contract for goods and services on favorable terms in the future, which in turn increases costs to FPL and its customers. To the best of my knowledge, FPL has maintained the confidentiality of this information.

3. Consistent with the provisions of the Florida Administrative Code, such materials should remain confidential for a period of 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.

[Handwritten signature]
Kristin Manz

Date: 1-9-19

EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Evaluation of storm restoration costs for Florida Power & Light Company related to Hurricane Irma.

Docket No: 20180049-EI

STATE OF FLORIDA)
COUNTY OF PALM BEACH)

WRITTEN DECLARATION OF RAY LOZANO

1. My name is Ray Lozano. I am currently employed by Florida Power & Light Company ("FPL") as Integrated Supply Chain Business Unit Strategy Manager, and I was similarly employed in that capacity prior to and during the time that Hurricane Irma impacted FPL's service territory. 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 Amended Request for Confidential Classification filed this date, for which I am listed as a declarant on Exhibit C. The documents that I have reviewed and which are asserted by FPL to be proprietary confidential business information contain or constitute contractual data, trade secrets, and information related to competitive interests, the disclosure of which would impair the competitive business of FPL, its affiliates and its contractors, vendors and suppliers. Specifically, the documents and exhibits contains the names, rates, quantity, contractual provisions, invoices of our third-party contractors, vendors and suppliers, payments to our contractors, vendors and suppliers, all of which was agreed upon exclusively with these contractors, vendors, and suppliers. The documents further describe the specific methodologies developed and used by FPL to negotiate contracts, to secure resources, to receive, review and approve or reject requests for payment, and every other aspect of FPL's unique processes developed and used by FPL in responding to storm events, obtaining resources, and administering payment processes related thereto. Disclosure of this information would impair FPL's contractor, vendor, and supplier relationships, and impair or negate the commercial interests of FPL as FPL negotiates contracts and seeks to obtain contractors, vendors and suppliers to provide critical construction, restoration resources necessary to perform storm restoration. Disclosure of this information would also impair or negate the commercial interests of FPL's contractors, vendors and suppliers as they negotiate with others for the services they provide. The disclosure of this information will also impact the efforts of FPL or its affiliates to contract for goods and services on favorable terms in the future, which in turn increases costs to FPL and its customers. To the best of my knowledge, FPL has maintained the confidentiality of this information.

3. Consistent with the provisions of the Florida Administrative Code, such materials should remain confidential for a period of 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.

Ray Lozano (handwritten signature)

Date: 1/9/19

EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Evaluation of storm restoration costs for Florida Power & Light Company related to Hurricane Irma.

Docket No: 20180049-EI

STATE OF FLORIDA)
COUNTY OF PALM BEACH)

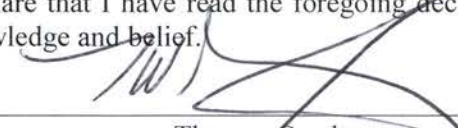
WRITTEN DECLARATION OF THOMAS GWALTNEY

1. My name is Thomas Gwaltney. I am currently employed by Florida Power & Light Company (“FPL”) as Power Delivery Sr. Director of Emergency Preparedness. During the time that Hurricane Irma impacted FPL’s service territory, through March 2018, I was employed by FPL as Sr. Director Central Maintenance and Construction Power Delivery. 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 Amended Request for Confidential Classification filed this date, for which I am listed as a declarant on Exhibit C. The documents that I have reviewed and which are asserted by FPL to be proprietary confidential business information contain or constitute contractual data, trade secrets, and information related to competitive interests, the disclosure of which would impair the competitive business of FPL, its affiliates and its contractors, vendors and suppliers. Specifically, the documents and exhibits contains the names, rates, quantity, contractual provisions, invoices of our third-party contractors, vendors and suppliers, payments to our contractors, vendors and suppliers, all of which was agreed upon exclusively with these contractors, vendors, and suppliers. The documents further describe the specific methodologies developed and used by FPL to negotiate contracts, to secure resources, to receive, review and approve or reject requests for payment, and every other aspect of FPL’s unique processes developed and used by FPL in responding to storm events, obtaining resources, and administering payment processes related thereto. Disclosure of this information would impair FPL’s contractor, vendor, and supplier relationships, and impair or negate the commercial interests of FPL as FPL negotiates contracts and seeks to obtain contractors, vendors and suppliers to provide critical construction, restoration resources necessary to perform storm restoration. Disclosure of this information would also impair or negate the commercial interests of FPL’s contractors, vendors and suppliers as they negotiate with others for the services they provide. The disclosure of this information will also impact the efforts of FPL or its affiliates to contract for goods and services on favorable terms in the future, which in turn increases costs to FPL and its customers. To the best of my knowledge, FPL has maintained the confidentiality of this information.

3. Consistent with the provisions of the Florida Administrative Code, such materials should remain confidential for a period of 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.



Thomas Gwaltney
Date: 1/10/19