

State of Florida



## Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FLORIDA 32399-0850

**-M-E-M-O-R-A-N-D-U-M-**

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**DATE:** June 4, 2019  
**TO:** Margo Duval, Senior Attorney, Office of the General Counsel  
**FROM:** Devlin Higgins, Public Utility Analyst IV, Division of Economics  
**RE:** CONFIDENTIALITY OF CERTAIN INFORMATION  
DOCKET NO: 20190015-EG DOCUMENT NO: 04525-2019  
DESCRIPTION: FPL (Cox) - (CONFIDENTIAL) Highlighted information provided in response to staff's 2nd request for PODs (Nos. 9-10); provided on CD only.  
SOURCE: Florida Power & Light Company

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2019 JUN -4 AM 11:15  
COMMISSION CLERK

Pursuant to Section 366.093, (F.S.), and Rule 25-22.006, Florida Administrative Code, Florida Power & Light Company (FPL or Company) requests confidential classification of certain information filed in response to Staff's Second Request for Production of Documents, in the above-referenced docket, dated May 23, 2019. This recommendation specifically addresses FPL's response to Staff's Second Request for Production of Documents, Nos. 9-10.

The Company is claiming confidentiality of its response to Staff's Second Request for Production of Documents, Nos. 9-10, under Section 366.093(3)(e), F.S. Per the Statute, propriety of confidential business information includes, but is not limited to: Subsection (e) "[i]nformation relating to competitive interests, the disclosure of which would impair the competitive business of the provider of the information."

The information provided in response to Staff's Second Request for Production of Documents, Nos. 9-10, for which confidential treatment is being sought can be described as separated forecasted fuel commodity and transportation prices, and FPL's CO2 price forecast which was developed by a third-party vendor, namely ICF.

Staff has reviewed the information provided in response to Staff's Second Request for Production of Documents, Nos. 9-10, as well as FPL's confidentiality request. It is staff's opinion that the information that is the subject of this request meets the criteria for confidentiality contained in Section 366.093(3)(e), F.S.



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**-M-E-M-O-R-A-N-D-U-M-**

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**DATE:** May 28, 2019

**TO:** Division of Engineering, Office of Primary Responsibility

**FROM:** OFFICE OF COMMISSION CLERK

**RE:** CONFIDENTIALITY OF CERTAIN INFORMATION  
DOCKET NO: 20190015-EG DOCUMENT NO: 04525-2019  
DESCRIPTION: FPL (Cox) - (CONFIDENTIAL) Highlighted information provided in response to staff's 2nd request for PODs (Nos. 9-10); provided on CD only.

SOURCE: **Florida Power & Light Company**

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The above confidential material was filed along with a request for confidential classification. Please complete the following form by checking all applicable information and forward it to the attorney assigned to the docket, along with a brief memorandum supporting your recommendation.

- The document(s) is (are), in fact, what the utility asserts it (them) to be.
- The utility has provided enough details to perform a reasoned analysis of its request.
- The material has been received incident to an inquiry.
- The material is confidential business information because it includes:
- (a) Trade secrets;
  - (b) Internal auditing controls and reports of internal auditors;
  - (c) Security measures, systems, or procedures;
  - (d) Information concerning bids or other contractual data, the disclosure of which would impair the efforts of the public utility or its affiliates to contract for goods or services on favorable terms;
  - (e) Information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of information;
  - (f) Employee personnel information unrelated to compensation, duties, qualifications, or responsibilities;
- The material appears to be confidential in nature and harm to the company or its ratepayers will result from public disclosure.
- The material appears not to be confidential in nature.
- The material is a periodic or recurring filing and each filing contains confidential information.

This response was prepared by Devlin Higgins on 6/4/19, a copy of which has been sent to the Office of Commission Clerk and the Office of General Counsel.