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July 18, 2019

**REDACTED**

**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

RECEIVED-FPSC  
2019 JUL 18 PM 2:20  
COMMISSION  
CLERK

**Re: Docket No. 20190061-EI**

Dear Mr. Teitzman:

I enclose for filing in the above docket Florida Power & Light Company's ("FPL") Request for Confidential Classification of Information Provided in Response to Staff's First Set of Interrogatories, Nos. 34, 96 and 147. The request includes Exhibits A, B (two copies), C and D.

Exhibit A consists of the confidential documents, and all the information that FPL asserts is entitled to confidential treatment 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 the declaration in support of FPL's request.

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

- COM \_\_\_\_\_
- AFD \_\_\_\_\_
- APA \_\_\_\_\_
- ECO \_\_\_\_\_
- ENG 1 Exh B
- GCL \_\_\_\_\_
- IDM \_\_\_\_\_
- CLK \_\_\_\_\_

Sincerely,

Maria J. Moncada

Enclosure

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

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Petition for approval of FPL SolarTogether program and tariff, by Florida Power & Light Company

Docket No: 20190061-EI

Date: July 18, 2019

**FLORIDA POWER AND LIGHT COMPANY'S REQUEST FOR CONFIDENTIAL CLASSIFICATION OF INFORMATION PROVIDED IN RESPONSE TO STAFF'S FIRST SET OF INTERROGATORIES (Nos. 34, 96 and 147)**

Pursuant to Section 366.093, Florida Statutes ("Section 366.093"), and Rule 25-22.006, Florida Administrative Code, Florida Power & Light Company ("FPL") hereby requests confidential classification of certain information provided in response to Staff's First Set of Interrogatories, Nos. 34, 96 and 147 (the "Confidential Data Responses"). In support of this request, FPL states as follows:

1. FPL served its responses to Staff's First Set of Interrogatories Nos. 34, 96 and 147 on July 17, 2019. This request is being filed contemporaneously with service of those responses in order to request confidential classification of certain information contained in its response to Nos. 34, 96 and 147, consistent with Rule 25-22.006, Florida Administrative Code.

2. The following exhibits are attached to and made a part of this request:

- a. Exhibit A consists of a copy of the Confidential Interrogatory Responses on which all information that FPL asserts is entitled to confidential treatment is highlighted. All of the documents that comprise Exhibit A are provided on a disc.
- b. Exhibit B consists of an edited version of the Confidential Interrogatory Responses on which all information that FPL asserts is entitled to confidential treatment is redacted. Where the document is confidential in its entirety, only an identifying cover page is provided.

- c. Exhibit C is a table that identifies the information highlighted in Exhibit A and references the specific statutory bases for the claim of confidentiality and identifies the Declarant who supports the requested classification.
- d. Exhibit D is the supporting declaration of Juan E. Enjamio.

3. FPL submits that the highlighted information in Exhibit A is proprietary and confidential business information, 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.

4. As the description included in Exhibit C and the declaration included as Exhibit D indicate, the Confidential Data Responses relate to the competitive interests of FPL and its vendors, the disclosure of which would impair their competitive interests. This information is protected by Section 366.093(3)(e), Fla. Stat.

5. Upon a finding by the Commission that the Confidential Interrogatory Responses are proprietary and confidential business information, the information should not be declassified for at least 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 Request for

Confidential Classification be granted.

Respectfully submitted this 18th day of July 2019.

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By: 

\_\_\_\_\_  
Maria J. Moncada  
Florida Bar No. 0773301

**CERTIFICATE OF SERVICE**

**Docket No. 20190061-EI**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by electronic service on this 18th day of July 2019 to the following:

Walter Trierweiler  
Office of the General Counsel  
**Florida Public Service Commission**  
2540 Shumard Oak Blvd.  
Tallahassee, Florida 32399-0850  
wtrierwe@psc.state.fl.us

Office of Public Counsel  
J.R. Kelly  
Stephanie Morse  
c/o The Florida Legislature  
111 W. Madison Street, Room 812  
Tallahassee FL 32399  
(850) 488-9330  
kelly.jr@leg.state.fl.us  
morse.stephanie@leg.state.fl.us

By: \_\_\_\_\_

  
Maria J. Moncada  
Florida Bar No. 0773301

**EXHIBIT B**

**REDACTED**

**FPL's responses to  
Staff's First Set of Interrogatories**

**No. 34 - Attachment No.1  
Bates No. 000001 – 000008**

**is confidential in its entirety**

**FPL's responses to  
Staff's First Set of Interrogatories**

**No. 96 – Attachment No. 1  
Bates No. 000012**

**is confidential in its entirety**



**FPL's responses to  
Staff's First Set of Interrogatories**

**No. 147 – Attachment No. 1  
Bates No. 000009-000011**

**is confidential in its entirety**

# **EXHIBIT C**

# **JUSTIFICATION TABLE**

EXHIBIT C

**COMPANY:** Florida Power & Light Company  
**TITLE:** List of Confidential Documents  
**DOCKET NO.:** 20190061-EI  
**DOCKET TITLE:** FPL Petition for approval of FPL SolarTogether Program and Tariff  
**SUBJECT:** FPL's Responses to Staff's 1st Set of Interrogatories, Nos. 34, 96 and 147  
**DATE:** July 18, 2019

Staff's 1st Data Request	No. Pages	Line No./ Col. No.	Florida Statute 366.093(3) Subsection	Declarant
INT No. 34	On CD File name: 20190061- Staff's 1st INT No. 34 – Attachment No. 1 CONFIDENTIAL	ALL	(e)	J. Enjamio
INT No. 96	1 page Bates no. FPL 000012	ALL	(e)	J. Enjamio
INT No. 147	On CD File name: 20190061 – Staff's 1st INT No. 147 – Attachment No. 1 CONFIDENTIAL	ALL	(e)	J. Enjamio

**EXHIBIT D**

**DECLARATION**

**EXHIBIT D**

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Petition by Florida Power & Light  
Company for Approval of FPL  
SolarTogether Program and Tariff

Docket No: 20190061-EI

**DECLARATION OF JUAN E. ENJAMIO**

1. My name is Juan E. Enjamio. I am currently employed by Florida Power & Light Company ("FPL") as Manager of Analytics in the Finance Department. I have personal knowledge of the matters stated in this declaration.

2. I have reviewed the documents and information included in Exhibit A to FPL's Request for Confidential Classification, for which I am listed as the 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 information concerning contractual data and competitive interests. Specifically, the information in the documents consists of FPL's long term fuel price forecast which shows projections of commodity, transportation, and delivered fuel prices; a table of probabilities by CO<sub>2</sub> scenario provided which is part of the CO<sub>2</sub> emission cost forecast; and information about customer-owned solar facilities. These three sets of information were developed by third party vendors, and FPL is contractually obligated to maintain the confidentiality of each document. Disclosure of this proprietary information would impair the vendors' competitive interests and would be a contractual breach on the part of FPL. 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.

  
\_\_\_\_\_  
Juan E. Enjamio

Date: 7/16/2019