



Maria Jose Moncada
Senior Attorney
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, FL 33408-0420
(561) 304-5795
(561) 691-7135 (Facsimile)
Email : maria.moncada@fpl.com

May 4, 2021

VIA HAND DELIVERY

Mr. Adam Teitzman
Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Re: Docket No. 20210015-EI

REDACTED

Dear Mr. Teitzman:

I enclose for filing in the above docket Florida Power & Light Company's ("FPL") Request for Confidential Classification of Information contained in its Second Supplemental response to Office of Public Counsel's ("OPC") First Request for Production of Documents No. 13. The request includes Exhibits A, B (two copies), C and D.

Exhibit A consists of the documents containing confidential information. Exhibit A is submitted for filing in an envelope marked "EXHIBIT A" – CONFIDENTIAL. Because the documents in Exhibit A are confidential in their entirety, FPL has included only an identifying cover page in Exhibit B. 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. In accordance with Rule 25-22.006(3)(d), FPL requests confidential treatment of the information in Exhibit A pending disposition of FPL's Request for Confidential Classification.

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

Sincerely,

s/ Maria Jose Moncada
Maria Jose Moncada

Enclosure

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

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

RECEIVED-FPSC
MAY -4 PM 3:53
COMMISSION
CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by Florida Power & Light
Company for Rate Unification and for Base
Rate Increase

Docket No. 20210015-EI

Filed: May 4, 2021

**FLORIDA POWER & LIGHT COMPANY'S REQUEST FOR
CONFIDENTIAL CLASSIFICATION OF CERTAIN INFORMATION
PROVIDED IN ITS SECOND SUPPLEMENTAL RESPONSE TO
OPC'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS (No. 13)**

Pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, Florida Power & Light Company ("FPL") requests confidential classification of certain information provided in its second supplemental response to the Office of Public Counsel's ("OPC") First Request for Production of Documents No. 13 (the "Confidential Information"). In support of its Request, FPL states as follows:

1. FPL served its second supplemental responses to OPC's First Request for Production of Documents ("POD") and OPC's First Set of Interrogatories ("INT") on May 4, 2021. This request is being filed contemporaneously with service of those supplemental responses to request confidential classification of certain information contained in its second supplemental responses to OPC's First Request for Production of Documents No. 13, consistent with Rule 25-22.006, Florida Administrative Code.

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

a. Exhibit A consists of a copy of the confidential material on which all the information that FPL asserts is entitled to confidential treatment has been highlighted.

b. Exhibit B consists of a copy of the confidential documents, on which all the information that is entitled to confidential treatment under Florida law has been redacted. Because the documents provided with FPL's second supplemental response to OPC's First Request for

Production of Documents No. 13 are confidential in their entirety, FPL has included only an identifying cover page in Exhibit B.

c. Exhibit C is a table that identifies by bates number the information for which confidential treatment is being sought and references the specific statutory basis for the claim of confidentiality. Exhibit C also identifies the declarants who support the requested classification.

d. Exhibit D contains the declaration of the individual who supports the requested classification.

3. The Confidential Information is intended to be and has 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.

4. As described in the declaration included as Exhibit D, the Confidential Information consists of proprietary confidential business information, the disclosure of which would cause harm to FPL's customers and its business operations. Specifically, some information contains data related to equity analysis of utilities performed by third party vendors, the disclosure of which would impair the competitive interests of the provider of the information. This information is protected by Sections 366.093(3) (e) Fla. Stat.

5. Upon a finding by the Commission that the Confidential Information 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§ 399.093(4), Fla. Stat.

WHEREFORE, for the above and foregoing reasons, as more fully set forth in the supporting materials and declarations included herewith, FPL respectfully requests that its Request for Confidential Classification be granted.

Respectfully submitted,

FLORIDA POWER & LIGHT COMPANY

By: /s/ Maria Jose Moncada

R. Wade Litchfield
Vice President and General Counsel
Authorized House Counsel No. 0062190
wade.litchfield@fpl.com
John T. Burnett
Vice President and Deputy General Counsel
Florida Bar No. 173304
john.t.burnett@fpl.com
Russell Badders
Vice President and Associate General Counsel
Florida Bar No. 007455
russell.badders@nexteraenergy.com
Maria Jose Moncada
Senior Attorney
Florida Bar No. 0773301
maria.moncada@fpl.com
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, Florida 33408-0420
(561) 691-7101
(561) 691-7135 (fax)

CERTIFICATE OF SERVICE
20210015-EI

I **HEREBY CERTIFY** that a true and correct copy of the foregoing* has been furnished by electronic mail this 4th day of May 2021 to the following parties:

Suzanne Brownless
Bianca Lherisson
Shaw Stiller
Florida Public Service Commission
Office of the General Counsel
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850
sbrownle@psc.state.fl.us
blheriss@psc.state.fl.us
sstiller@psc.state.fl.us

Office of Public Counsel
Richard Gentry
Patricia A. Christensen
Anastacia Pirrello
c/o The Florida Legislature
111 W. Madison St., Rm 812
Tallahassee FL 32399-1400
gentry.richard@leg.state.fl.us
christensen.patty@leg.state.fl.us
pirrello.anastacia@leg.state.fl.us
**Attorneys for the Citizens
of the State of Florida**

James W. Brew
Laura Wynn Baker
Joseph R. Briscar
Stone Mattheis Xenopoulos & Brew, PC
1025 Thomas Jefferson St, NW
Suite 800 West
Washington, D.C. 20007
jbrew@smxblaw.com
lwb@smxblaw.com
jrb@smxblaw.com
Attorneys for Florida Retail Federation

Thomas A. Jernigan, GS-13, DAF AFIMSC/JA
Holly L. Buchanan, Maj, USAF AF/JAOE-
ULFSC
Robert J. Friedman, Capt., USAF
Arnold Braxton, TSgt, USAF
Ebony M. Payton
139 Barnes Drive, Suite 1
Tyndall Air Force Base, Florida 32403
ULFSC.Tyndall@us.af.mil
thomas.jernigan.3@us.af.mil
holly.buchanan.1@us.af.mil
robert.friedman.5@us.af.mil
Arnold.braxton@us.af.mil
ebony.payton.ctr@us.af.mil
Attorneys for Federal Executive Agencies

Jon C. Moyle, Jr.
Karen A. Putnal
Moyle Law Firm, P.A.
118 North Gadsden Street
Tallahassee, Florida 32301
jmoyle@moylelaw.com
kputnal@moylelaw.com
mqualls@moylelaw.com
**Attorneys for Florida Industrial Power Users
Group**

George Cavros
Southern Alliance for Clean Energy
120 E. Oakland Park Blvd., Suite 105
Fort Lauderdale, Florida 33334
george@cavros-law.com
**Attorney for Southern Alliance for Clean
Energy**

Nathan A. Skop, Esq.
420 NW 50th Blvd.
Gainesville, FL 32607
n_skop@hotmail.com
Attorney for Mr. & Mrs. Daniel R. Larson

Bradley Marshall
Jordan Luebke
Earthjustice
111 S. Martin Luther King Jr. Blvd.
Tallahassee, Florida 32301
bmarshall@earthjustice.org
jluebke@earthjustice.org
**Attorneys for Florida Rising, Inc.
League of United Latin American Citizens of
Florida
Environmental Confederation of Southwest
Florida, Inc.**

By: s/ Maria Jose Moncada
Maria Jose Moncada
Florida Bar No. 0773301

* 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 B

REDACTED

All documents responsive to OPC's 1st Request for Production of Documents No. 13, Second Supplemental, Bates Nos. 027773-028203, are confidential in their entirety.

EXHIBIT C

JUSTIFICATION TABLE

EXHIBIT C

COMPANY: Florida Power & Light Company
TITLE: Petition by Florida Power & Light Company for Base Rate Increase and Rate Unification
DOCKET NO.: 20210015-EI
DATE: May 4, 2021

Int/POD No.	Begin Bates Number	End Bates Number	Description	No. of Pages	Confidential	Line/Col	Florida Statute 366.093 (3) Subsection	Declarant
OPC's 1st POD, No. 13, Second Supplemental	027773	027785	Barclays NEE and AEP 10.23.20 Equity Analysis	13	Y	All	(e)	Robert E. Barrett
OPC's 1st POD, No. 13, Second Supplemental	027786	027803	Barclays NEE 4.13.21 Equity Analysis	18	Y	All	(e)	Robert E. Barrett
OPC's 1st POD, No. 13, Second Supplemental	027804	027817	Barclays NEE 10.1.20 Equity Analysis	14	Y	All	(e)	Robert E. Barrett
OPC's 1st POD, No. 13, Second Supplemental	027818	027826	DUK, NEE Scotiabank GBM 30-Sep-20 Equity Analysis	9	Y	All	(e)	Robert E. Barrett
OPC's 1st POD, No. 13, Second Supplemental	028069	028080	GUA NEE Evercore ISI 12 - 11-Feb-20 Equity Analysis	12	Y	All	(e)	Robert E. Barrett

Int/POD No.	Begin Bates Number	End Bates Number	Description	No. of Pages	Confidential	Line/Col	Florida Statute 366.093 (3) Subsection	Declarant
OPC's 1st POD, No. 13, Second Supplemental	028081	028133	GUA NEE PT 88 Bernstein Research 02-Mar-21 Equity Analysis	53	Y	All	(e)	Robert E. Barrett
OPC's 1st POD, No. 13, Second Supplemental	028134	028144	GUA, NEE Evercore ISI 11-28-Jan-20 Equity Analysis	11	Y	All	(e)	Robert E. Barrett
OPC's 1st POD, No. 13, Second Supplemental	027827	027836	GUA, NEE Evercore ISI 22-Apr-20 Equity Analysis	10	Y	All	(e)	Robert E. Barrett
OPC's 1st POD, No. 13, Second Supplemental	028145	028152	NEE - Bernstein Research - 8 - 21-Apr-21 Equity Analysis	8	Y	All	(e)	Robert E. Barrett
OPC's 1st POD, No. 13, Second Supplemental	028153	028193	NEE - FPL Gulf - Bernstein Research 11-Mar-21 Equity Analysis	41	Y	All	(e)	Robert E. Barrett
OPC's 1st POD, No. 13, Second Supplemental	027827	027846	NEE Evercore 10 - 24-Jul-20 Equity Analysis	10	Y	All	(e)	Robert E. Barrett
OPC's 1st POD, No. 13, Second Supplemental	027847	027858	NEE Evercore ISI 30-Sep-20 Equity Analysis	12	Y	All	(e)	Robert E. Barrett
OPC's 1st POD, No. 13, Second Supplemental	027859	027866	NEE Evercore ISI 21-Apr-21 Equity Analysis	8	Y	All	(e)	Robert E. Barrett

Int/POD No.	Begin Bates Number	End Bates Number	Description	No. of Pages	Confidential	Line/Col	Florida Statute 366.093 (3) Subsection	Declarant
OPC's 1st POD, No. 13, Second Supplemental	027867	027875	NEE Evercore ISI 26-Jan-21 Equity Analysis	9	Y	All	(e)	Robert E. Barrett
OPC's 1st POD, No. 13, Second Supplemental	027876	027888	NEE Evercore ISI 21-Oct-20 Equity Analysis	13	Y	All	(e)	Robert E. Barrett
OPC's 1st POD, No. 13, Second Supplemental	028194	028203	NEE NEP - Scotiabank GBM 21-Apr-21 Equity Analysis	10	Y	All	(e)	Robert E. Barrett
OPC's 1st POD, No. 13, Second Supplemental	027889	027898	NEE, NEP Scotiabank GBM 21-Oct-20 Equity Analysis	10	Y	All	(e)	Robert E. Barrett
OPC's 1st POD, No. 13, Second Supplemental	027899	027908	NEE, NEP Scotiabank GBM 26-Jan-21 Equity Analysis	10	Y	All	(e)	Robert E. Barrett
OPC's 1st POD, No. 13, Second Supplemental	027908	027918	Scotia NEE.NEP 1.24.20 Equity Analysis	10	Y	All	(e)	Robert E. Barrett
OPC's 1st POD, No. 13, Second Supplemental	027919	027928	Scotia_NEE.NEP1Q20_4.22.20 Equity Analysis	10	Y	All	(e)	Robert E. Barrett
OPC's 1st POD, No. 13, Second Supplemental	027929	027932	Wolfe_Midstream_NEEgas_6.14.29 Equity Analysis	4	Y	All	(e)	Robert E. Barrett

Int/POD No.	Begin Bates Number	End Bates Number	Description	No. of Pages	Confidential	Line/Col	Florida Statute 366.093 (3) Subsection	Declarant
OPC's 1st POD, No. 13, Second Supplemental	027939	027945	Wolfe_NEE ESG and earnings_01.26.20 Equity Analysis	7	Y	All	(e)	Robert E. Barrett
OPC's 1st POD, No. 13, Second Supplemental	027946	027953	Wolfe_NEE_02.13.20 Equity Analysis	8	Y	All	(e)	Robert E. Barrett
OPC's 1st POD, No. 13, Second Supplemental	027954	027960	Wolfe_NEE_4.22.20 Equity Analysis	7	Y	All	(e)	Robert E. Barrett
OPC's 1st POD, No. 13, Second Supplemental	027961	027967	Wolfe_NEE_5.17.20 Equity Analysis	7	Y	All	(e)	Robert E. Barrett
OPC's 1st POD, No. 13, Second Supplemental	027968	027988	Wolfe_NEE_6.2.20 Equity Analysis	21	Y	All	(e)	Robert E. Barrett
OPC's 1st POD, No. 13, Second Supplemental	027989	027996	Wolfe_NEE_7.27.20 Equity Analysis	8	Y	All	(e)	Robert E. Barrett
OPC's 1st POD, No. 13, Second Supplemental	027997	028002	Wolfe_NEE_8.16.20 Equity Analysis	6	Y	All	(e)	Robert E. Barrett
OPC's 1st POD, No. 13, Second Supplemental	028003	028007	Wolfe_NEE_9.15.20 Equity Analysis	5	Y	All	(e)	Robert E. Barrett

Int/POD No.	Begin Bates Number	End Bates Number	Description	No. of Pages	Confidential	Line/Col	Florida Statute 366.093 (3) Subsection	Declarant
OPC's 1st POD, No. 13, Second Supplemental	028008	028013	Wolfe_NEE_10.22.20 Equity Analysis	6	Y	All	(e)	Robert E. Barrett
OPC's 1st POD, No. 13, Second Supplemental	028014	028020	Wolfe_NEE_10.29.20 Equity Analysis	7	Y	All	(e)	Robert E. Barrett
OPC's 1st POD, No. 13, Second Supplemental	028021	028026	WR_NEE NDR_3.2.21 Equity Analysis	6	Y	All	(e)	Robert E. Barrett
OPC's 1st POD, No. 13, Second Supplemental	028027	028032	WR_NEE_4.21.21 Equity Analysis	6	Y	All	(e)	Robert E. Barrett
OPC's 1st POD, No. 13, Second Supplemental	028033	028039	WR_NEE_6.9.20 Equity Analysis	7	Y	All	(e)	Robert E. Barrett
OPC's 1st POD, No. 13, Second Supplemental	028040	028047	WR_NEE4Q20_1.26.21 Equity Analysis	8	Y	All	(e)	Robert E. Barrett
OPC's 1st POD, No. 13, Second Supplemental	028048	028068	WR_WeeklyMark_NEE_12.9.20 Equity Analysis	21	Y	All	(e)	Robert E. Barrett

EXHIBIT D

DECLARATIONS

EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by Florida Power & Light Company
for Rate Unification and for Base Rate Increase

Docket No: 20210015-EI

DECLARATION OF ROBERT E. BARRETT

1. My name is Robert E. Barrett. I am currently employed by Florida Power & Light Company ("FPL") as Vice-President, Finance. I have personal knowledge of the matters stated in this written declaration.

2. I have reviewed the documents referenced and incorporated in FPL's Request for Confidential Classification, specifically the materials provided in the Second Supplemental response OPC's First Request for Production of Documents No. 13. The documents or materials that I have reviewed and which are asserted by FPL to be proprietary confidential business information contain competitive business information the disclosure of which would impair the competitive business of the provider of the information. Specifically, the information relates to equity analyses of utilities performed by third party vendors, the disclosure of which would impair the competitive business of the provider of the information. To the best of my knowledge, FPL has maintained the confidentiality of these documents and materials.

3. Consistent with the provisions of the Florida Administrative Code, such materials should remain confidential for a period of not less than 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.



Robert E. Barrett

Date: _____

4/30/21