

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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

Docket No. 20210015-EI

Filed: March 3, 2023

**FLORIDA POWER & LIGHT COMPANY'S FIRST REQUEST FOR EXTENSION OF
CONFIDENTIAL CLASSIFICATION OF CERTAIN INFORMATION PROVIDED
PURSUANT TO AUDIT CONTROL NO. 2021-096-1-1**

Pursuant to Section 366.093, Florida Statutes ("Fla. Stat."), and Rule 25-22.006, Florida Administrative Code, Florida Power & Light Company ("FPL") hereby submits its First Request for Extension of Confidential Classification of certain information (the "Confidential Information") provided to the Staff of the Florida Public Service Commission ("Staff") pursuant to Audit Control No. 2021-096-1-1 ("the Audit"). In support of its Request, FPL states as follows:

1. On July 1, 2021, FPL filed a Request for Confidential Classification of the Confidential Information, which included Exhibits A, B, C, and D ("July 1, 2021 Request"). Document Nos. 04635-2021, 04636-2021, 04637-2021 and 07396-2021. By Order No. PSC-2021-0332-CFO-EI, dated September 3, 2021 ("Order No. 0332"), the Commission granted FPL's July 1, 2021 Request. FPL adopts and incorporates by reference the July 1, 2021 Request and Order 0332.

2. The period of confidential treatment granted by Order 0332 will soon expire. The Confidential Information that was the subject of FPL's July 1, 2021 Request and Order 0332 warrants continued treatment as proprietary and confidential business information within the meaning of Section 366.093(3), Fla. Stat. Accordingly, FPL hereby submits its First Request for Extension of Confidential Classification.

3. All of the information designated in Exhibits A and B to the July 1, 2021 Request remains confidential. Accordingly, those Exhibits will not be reproduced or reattached here.

Regarding First Revised Exhibit C, all of the information listed in the July 1, 2021 Request remains confidential; the Exhibit is revised only to identify Jonathan Nemes as a new declarant, who is sponsoring information that was previously sponsored by Sharon Diaram.

4. Also included is First Revised Exhibit D, which consists of the declarations of Scott Seeley, Jorge Gutierrez, Jonathan Nemes, Liz Fuentes, and Keith Ferguson.

5. 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, Fla. Stat., 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 in the declarations included as Exhibit D, the Confidential Information consists of information relating to competitive interests, the disclosure of which would impair the competitive business of FPL, internal auditing controls and reports of internal auditors, and information concerning bids or other contractual data. Specifically, some information consists of Board of Directors meeting minutes, external audit workpapers and vendor contracts with pricing information. This information is protected by Section 366.093(3)(b), (d), and (e), Fla. Stat.

7. 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* Section 366.093(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 First Request for Extension of Confidential Classification be granted.

Respectfully submitted,

FLORIDA POWER & LIGHT COMPANY

By: /s/ Maria Jose Moncada

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(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 3rd day of March 2023 to the following parties:

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

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

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FIRST REVISED EXHIBIT “C”

FIRST REVISED 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: March 3, 2023

Bold denotes revision to reflect a new declarant

Int/POD No.	Begin Bates Number	End Bates Number	Description	No. of Pages	Conf. Y/N	Line/Col	Florida Statute 366.093 (3) Subsection	Declarant
ACN2021-096-1-1	000001	000007	Board of Directors' Meeting Minutes	7	Y	All	(e)	W. Scott Seeley
ACN2021-096-1-1	000008	000012	External Audit Workpapers	5	Y	All	(b)	Liz Fuentes
ACN2021-096-1-1	000013	000088	FPL and Gulf CWIP Testing	76	Y	All	(d), (e)	Jonathan Nemes, Jorge Gutierrez
ACN2021-096-1-1	000089	000100	Affiliate Transactions	12	Y	All	(b)	Keith Ferguson
ACN2021-096-1-1	000101	000144	Cost Drivers	44	Y	All	(e)	Keith Ferguson

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FIRST REVISED EXHIBIT “D”

FIRST REVISED EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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Audit Control Number 2021-096-1-1

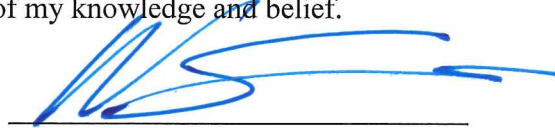
DECLARATION OF W. SCOTT SEELEY

1. My name is W. Scott Seeley. I am currently employed by Florida Power & Light Company ("FPL") as Vice President, Compliance and Corporate Secretary. I have personal knowledge of the matters stated in this written declaration.

2. I have reviewed the documents that are included in FPL's Request for Confidential Classification regarding the Rate Case Audit Work Papers Item No. 1, for which I am listed as the declarant on Exhibit C. The documents or materials that I have reviewed and which are asserted by FPL to be proprietary confidential business information constitute information relating to competitive interests, the disclosure of which would impair FPL's competitive business. Specifically, the material consists of Board of Directors' meeting minutes. To the best of my knowledge, FPL has maintained the confidentiality of these documents and materials.

3. Nothing has occurred since the issuance of Order No. PSC-2021-0332-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 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.



W. Scott Seeley

Date: March 1, 2023

FIRST REVISED EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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Docket No. 20210015-EI
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DECLARATION OF LIZ FUENTES

1. My name is Liz Fuentes. I am currently employed by Florida Power & Light Company (“FPL”) as Senior Director Regulatory Accounting. I have personal knowledge of the matters stated in this written declaration.

2. I have reviewed the documents that are included in FPL’s Request for Confidential Classification regarding the Rate Case Audit Work Papers Item No. 2, for which I am listed as the declarant on Exhibit C. The documents or materials that I have reviewed and which are asserted by FPL to be proprietary confidential business information constitute internal auditing controls and reports. The documents or materials also contain or constitute information relating to competitive interests, the disclosure of which would impair FPL’s competitive business. Specifically, the material consists of external audit papers and are proprietary to the external auditors. To the best of my knowledge, FPL has maintained the confidentiality of these documents and materials.

3. Nothing has occurred since the issuance of Order No. PSC-2021-0332-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 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.



Liz Fuentes

Date: 3/1/2023

EXHIBIT D

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Docket No. 20210015-EI
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DECLARATION OF JONATHAN NEMES

1. My name is Jonathan Nemes. I am currently employed by Florida Power & Light Company ("FPL") as Senior Director, Sourcing Projects. I have personal knowledge of the matters stated in this written declaration.

2. I have reviewed the documents that are included in FPL's Request for Confidential Classification regarding the Rate Case Audit Work Papers Item No. 3, for which I am listed as the declarant on First Revised Exhibit C. The documents or materials that I have reviewed and which are asserted by FPL to be proprietary confidential business information constitute contractual data, the disclosure of which would impair the efforts of FPL to contract for goods and services on favorable terms. The documents or materials also contain or constitute information relating to competitive interests, the disclosure of which would impair FPL's competitive business. Specifically, the material consists of contractual terms related to the acquisition of land and pricing information related to property services. To the best of my knowledge, FPL has maintained the confidentiality of these documents and materials.

3. Nothing has occurred since the issuance of Order No. PSC-2021-0332-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 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.



Jonathan Nemes
2023.03.01 17:36:01 -05'00'

Jonathan Nemes

Date: _____

FIRST REVISED EXHIBIT D

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DECLARATION OF JORGE GUTIERREZ

1. My name is Jorge Gutierrez. I am currently employed by Florida Power & Light Company (“FPL”) as Accounts Payable Manager. I have personal knowledge of the matters stated in this written declaration.

2. I have reviewed the documents that are included in FPL’s Request for Confidential Classification regarding the Rate Case Audit Work Papers Item No. 3, for which I am listed as the declarant on Exhibit C. The documents or materials that I have reviewed and which are asserted by FPL to be proprietary confidential business information constitute contractual data, the disclosure of which would impair the efforts of FPL to contract for goods and services on favorable terms. The documents or materials also contain or constitute information relating to competitive interests, the disclosure of which would impair FPL’s competitive business. Specifically, the material consists of contractual terms related to the acquisition of land and pricing information related to property services. To the best of my knowledge, FPL has maintained the confidentiality of these documents and materials.

3. Nothing has occurred since the issuance of Order No. PSC-2021-0332-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 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.

Jorge Gutierrez
Jorge Gutierrez

Date: 3/2/2023

EXHIBIT D

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Docket No. 20210015-EI
Audit Control Number 2021-096-1-1

DECLARATION OF KEITH FERGUSON

1. My name is Keith Ferguson. I am currently employed by Florida Power & Light Company (“FPL”) as Vice President, Accounting and Controller. I have personal knowledge of the matters stated in this written declaration.

2. I have reviewed the documents that are included in FPL’s Request for Confidential Classification regarding the Rate Case Audit Work Papers Item No. 6, pages 44 to 44-2.3 and Item No. 7, pages 45.2 to 45-3.21, for which I am listed as the declarant on Exhibit C. The documents or materials that I have reviewed and which are asserted by FPL to be proprietary confidential business information constitute internal auditing controls and reports. The documents or materials also contain or constitute information relating to competitive interests, the disclosure of which would impair FPL’s competitive business. Specifically, the material consists of analyses of affiliate transactions and budget cost drivers. To the best of my knowledge, FPL has maintained the confidentiality of these documents and materials.

3. Nothing has occurred since the issuance of Order No. PSC-2021-0332-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 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.



Keith Ferguson

Date: March 1, 2023