Christopher T. Wright

Admitted in Pennsylvania

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Senior Counsel



March 16, 2023

VIA ELECTRONIC FILING

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

Re: Docket No. 20210015-EI

In re: Petition by Florida Power & Light Company for

Rate Unification and for Base Rate Increase

Dear Mr. Teitzman:

Enclosed for filing in the above-referenced docket, please find Florida Power & Light Company's First Request for Extension of Confidential Classification of Document No. 04624-2021.

If you or your staff have any question regarding this filing, please contact me at (561) 691-7144.

Respectfully submitted,

By: <u>s/Christopher T. Wright</u>
Christopher T. Wright
Fla. Auth. House Counsel No. 1007055

Enclosures

cc: Certificate of Service

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by Florida Power & Light | Docket No. 20210015-EI Company for Base Rate Increase and Rate

Unification

Filed: March 16, 2023

FLORIDA POWER & LIGHT COMPANY'S

FIRST REOUEST FOR EXTENSION OF CONFIDENTIAL CLASSIFICATION OF CERTAIN INFORMATION PROVIDED IN ITS FIRST SUPPLEMENTAL RESPONSES

TO OFFICE OF PUBLIC COUNSEL'S THIRD SET OF INTERROGATORIES NO. 148.

Pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative

Code, Florida Power & Light Company ("FPL") hereby submits it First Request for Extension of

Confidential Classification for certain information provided in its First Supplemental responses to

Office of Public Counsel's ("OPC") Third Set of Interrogatories No. 148 (the "Confidential

Information"). In support of its Request, FPL states as follows:

1. On June 9, 2021, FPL filed a Request for Confidential Classification of the

Confidential Information (Document No. 04624-2021). By Order No. PSC-2021-0359-CFO-EI

issued September 16, 2021, the Commission granted FPL's June 9, 2021 Request for Confidential

Classification. FPL herein adopts and incorporates by reference the June 9, 2021 Request for

Confidential Classification and Order No. PSC-2021-0359-CFO-EI.

2. The period of confidential treatment granted by Order No. PSC-2021-0359-CFO-

EI will expire on March 16, 2021. The Confidential Information that was the subject of FPL's

June 9, 2021 Request and Order No. PSC-2021-0359-CFO-EI warrants continued treatment as

proprietary and confidential business information within the meaning of Section 366.093(3).

Accordingly, FPL hereby submits this First Request for Extension of Confidential Classification.

3. All of the information designated in Exhibits A and B to the June 9, 2021 Request

remains confidential. Accordingly, those exhibits will not be reproduced or reattached here.

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- 4. Regarding First Revised Exhibit C, all of the information listed in the June 9, 2021 Request remains confidential; the Exhibit is revised only to identify Scott Bores as a new declarant, who is sponsoring information that was previously sponsored by Robert Barrett.
- 5. Also included is First Revised Exhibit D, which consists of the declaration of Scott Bores.
- 6. 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.
- 7. As stated in FPL's June 9, 2021 Request and as described in the declaration included as First Revised Exhibit D, the Confidential Information consists of information concerning bids or other contractual data, the disclosure of which would impair the efforts of FPL to contract for goods or services on favorable terms. Specifically, the information contains interest rates paid by FPL on certain loans. This information is protected by Sections 366.093(3)(d), Fla. Stat.
- 8. 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, FPL respectfully requests that its First Request for Extension of Confidential Classification be granted.

Respectfully submitted,

FLORIDA POWER & LIGHT COMPANY

By: s/Christopher T. Wright

Christopher T. Wright Senior Counsel Fla. Auth. House Counsel No. 1007055 Florida Power & Light Company 700 Universe Boulevard (LAW/JB) Juno Beach, FL 33408-0420

Phone: 561-691-7144 Fax: 561-691-7135

Email: christopher.wright@fpl.com

CERTIFICATE OF SERVICE 20210015-EI

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by electronic mail this 16th day of March 2021 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: <u>s/Christopher T. Wright</u>

Christopher T. Wright Fla. Auth. House Counsel No. 1007055

FIRST REVISED EXHIBIT C

COMPANY: Florida Power & Light Company

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

DOCKET NO.: 20210015-EI **DATE:** March 16, 2023

Bold indicates a new declarant.

Int/POD No.	Description	No. of Pages	Conf. Y/N	Bates Nos.	Line / Column	Florida Statute 366.093(3) Subsection	Declarants
OPC 3 rd INT 48, First Supplemental	Explanation of Debt Issuances	1	Y	N/A	Lines 1-11	(d)	Scott Bores

FIRST REVISED 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 SCOTT BORES

- 1. My name is Scott Bores. I am currently employed by Florida Power & Light Company ("FPL") as Vice President of 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 First Request for Extension of Confidential Classification for certain information provided in its First Supplemental response to Office of Public Counsel's Third Set of Interrogatories No. 148. The documents or materials that I have reviewed and which are proprietary confidential business information contain information concerning bids or other contractual data, the disclosure of which would impair the efforts of FPL to contract for goods or services on favorable terms. Specifically, the information contains interest rates paid by FPL on certain loans To the best of my knowledge, FPL has maintained the confidentiality of these documents and materials.
- 3. Confidential treatment of the above-described information was granted by Commission Order PSC-2021-0359-CFO-EI issued Septebmer 16, 2021. Nothing has occurred since that time to change the confidential nature of this information and, as such, these 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 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.

Scott Bores

Date: ______03/10/2023