

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Review of Storm Protection Plan,
pursuant to Rule 25-6.030, F.A.C., Florida
Power & Light Company

Docket No. 20220051-EI

Filed: January 5, 2024

**FLORIDA POWER & LIGHT COMPANY'S
FIRST REQUEST FOR EXTENSION OF CONFIDENTIAL CLASSIFICATION OF
CERTAIN INFORMATION PROVIDED IN ITS RESPONSE TO OFFICE OF PUBLIC
COUNSEL'S THIRD REQUEST FOR PRODUCTION OF DOCUMENTS, NO. 7**

Pursuant to Section 366.093, Florida Statutes, 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 provided in its responses to Office of Public Counsel's ("OPC") Third Request for Production of Documents No. 7 (the "Confidential Information"). In support of its Request, FPL states as follows:

1. On May 12, 2022, FPL filed a Request for Confidential Classification of the Confidential Information (Document No. 02915-2022). By Order No. PSC-2022-0264-CFO-EI issued July 7, 2022, the Commission granted FPL's May 12, 2022 Request for Confidential Classification. FPL herein adopts and incorporates by reference the May 12, 2022 Request for Confidential Classification and Order No. PSC-2022-0264-CFO-EI.

2. The period of confidential treatment granted by Order No. PSC-2022-0264-CFO-EI will expire on January 7, 2024. The Confidential Information that was the subject of FPL's May 12, 2022 Request and Order No. PSC-2022-0264-CFO-EI warrants continued treatment as proprietary and confidential business information within the meaning of Section 366.093(3), Florida Statutes. Accordingly, FPL hereby submits its First Request for Extension of Confidential Classification.

3. All of the information designated in Exhibits A, B and C to the May 12, 2022 Request remains confidential. Accordingly, those exhibits will not be reproduced or reattached here.

4. Attached hereto is the First Revised Exhibit D, which consists of the declaration of Thomas Allain.

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, Florida Statutes, 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 stated in FPL's May 12, 2022 Request and as described in the declaration attached as First Revised Exhibit D, the Confidential Information includes information related to competitive interests, the disclosure of which would impair the competitive business of FPL. This information is protected by Section 366.093(3)(e), Florida Statutes.

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* § 366.093(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,

By: /s Christopher T. Wright
Christopher T. Wright
Managing Attorney
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FIRST REVISED EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Review of Storm Protection
Plan, pursuant to Rule 25-6.030,
F.A.C., Florida Power & Light
Company

Docket No. 20220051-EI

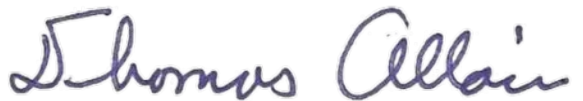
WRITTEN DECLARATION OF THOMAS ALLAIN

1. My name is Thomas Allain. I am currently employed by Florida Power & Light Company (“FPL”) as Director, Compliance and Regulatory, Power Delivery. I have personal knowledge of the matters stated in this written declaration.

2. I have reviewed the documents and information included in Exhibit A FPL’s May 12, 2022 Request for Confidential Classification. The documents and files that I have reviewed and which are asserted by FPL to be proprietary confidential business information contain information relating to competitive interests, the disclosure of which would impair the competitive business of FPL, specifically, financial forecasts. To the best of my knowledge, FPL has maintained the confidentiality of this information.

3. Nothing has occurred since the issuance of Order No. PSC-2022-0264-CFO-EI to render the designated information stale or public, such that continued confidential treatment would not be appropriate. Therefore, such materials should continue to be treated as confidential and 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.



Thomas Allain

Date: January 4, 2024

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by electronic mail to the following parties of record this 5th day of January 2024:

<p>Adria Harper, Esquire Jacob Imig, Esquire Samantha Cibula, Esquire Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399 aharper@psc.state.fl.us jimig@psc.state.fl.us scibula@psc.state.fl.us <i>For Commission Staff</i></p>	<p>Office of Public Counsel c/o The Florida Legislature 111 West Madison Street, Room 812 Tallahassee, FL 32399-1400 rehwinkel.charles@leg.state.fl.us wessling.mary@leg.state.fl.us christensen.patty@leg.state.fl.us <i>For Office of Public Counsel</i></p>
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/s Christopher T. Wright
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