

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for determination of need for
Andytown-Oasis transmission lines project in
Broward and Miami-Dade Counties, by Florida
Power & Light Company.

DOCKET NO. 20260020-EI
ORDER NO. PSC-2026-0175-CFO-EI
ISSUED: May 27, 2026

ORDER GRANTING IN PART AND DENYING IN PART
FLORIDA POWER & LIGHT COMPANY'S
REQUEST FOR CONFIDENTIAL CLASSIFICATION
(DOCUMENT NO. 02265-2026)

On April 20, 2026, Florida Power & Light Company (FPL) filed a Request for Confidential Classification of Information Contained in the Deposition Transcript of Miguel Yanes, Attached Exhibit, and Errata (Request) pursuant to Section 366.093, Florida Statutes (F.S.), and Rule 25-22.006, Florida Administrative Code (F.A.C.). The information contained in the deposition and errata sheet can be described as discussions of contingency analyses results and regional load forecasts. The information contained in Deposition Exhibit 1 can be described as the results of contingency analyses conducted by FPL.¹ (Document No. 02265-2026).

Request for Confidential Classification

FPL contends that the information contained in Exhibit A of the Request constitutes proprietary and confidential business information entitled to protection under Section 366.093, F.S., and Rule 25-22.006, F.A.C. FPL argues that this information relates to security measures, systems, or procedures, the disclosure of which would adversely affect FPL and its customers. Furthermore, FPL asserts that the information is intended to be and is treated by FPL as private and has not been publicly disclosed. For these reasons, FPL argues that the information is entitled to confidential classification pursuant to Section 366.093(3)(c), F.S.

Ruling

Section 366.093(1), F.S., provides that records that the Florida Public Service Commission (Commission) has found to contain proprietary business information shall be kept confidential and shall be exempt from Chapter 119, F.S. Section 366.093(3), F.S., defines "proprietary confidential business information" as information that is intended to be and is treated by the company as private, in that disclosure of the information would cause harm to the company's ratepayers or business operations, and has not been voluntarily disclosed to the public. Section 366.093(3), F.S., provides that proprietary confidential business information includes, but is not limited to:

¹ Deposition Exhibit 1 is identical to the attachment to FPL's response to Staff's First Set of Interrogatories No. 2, for which FPL previously requested confidential classification in connection with Document No. 01692-2026.

(c) Security measures, systems, or procedures.

Upon review, it appears that portions of the above-referenced information in Document No. 02265-2026, as specifically detailed in Exhibit A of the Request, satisfies the criteria set forth in Section 366.093(3)(c), F.S., for classification as proprietary confidential business information. Specifically, the information in the deposition and errata sheet as described above appears to constitute “security measures, systems, or procedures.” Thus, the information identified in those subparts of Document No. 02265-2026 shall be granted confidential classification.

In addition, the results of the contingency analyses contained in Deposition Exhibit 1, which can be found in rows 4 through 8, also fall within the bounds of proprietary confidential business information contemplated by Section 366.093(3)(c), F.S. Release of this information could result in harm to FPL’s assets and thus its ability to serve ratepayers. Therefore, confidentiality of Document No. 02265-2026 shall also be granted in relation to rows 4 through 8 of Deposition Exhibit 1. However, it is unclear how disclosure of the remaining information contained in Deposition Exhibit 1 would result in harm to FPL’s assets and thus confidential classification of the remaining information is unwarranted and shall not be granted. This is consistent with my disposition of confidential material in Document No. 01692-2026, which features an identical document.

Pursuant to Section 366.093(4), F.S., the information for which confidential classification is granted herein shall remain protected from disclosure for a period of up to 18 months from the date of issuance of this Order. At the conclusion of the 18-month period, the confidential information will no longer be exempt from Section 119.07(1), F.S., unless FPL or another affected person shows, and the Commission finds, that the records continue to contain proprietary confidential business information.

Pursuant to Rule 25-22.006(10), F.A.C., the material for which confidential classification is denied shall remain protected from disclosure until the time for filing an appeal has expired. FPL or another person may request continued confidential treatment until judicial review is complete by filing such request in writing with the Office of Commission Clerk. The material will thereafter receive confidential treatment through completion of judicial review.

Based on the foregoing, it is hereby

ORDERED by Commissioner Bobby Payne as Prehearing Officer, that Florida Power & Light Company’s Request for Confidential Classification of Document No. 02265-2026 is GRANTED IN PART and DENIED IN PART as set forth herein. It is further

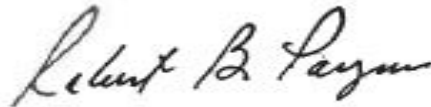
ORDERED that the information in Document No. 02265-2026 for which confidential classification was granted shall remain protected from disclosure for a period of up to 18 months from the date of issuance of this Order. It is further

ORDERED that the information in Document No. 02265-2026 for which confidential classification was denied shall remain protected from disclosure until the time for filing an appeal has expired. It is further

ORDERED that within seven days of either the expiration of the time for filing an appeal of this Order or the conclusion of an appeal of this Order, whichever occurs later, Florida Power & Light Company shall file an appropriately revised public version of Document No. 02265-2026 with the Commission Clerk. It is further

ORDERED that this Order shall be the only notification by the Commission to the parties of the date of declassification of the materials discussed herein.

By ORDER of Commissioner Bobby Payne, as Prehearing Officer, this 27th day of May, 2026.



BOBBY PAYNE

Commissioner and Prehearing Officer
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Copies furnished: A copy of this document is provided to the parties of record at the time of issuance and, if applicable, interested persons.

CMM

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission (Commission) is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

Any party adversely affected by this order, which is preliminary, procedural, or intermediate in nature, may request: (1) reconsideration within 10 days pursuant to Rule 25-22.0376, Florida Administrative Code; or (2) judicial review by the Florida Supreme Court, in the case of an electric, gas, or telephone utility. A motion for reconsideration shall be filed with the Office of Commission Clerk, in the form prescribed by Rule 25-22.0376, Florida Administrative Code. Judicial review of a preliminary, procedural, or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.