

(407) 625-7241

March 15, 1996

Ms. Blanco S. Bayó, Director Division of Records and Reporting Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, Florida 32399-0850

960000 EI

RE: NOTICE OF INTENT TO REQUEST CONFIDENTIAL CLASSIFICATION (NOI)

Dear Ms. Bayó:

Please find enclosed an original and fifteen copies of FPL's Notice of Intent regarding the Commission Staff's Audit Document/Record Request Number 11 dated February 12, 1996, for the Staff's Audit Review of FPL's Martin Plant. Pursuant to F.A.C. Rule 25-22.006, Confidential Information, FPL hereby files its Notice of Intent with the Commission's Division of Records and Reporting. As is required by Rule 25-22.028, F.A.C., you will also find enclosed a diskette containing FPL's Petition in Word Perfect 5.2.

If you have any questions regarding this filing, please call me at (407) 625-7241.

Sincerely,

Edward F. Tancer

Attorney

EFT/dag Enclosures

cc: Division of Auditing and Financial Analysis

DOCUMENT NUMBER-DATE

03185 MAR 18 %

FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In the Matter of Florida Power & Light)	
Company's Request for Confidential)	Undocketed
Classification in the Audit of FPL's)	
Martin Power Plant Units 3 & 4	

NOTICE OF INTENT TO REQUEST CONFIDENTIAL CLASSIFICATION

Comes now Florida Power & Light Company (hereinafter FPL) and files this its Notice of Intent to Request Confidential Classification (hereinafter NOI) pursuant to F.A.C. Rule 25-22.006, Confidential Information, as amended and filed on April 6, 1990, FPSC Order No. 22795. FPL further states:

Petitioner's name and address are:

Florida Power & Light Company P.O. Box 029100 Miami, Florida 33102-9100

Orders, Notices, or other pleadings relevant hereto should be served on:

Edward F. Tancer, Esquire Law Department Florida Power & Light Company 11770 U.S. Highway 1 North Palm Beach, Florida 33408

and

W.G. Walker, III Vice President, Regulatory Affairs Florida Power & Light Company P.O. Box 029100 Miami, Florida 33102-9100

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

5. The following listed Document/Record Requests are confidential proprietary business information because all Internal Auditing Reports are considered Confidential Business Information. Therefore, this material is confidential pursuant to §366.093(3)(b).

Request No.	Date of Request	Item No.
11	February 12, 1996	Entire Request
19	February 22, 1996	Entire Request

- Document/Record Requests 11, 12, 16, 18, 19, 22, 23, 25, and 29 are attached hereto as Attachment A.
- Pursuant to F.A.C. Rule 25-22.006(3)(a), as amended, this filing constitutes a temporary exemption from Section 119.07, F.S., for the material identified by the Staff Document/Record Request delineated above, which the Staff obtains, as defined in Subsection (1)(e) of F.A.C. Rule 25-22.006. Furthermore, in accordance with Subsection (3)(d) of F.A.C. Rule 25-22.006, the Commission shall accord the material subject to the above listed Document/Record Request stringent safeguards against public disclosure.

WHEREFORE, FPL requests the Commission to treat the above-mentioned material identified as confidential in accordance with Subsection (3)(d) of Rule 25-22.006, Florida Administrative Code, as amended.

Respectfully submitted,

Edward F. Tancer, Esq.

Florida Power & Light Company

11770 U.S. Highway 1

North Palm Beach, Florida 33408

(407)625-7241

Florida Bar No. 509159

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of Florida Power & Light Company's Notice of Intent to Request Confidential Classification was provided by first class mail to Ruth Young and Kathy Welch at the Florida Public Service Commission, Division of Auditing and Financial Analysis, 3625 NW 82 Avenue, Suite 400, Miami, Florida 33166-7602 on this 15th day of March, 1996.

Edward F. Tancer, Esq.

	hade her	DATE OF REQUEST:
	REQUEST THE FOLLOWING ITEM(S) BE PROVIDED BY: REFERENCE RULE 25-22.006, F.A.C., THIS REQUEST DESCRIPTION: Provide access to following: Reports: Martin Plant Alm Martin Plant LAN	OUTSIDE OF AN INQUIRY
TO:	AUDIT MANAGER	DATE:
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(3)	AND IN MY OPINION, ITEM(S) INFORMATION AS DEFINED IN 364.183, 366.093, OR CONFIDENTIAL HANDLING OF THIS MATERIAL, THE UTILITY AFTER THE AUDIT EXIT CONFERENCE, FILE A REQUEST FO DIVISION OF RECORDS AND REPORTING. REFER TO RULE	PROPRIETARY AND CONFIDENTIAL BUSINESS 367.156, F.S. TO MAINTAIN CONTINUED Y OR OTHER PERSON MUST, WITHIN 21 DAYS OR CONFIDENTIAL CLASSIFICATION WITH THE 25-22.006, F.A.C.
(4)	☐ THE ITEM WILL NOT BE PROVIDED. (SEE ATTACHED MEMO	ORANDUM)

DISTRIBUTION:

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MY: Dittound	
ROM: (AUDIT MANAGER)	(AUDITOR PREPARING REQUEST)
JOIT PURPOSE: Marty Plants	DATE OF REQUEST: 2/6/96
	2/19/92
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ATTACHMENT TO REQUEST NO. 16

- PROVIDE PRELIMINARY CONCLUSION THAT WAS SENT OUT ON AUGUST 1, 1990 THAT WESTINGHOUSE RECEIVED THE AWARD.
- 2. PROVIDE THE EVALUATION DOCUMENTS THAT SHOW WESTINGHOUSE RECEIVED THE AWARD.
- 3. PROVIDE EXPLANATION OF THE ERROR IN THE EVALUATION THAT SHOWED THAT WESTINGHOUSE SHOULD RECEIVE THE BID. PROVIDE DOCUMENTS THAT SHOW THE ERROR.
- 4. HOW WAS WESTINGHOUSE NOTIFIED THAT THERE WAS AN ERROR AND THEY DID NOT RECEIVE THE BID?
- 5. PROVIDE ANY NOTES, MINUTES, ETC. OF ANY MEETINGS WITHIN THE COMPANY THAT DISCUSSED THE ERPOR WHICH AWARDED THE BID TO WESTINGHOUSE BY MISTAKE.

UTILITY: FOU Cate from (AUDIT MANAGE II)	(AUDITOR PREPARING REQUEST)
REQUEST NUMBER: Whater Plant	DATE OF REQUEST: 2/21/96
REQUEST THE FOLLOWING ITEM(S) BE PROVIDED	DRY. 2/28/96
REFERENCE RULE 25-22.006, F.A.C., THIS RE	(DATE)
THE RECEDITION	OUTSIDE OF AN INQUIRY
Re: CT Payments Please areme the regarding CT pay	ments.
TO: AUDIT MANAGER	DATE:
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PSC/AFA-6 (Rev.2/95)

ATTACHMENT TO REQUEST NO 18

RE: CT PAYMENTS

ACCORDING TO THE CONTRACT SECTION B.6, PAYMENT WAS TO BE MADE IN CERTAIN PERCENTS AFTER CERTAIN WORK WAS COMPLETED.

- A. PROVIDE ALL INVOICES SENT TO FPL FROM GE FOR THE CT'S.
- B. PROVIDE ALL PAYMEN' DOCUMENTATION BY FPL
- C. PER THE CONTRACT CERTAIN % OF PAYMENTS WERE SUPPOSED TO BE MADE AT CERTAIN TIMES, EG. 80% THAN 10%, THAN 8%, THAN 2%, THAN 8% (AS ATTACHED).
- (1) PROVIDE THE DOCUMENTATION SHOWING THAT THE % REQUIRED BY THE CONTRACT WAS FULFILLED BEFORE PAYMENT BY FPL.
- D. PER THE CONTRACT, ANY CHANGES TO THE ORIGINAL CONTRACT WILL BE INVOICED SEPARATELY. (1) PROVIDE INVOICES FROM GE THAT WERE IN ADDITION TO THE ORIGINAL CONTRACT AND PAYMENT DOCUMENTATION BY FPL.

	ST	NUMBER: 19 MARTER		AUDITOR PREPARING REQUESTI F REQUEST: 2/22/96
		REQUEST THE FOLLOWING ITEM(S) BE PROV REFERENCE RULE 25-22.006, F.A.C., THIS CRIPTION: Please answer the regarding the Mart Contract Gam and	S REQUEST IS MADE:	OUTSIDE OF AN INQUIRY
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ATTACHMENT TO REQUEST 19

RE: INTERNAL AUDIT WORKING PAPERS TO THE MARTIN PLANT UNITS 3 & 4 CONSTRUCTION CONTRACT ADMINISTRATION AUDIT DATED DEC 31, 1992.

- 1. ON INTERNAL AUDIT WORK PAPER D-7/12-4, THERE IS A NOTATION THAT 70% OF THE FIRST 80% PAYMENT WAS FOR GAS TURBINES. HOW DID INTERNAL AUDIT KNOW THAT THE GAS TURBINES WERE 70%?
- PROVIDE A COPY OF WORK PAPERS D-7/12-4 AND D-7/12-5.
- 3. ON INTERNAL AUDIT WORK PAPER B-2/1-3 THERE IS A NOTATION THAT THERE WAS A SEGREGATION OF DUTY IMPAIRMENT FOR INVOICE NOIGO753 DATED 6/8/94 PAYABLE TO GE FOR \$16,312,614.18. IT REFERS TO WP NO D-7/12-4. HOWEVER, ON THAT WORK PAPER CANNOT TELL WHAT THE SEGREGATION OF DUTY IMPAIRMENT WAS. IF POSSIBLE, PROVIDE DETAILS OF THE IMPAIRMENT.

E94807.

(Please Use Ball Point Pen - Press Hard)

FLORIDA PUBLIC SERVICE COMMISSION DOCUMENT / RECORD REQUEST

): UTILITY: FROM:	lan adams	Ulen	Nol
REQUEST I	NUMBER: 22	DATE OF REQUEST:	2/23/96
	RPOSE:	Υ	2/29/96
ITEM DESC	FERENCE RULE 25-22.006, F.A.C., THIS REQUEST I	××.	INCIDENT TO AN INQUIRY OUTSIDE OF AN INQUIRY
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Attachment to Request No. 22 Re: ST Payments

According to the Contract Section B.6, payment was to be made in certain percents after certain work was completed.

A. Provide all invoices sent to FPL from GE for the ST's.

B. Provide all payment documentation by FPL.

C. Per the contract certain % of payments were supposed to be made at certain times: 90% on delivery date, 8% at the completion of testing, and 2% at the acceptance of the final drawing.

 Provide the documentation showing that the % required by the contract was fulfilled before payment by FPL.

D. Per the contract, any changes to the original contract will be invoiced separately. (1) Provide invoices from GE that were in addition to the original contract and payment documentation by FPL.

	ST I	WIMBER: 23 Plants RPOSE: Warten Plants	DATE OF REQUEST: 2/24/16
		REQUEST THE FOLLOWING ITEM(S) BE PROVIDED BY:	. 3/4/96
		REFERENCE RULE 25-22.006, F.A.C., THIS REQUES	(DATE)
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(4)		THE ITEM WILL NOT BE PROVIDED. (SEE ATTACHED ME	EMORANDUM)

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ATTACHMENT TO REQUEST 23 RE LIQUIDATED DAMAGES

- A. ACCORDING THE THE INFORAMTION PROVIDED (ATTACHMENT A, PAGE 1 HERE), THE LIQUIDATED DAMAGES CALCULATED FOR THE MONTH OF OCTOBER 92 SUBTRACTED 14 DAYS FROM THE LATE CHARGE FOR THE THREE GENERATORS FOR CT3A, CT3B AND ST3.
- 1. WHY WERE THE 14 DAYS REMOVED FROM LATE CHARGES FOR OCTOBER?
- B. PAGE TWO OF ATTACHMENT A HERE, NOTED THAT FOOTNOTE C IS AN FPL REQUESTED DELAY; REFERENCE 3/16/92 CORRESPONDENCE GSL 92-PO15 MFD.
- 1. PROVIDE COPY OF CORRESPONDENCE.
- C. ACCORDING TO THE DOCUMENTS PROVIDED (ATTACHMENT B PREPARED BY FPL) AND PSC STAFF RECONCILIATION (ATTACHMENT C) THE BALANCE OF EQUIPMENT FOR THE MONTHS OF FEB. MAR AND APRIL 93 TOTAL PER FPL WAS \$2,364,000 AND THE BALANCE PER PSC CALCULATIONS FOR THE THREE MONTHS IS \$2,436,000; A DIFFERENCE OF \$72,000.
- 1. EXPLAIN THE DIFFERENCE.
- 2. PER ATTACHMENT B AND ATTACHMENT C, THE TOTAL LIQUIDATED DAMAGES CALCULATED BY FPL FROM AUGUST 1 THRU APRIL 30 WERE \$21,277,000. THE AMOUNT RECIEVED FROM GE WAS 15,155,000. EXPLAIN THE DIFFERENCE.

	ST NUMBER: PURPOSE:	EPL Young	AGER)		AUDITOR PREPARING REQUEST) REQUEST: 2-23-96
	REQUEST	THE FOLLOWING ITE	M(S) BE PROVIDED BY:		3-5-96
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COMPANY: FPL

TITLE: DOCUMENT RECORD REQUEST

AUDITOR RAY, GRANT

DATE: 24

Provide the bid proposals for 3E and Westinghouse including all technical specifications used to input data in Proscreen program.

2 Provide the Proscreen input and output sheets for GE and Westinghouse, and explain how the results was used to

determine the GE's CPVRR and Westinghouse's CPVRR.

- 3 How did you determine a base case to compare the GE and Westinghouse bids to. Provide the base case input and the base case results. Also, please provide GE and Westinghouse inputs and results.
- 4 Please reconcile the data on the Proscreen output sheets to the "Results of LLCC Schedule" page 3 of the Bid Evaluation (see attached) showing the in service cost and the improvement over base case for GE and Westinghouse proposals.
- 5 For LLCC, the Executive Summary shows that GE received 70 points and Westinghouse received 64.5 points. However, the Bid Summary of Results shows that GE received 70 points and Westing house received 67.8 points. Please explain? (See attached)
- 6 For Commercial Evaluation, the Executive Summary shows that GE received 7.8 points and received 10 points. However, the Bid Summary of Results shows that GE received 10 points and Westinghouse received 10 points. Please explain? (See attached)

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