



Florida Power & Light Company, 215 S. Monroe St., Suite 810, Tallahassee, FL 32301

Natalie F. Smith
Principal Attorney
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, FL 33408-0420
(561) 691-7207
(561) 691-7135 (Facsimile)

ORIGINAL

April 28, 2006

RECEIVED-PPSC
06 APR 28 PM 1:17
COMMISSION
CLERK

VIA HAND DELIVERY

Ms. Blanca S. Bayó, Director
Division of the Commission Clerk and
Administrative Services
Florida Public Service Commission
Betty Easley Conference Center
2540 Shumard Oak Boulevard, Room 110
Tallahassee, FL 32399-0850

**Re: Florida Power & Light Company's First Request for Extension of
Confidential Classification of certain material provided to the Florida Public
Service Commission Staff in connection with the Fuel Cost Recovery Clause
Audit (Audit Control No. 04-022-4-1)**

Dear Ms. Bayó:

I enclose and hand you herewith for filing in the above-referenced matter, the original and five (5) copies of Florida Power & Light Company's ("FPL") First Request for Extension of Confidential Classification of certain material provided to the Florida Public Service Commission ("FPSC" or "Commission") staff ("Staff") in connection with the Fuel Cost Recovery Clause Audit (Audit Control No. 04-022-4-1). Exhibits A, B, and C from the previous filing subject to PSC Order No. 04-1060-CFO-EI are incorporated herein by reference.

CMP _____
COM _____ Attached is Exhibit D containing the Affidavits in support of FPL's First Request for
CTR _____ Extension of Confidential Classification. Also included herewith is a computer diskette
ECR _____ containing FPL's First Request in Word format. Please contact me should you or your Staff
have any questions regarding this filing.

GCL 1
OPC _____
RCA 1
SCR _____
SGA _____
SEC 1
OTH 1 comp records

Sincerely,

for Natalie F. Smith

RECEIVED & FILED

Blockard
FPSC-BUREAU OF RECORDS

(PER COMP. DNS
07270-04; 07271-04;
07272-04; 07442-04)

DOCUMENT NUMBER-DATE

03762 APR 28 06

FPSC-COMMISSION CLERK

**BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION**

In re: Fuel and Purchased Power)
Cost Recovery Clause and Generating)
Performance Incentive Factor)
_____)

DOCKET NO. 060001-EI

FILED: April 28, 2006

**FLORIDA POWER & LIGHT COMPANY'S
FIRST REQUEST FOR EXTENSION OF CONFIDENTIAL
CLASSIFICATION OF CERTAIN INFORMATION OBTAINED
IN CONNECTION WITH AUDIT CONTROL NO. 04-022-4-1**

NOW, BEFORE THE COMMISSION, through undersigned counsel, comes Florida Power & Light Company ("FPL") and, pursuant to rule 25-22.006 of the Florida Administrative Code and section 366.093 of the Florida Statutes, hereby submits its First Request for Extension of Confidential Classification of certain materials obtained by the Florida Public Service Commission ("FPSC" or "Commission") Staff ("Staff") in connection with Audit Control No. 04-022-4-1 (the "Audit") in Docket No. 040001-EI (the "Audit"). In support of its First Request, FPL states as follows:

1. Petitioner's name and address is as follows:

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

Orders, notices, or other pleadings related to this request should be served on:

William G. Walker, III
Florida Power & Light Company
Vice President
215 South Monroe Street, Suite
810
Tallahassee, Florida 32301-1859
(850) 521-3910 Telephone
(850) 521-3939 Facsimile

R. Wade Litchfield, Associate
General Counsel
John T. Butler, Senior Attorney
Natalie F. Smith, Principal Attorney
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, Florida 33408-0420
(561) 691-7100 Telephone
(561) 691-7135 Facsimile

DOCUMENT NUMBER-DATE

03762 APR 28 06

2. On July 8, 2004, FPL filed its Request for Confidential Classification of certain materials obtained during the Audit. FPL's initial filing consists of the Request for Confidential Classification and Exhibits A through D.

3. By Order No. PSC-04-1060-CFO-EI, dated October 28, 2004, the Commission granted FPL's request.

4. The period of confidential treatment granted by the Commission will soon expire. The information that was the subject of FPL's July 8, 2004 Request warrants continued treatment as proprietary and confidential business information with the meaning of Section 366.093. Accordingly, FPL hereby submits its First Request for Extension of Confidential Classification.

5. FPL incorporates herein by reference Attachments A, B, and C from its July 8, 2004 filing.

6. Included herewith and made a part hereof is Exhibit D. Exhibit D consists of the Affidavits of Korel M. Dubin, Osvaldo J. Lom, Walter E. Gwinn, and Gerard Yupp which Affidavits shall replace Exhibit D previously filed.

7. FPL submits that such information is proprietary confidential business information within the meaning of section 366.093(3). Pursuant to section 366.093, 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.

8. The statutory bases for FPL's assertion of confidentiality with regard to each document or portion thereof are set forth in Exhibit C under the column titled "Florida Statute

366.093(3) Subsection.” The letters (c), (d), or (e) in that column refer to the subsection(s) of Section 366.093(3) that provide justification for FPL’s request. Further support for FPL’s First Request for Extension of Confidential Classification of the referenced material is provided through the affidavits of Korel M. Dubin, Osvaldo J. Lom, Walter E. Gwinn, Pamela L. Sonnelitter and Gerard J. Yupp, included as Exhibit D to this Request.

9. Information that FPL asserts is proprietary and confidential business information includes data related to security measures and negotiated agreements for the protection of FPL facilities. This information, if made public, would disclose certain of FPL’s security measures, systems, or procedures to the detriment of FPL and its customers. Such information is proprietary confidential business information pursuant to Section 366.093(3)(c).

10. Other information that FPL asserts is proprietary confidential business information includes contractual data such as pricing and other terms, payment records, and vendor and supplier rates, the disclosure of which would impair the efforts of FPL to contract for goods and services on favorable terms for the benefit of its customers. The information described in this paragraph is protected from disclosure by Section 366.093(3)(d).

11. Other information claimed confidential is commercially sensitive data, the disclosure of which would impair the competitive interests of FPL and its vendors. Certain proprietary confidential information concerns St. Johns River Power Park (SJRPP), a Jacksonville Electric Authority (JEA) and FPL venture. JEA maintains this information as confidential pursuant to Section 163.01(15)(m), Florida Statutes, and the disclosure of this information would injure JEA in the marketplace. Certain of the information for which confidential protection is sought would also place FPL at a disadvantage when coupled with

other information that is publicly available. The information described in this paragraph is protected from disclosure by Section 366.093(3)(e).

12. Also, certain of the information for which confidential protection is requested is customer-specific account information, including banking account numbers. It is FPL's corporate policy not to disclose customer-specific information. This policy includes, but is not limited to: customer names, addresses, telephone numbers, account numbers, rates, billing determinants (kW and kWh usage), conservation savings in kW, kWh and bills. FPL treats such information as confidential and does not disclose it, except as required by law, to entities or persons other than the customer absent the customer's consent.

13. As reflected by the renewed affidavits submitted as Exhibit D, nothing has changed since the issuance of Order No. PSC 04-1060-CFO-EI to render the information stale or public such that continued confidential treatment would not be appropriate. Accordingly, FPL requests that the information be accorded confidential classification for an additional eighteen month period. FPL further requests that the information be returned to FPL as soon as it is no longer necessary for the Commission to conduct its business.

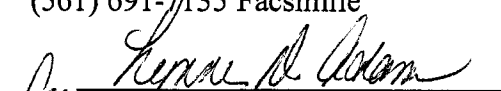
WHEREFORE, for the above and foregoing reasons, as more fully set forth in the supporting materials and affidavits included herewith or incorporated herein by reference, Florida Power & Light Company respectfully requests that its First Request for Extension of Confidential Classification be granted.

Respectfully submitted,

R. Wade Litchfield, Associate General Counsel
John T. Butler, Senior Attorney
Natalie F. Smith, Principal Attorney
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, Florida 33408-0420

(561) 691-7100 Telephone

(561) 691-7135 Facsimile



NATALIE F. SMITH, ESQ.

CERTIFICATE OF SERVICE

I, **THE UNDERSIGNED COUNSEL, HEREBY CERTIFY** that a copy of the foregoing, without Exhibits, has been served via first class mail, postage prepaid to the parties listed below, this 28th day of April, 2006.

Wm. Cochran Keating VI, Esq. Division of
Legal Services
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850

AARP(Twomey)
c/o Mike B. Twomey
P. O. Box 5256
Tallahassee, FL 32314-5256

Ausley Law Firm
Lee L. Willis/James D. Beasley
P.O. Box 391
Tallahassee, FL 32302

Beggs & Lane Law Firm
J. Stone/R. Badders/S. Griffin
P.O. Box 12950
Pensacola, FL 32591-2950

Federal Executive Agencies
Lt. Col. K. White/Capt. D. Williams
c/o AFLSA/JACL-ULT
139 Barnes Drive, Suite 1
Tyndall AFB, FL 32403-5319

Florida Industrial Power Users Group
(McWhirter)
John W. McWhirter, Jr.
c/o McWhirter Reeves
400 North Tampa Street, Suite 2450
Tampa, FL 33602

McWhirter Law Firm
Timothy J. Perry
117 South Gadsden Street
Tallahassee, FL 32301

Messer Law Firm
Norman H. Horton, Jr.
P.O. Box 1876
Tallahassee, FL 32302-1876

Office of Public Counsel
P. Christensen/C. Beck/J. McGlothlin
c/o The Florida Legislature
111 West Madison Street, Room 812
Tallahassee, FL 32399-1400

Young Law Firm
R. Scheffel Wright/John LaVia
225 South Adams Street, Suite 200
Tallahassee, FL 32301



NATALIE F. SMITH, ESQ.

EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Florida Power & Light Company's)	
Second Request for Extension of Confidential	)	DOCKET NO. 060001-EI
Classification Granted by)	
Order No. PSC-04-1057-CFO-EI	)	FILED: April 28, 2006
In Docket No. 040001-EI)	
Of Certain Materials Obtained Pursuant to)	
Audit No. 02-044-4-1)	

STATE OF FLORIDA)
)
 PALM BEACH COUNTY)

AFFIDAVIT OF GERARD J. YUPP

BEFORE ME, the undersigned authority, personally appeared Gerard J. Yupp who, being first duly sworn, deposes and says:

1. My name is Gerard J. Yupp. I am currently employed by Florida Power & Light Company ("FPL") as Director of Wholesale Operations in the Energy Marketing and Trading Division. I have personal knowledge of the matters stated in this affidavit.

2. I have reviewed Exhibit C and the documents which are included in Exhibit A to FPL's Request for Confidential Classification of Information Obtained in Connection with Audit No. 02-044-4-1. The documents or materials that I have reviewed are asserted by FPL to be proprietary confidential business information. Some of the documents or materials relate to competitive interests, the disclosure of which may impair the competitive business of the provider of the information. Some of the data included in Exhibit A contain information including contracts, contract prices and other contract-related information. Disclosure of this information may impair FPL's competitive business interests and ability to contract on favorable terms. Finally, some of the data in Exhibit A are internal company procedures which FPL considers to be confidential proprietary business information. To the best of my knowledge, FPL has maintained the confidentiality of these documents and materials.

3. No significant changes have occurred since the issuance of Order No. PSC-04-1057-CFO-EI to render the information stale or public such that continued confidential treatment would not be appropriate. Accordingly, the information referred to in this affidavit should continue to be maintained as confidential for an additional period of not less than eighteen months. In addition, these materials 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. Affiant says nothing further.

Gerard J. Yupp

 Gerard J. Yupp

SWORN TO AND SUBSCRIBED before me this 26th day of April 2006, by Gerard J. Yupp, who is personally known to me or who has produced personally known type of identification, identification and who did take an oath.

Marie B. Lopez

 Notary Public, State of Florida

My Commission Expires: 7/17/08



EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Florida Power & Light Company's)	
First Request for Extension of Confidential	)	DOCKET NO. 060001-EI
Classification Granted by)	
Order No. PSC-04-1060-CFO-EI	)	FILED: April 28, 2006
In Docket No. 040001-EI)	
Of Certain Materials Obtained Pursuant to)	
Audit No. 04-022-4-1)	

STATE OF FLORIDA)
)
 MIAMI-DADE COUNTY)

AFFIDAVIT OF KOREL M. DUBIN

BEFORE ME, the undersigned authority, personally appeared Korel M. Dubin who, being first duly sworn, deposes and says:

1. My name is Korel M. Dubin. I am currently employed by Florida Power & Light Company ("FPL") as Manager of Regulatory Issues in the Regulatory Affairs Department. I have personal knowledge of the matters stated in this affidavit.

2. I have reviewed Exhibit C and the documents which are included in Exhibit A to FPL's Request for Confidential Classification of Information Obtained in Connection with Audit No. 04-022-4-1. The documents or materials that I have reviewed and which are asserted by FPL to be proprietary confidential business information contain or constitute competitively sensitive data, the disclosure of which would place FPL at a disadvantage in the marketplace. Certain of the information would also place FPL at a disadvantage when coupled with other information that is publicly available. Also, certain of the confidential information includes customer-specific account information, including banking account numbers. It is FPL's corporate policy not to disclose customer-specific information. This policy includes, but is not limited to: customer names, addresses, telephone numbers, account numbers, rates, billing determinants (kW and kWh usage), conservation savings in kW, kWh and bills. FPL treats such information as confidential and does not disclose it, except as required by law, to entities or persons other than the customer absent the customer's consent.

3. No significant changes have occurred since the issuance of Order No. PSC-04-1060-CFO-EI to render the information stale or public such that continued confidential treatment would not be appropriate. Accordingly, the information referred to in this affidavit should continue to be maintained as confidential for an additional period of not less than eighteen months. In addition, these materials 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. Affiant says nothing further.

Korel M. Dubin

 Korel M. Dubin

SWORN TO AND SUBSCRIBED before me this 25 day of April 2006, by Korel M. Dubin, who is personally known to me or who has produced _____ (type of identification) as identification and who did take an oath.

Debra Ann Dominguez

 Notary Public, State of Florida
 Debra Ann Dominguez
 Commission # DD312184
 Expires: April 20, 2008
 Aeron Notary 1-800-350-5161

My Commission Expires: April 20, 2008



EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Florida Power & Light Company's)	
First Request for Extension of Confidential	)	DOCKET NO. 060001-EI
Classification Granted by)	
Order No. PSC-04-1060-CFO-EI	)	FILED: April 28, 2006
In Docket No. 040001-EI)	
Of Certain Materials Obtained Pursuant to)	
Audit No. 04-022-4-1)	

STATE OF FLORIDA)	
	)	AFFIDAVIT OF OSVALDO J. LOM
MIAMI-DADE COUNTY)	


BEFORE ME, the undersigned authority, personally appeared Osvaldo J. Lom who, being first duly sworn, deposes and says:

1. My name is Osvaldo J. Lom. I am currently employed by Florida Power & Light Company ("FPL") as Supervisor of Purchased Power Contracts. I have personal knowledge of the matters stated in this affidavit.

2. I have reviewed Exhibit C and the documents which are included in Exhibit A to FPL's Request for Confidential Classification of Information Obtained in Connection with Audit No. 04-022-4-1. The documents or materials that I have reviewed and which are asserted by FPL to be proprietary confidential business information contain competitively sensitive data that, if disclosed, would place FPL at a competitive disadvantage. Certain proprietary confidential information concerns St. Johns River Power Park (SJRPP), a Jacksonville Electric Authority (JEA) and FPL venture. JEA maintains this information as confidential pursuant to Section 163.01(15)(m), Florida Statutes, and the disclosure of this information would injure JEA in the marketplace.

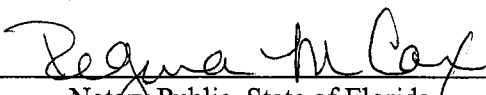
3. No significant changes have occurred since the issuance of Order No. PSC-04-1060-CFO-EI to render the information stale or public such that continued confidential treatment would not be appropriate. Accordingly, the information referred to in this affidavit should continue to be maintained as confidential for an additional period of not less than eighteen months. In addition, these materials 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. Affiant says nothing further.



 Osvaldo J. Lom

SWORN TO AND SUBSCRIBED before me this 25 day of April 2006, by Osvaldo J. Lom, who is personally known to me or who has produced _____ (type of identification) as identification and who did take an oath.



 Notary Public, State of Florida

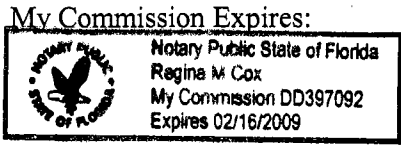


EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Florida Power & Light Company's)	
First Request for Extension of Confidential	)	DOCKET NO. 060001-EI
Classification Granted by)	
Order No. PSC-04-1060-CFO-EI	)	FILED: April 28, 2006
In Docket No. 040001-EI)	
Of Certain Materials Obtained Pursuant to)	
Audit No. 04-022-4-1)	

STATE OF FLORIDA)	
	)	AFFIDAVIT OF WALTER E. GWINN
PALM BEACH COUNTY)	

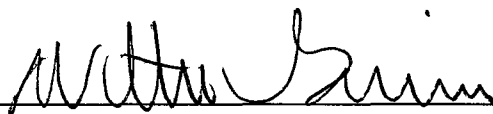
BEFORE ME, the undersigned authority, personally appeared Walter E. Gwinn who, being first duly sworn, deposes and says:

1. My name is Walter E. Gwinn. I am currently employed by Florida Power & Light Company ("FPL") as Manager of Financial Performance in the Nuclear Business Unit. I have personal knowledge of the matters stated in this affidavit.

2. I have reviewed Exhibit C and the documents which are included in Exhibit A to FPL's Request for Confidential Classification of Information Obtained in Connection with Audit No. 04-022-4-1. The document and materials that I have reviewed and which are asserted by FPL to be proprietary confidential business information include data related to security measures and negotiated agreements for the protection of FPL facilities. This information, if made public, would disclose certain of FPL's security measures, systems, or procedures to the detriment of FPL and its customers, and would impair FPL's efforts to enter into contracts on commercially favorable terms. To the best of my knowledge, FPL has maintained the confidentiality of these documents and materials.

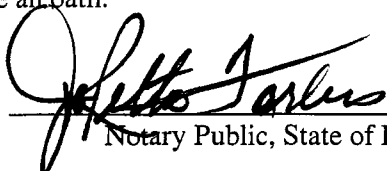
3. Consistent with the provisions of the Florida Administrative Code, such materials should continue to remain confidential for an additional period of not less than 18 months. In addition, they should be returned to FPL as soon as the information is no longer necessary for the Commission to conduct its business so that FPL can maintain the confidentiality of these documents.

4. Affiant says nothing further.



 Walter E. Gwinn

SWORN TO AND SUBSCRIBED before me this 26th day of April 2006, by Walter E. Gwinn, who is personally known to me or who has produced Thomas J. Brown (type of identification) as identification and who did take an oath.



 Notary Public, State of Florida

My Commission Expires:

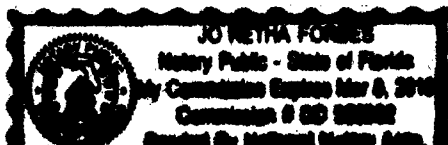


EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Florida Power & Light Company's)	
First Request for Extension of Confidential	)	DOCKET NO. 060001-EI
Classification Granted by)	
Order No. PSC-04-1060-CFO-EI	)	FILED: April 28, 2006
In Docket No. 040001-EI)	
Of Certain Materials Obtained Pursuant to)	
Audit No. 04-022-4-1)	

STATE OF FLORIDA)	
	)	AFFIDAVIT OF PAMELA L. SONNELITTER
PALM BEACH COUNTY)	

BEFORE ME, the undersigned authority, personally appeared Pamela L. Sonnelitter who, being first duly sworn, deposes and says:

1. My name is Pamela L. Sonnelitter. I am currently employed by Florida Power & Light Company ("FPL") as General Manager of Business Services in the Power Generation Division. I have personal knowledge of the matters stated in this affidavit.

2. I have reviewed Exhibit C and the documents which are included in Exhibit A to FPL's Request for Confidential Classification of Information Obtained in Connection with Audit No. 04-022-4-1. The documents or materials that I have reviewed and which are asserted by FPL to be proprietary confidential business information include data related to security measures and negotiated agreements for the protection of FPL facilities. This information, if made public, would disclose certain of FPL's security measures, systems, or procedures to the detriment of FPL and its customers, and would impair FPL's efforts to enter into contracts on commercially favorable terms. To the best of my knowledge, FPL has maintained the confidentiality of these documents and materials.

3. No significant changes have occurred since the issuance of Order No. PSC-04-1060-CFO-EI to render the information stale or public such that continued confidential treatment would not be appropriate. Accordingly, the information referred to in this affidavit should continue to be maintained as confidential for an additional period of not less than eighteen months. In addition, these materials 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. Affiant says nothing further.


Pamela L. Sonnelitter

 Pamela L. Sonnelitter

SWORN TO AND SUBSCRIBED before me this 25 day of April 2006, by Pamela L. Sonnelitter, who is personally known to me or who has produced _____ (type of identification) as identification and who did take an oath.

Pamela S. Poggenpohl

My Commission Expires:

NOTARY PUBLIC-STATE OF FLORIDA
 Notary Public, State of Florida
 Pamela S. Poggenpohl
 Commission # DD474718
 Expires: SEP 22, 2009
 Bonded Thru Atlantic Bonding Co., Inc.