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September 12, 2013

VIA HAND DELIVERY

Ms. Ann Cole
Commission Clerk
Florida Public Service Commission
Betty Easley Conference Center
2540 Shumard Oak Boulevard, Room 110
Tallahassee, FL 32399-0850

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COMMISSION
CLERK

Re: Docket No. 130001-EI

Dear Ms. Cole:

Enclosed for filing on behalf of Florida Power & Light Company ("FPL") are an original and seven (7) copies of FPL's Fourth Request for Extension of Confidential Classification of Information Provided Pursuant to Audit No. 05-028-4-1. The original includes Second Revised Exhibit A, Second Revised Exhibit B (two copies), Fourth Revised Exhibit C and Fourth Revised Exhibit D. The seven copies do not include copies of the Exhibits.

Second Revised Exhibit A consists of the confidential documents, and all the information that FPL asserts is entitled to confidential treatment has been highlighted. Second Revised Exhibit B is an edited version of Second Revised Exhibit A, in which the information FPL asserts is confidential has been redacted. Fourth Revised Exhibit C is a justification table in support of FPL's Fourth Request for Extension of Confidential Classification. Fourth Revised Exhibit D contains three affidavits in support of FPL's Fourth Request for Extension of Confidential Classification. Also included in this filing is a compact disc containing FPL's Fourth Request for Extension of Confidential Classification and Fourth Revised Exhibit C, in Microsoft Word format.

Please contact me if you or your Staff has any questions regarding this filing.

Sincerely,

Maria J. Moncada

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Enclosures

cc: Counsel for Parties of Record (w/ copy of FPL's Fourth Request for Extension of Confidential Classification)

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Fuel and Purchase Power Cost Recovery
Clause with Generating Performance
Incentive Factor

Docket No. 130001-EI
Dated: September 12, 2013

**FLORIDA POWER & LIGHT COMPANY'S FOURTH REQUEST
FOR EXTENSION OF CONFIDENTIAL CLASSIFICATION
OF INFORMATION PROVIDED PURSUANT TO AUDIT NO. 05-028-4-1**

Pursuant to Section 366.093, Florida Statutes (2011) ("Section 366.093"), and Rule 25-22.006, Florida Administrative Code (2011) ("Rule 25-22.006"), Florida Power & Light Company ("FPL") requests its fourth extension of confidential classification of certain material provided to the Staff of the Florida Public Service Commission ("Staff") pursuant to Audit Control No. 05-028-4-1 ("the Audit"). In support of this request, FPL states as follows:

1. On May 18, 2005, FPL filed a Request for Confidential Classification of certain materials obtained during the audit, which included Exhibits A, B, C and D ("May 18, 2005 Request"). By Order No. PSC-05-0805-CFO-EI, dated August 5, 2005 ("Order 0805"), the Commission granted FPL's May 18, 2005 Request. FPL adopts and incorporates by reference the May 18, 2005 Request and Order 0805.

2. On January 31, 2007, FPL filed its First Request for Extension of Confidential Classification of certain materials obtained during the audit, which incorporated by reference the previously provided Exhibits A and B and included First Revised Exhibits C and D ("January 31, 2007 Request"). By Order No. PSC 07-0946-CFO-EI, dated November 28, 2007 ("Order 0946"), the Commission granted FPL's January 31, 2007 Request. FPL adopts and incorporates by reference the January 31, 2007 Request and Order 0946.

3. On May 28, 2009, FPL filed its Second Request for Extension of Confidential Classification of certain materials obtained during the audit, which incorporated by reference the

previously filed Exhibits A and B and included Second Revised Exhibits C and D (“May 28, 2009 Request”). By Order No. PSC 10-0286-CFO-EI, dated May 7, 2010 (Order “0286”), the Commission granted FPL’s May 28, 2009 Request. FPL adopts and incorporates by reference the May 28, 2009 Request and Order 0286.

4. On November 1, 2011, FPL filed its Third Request for Extension of Confidential Classification of certain materials obtained during the audit, which included First Revised Exhibit A, First Revised Exhibit B, Third Revised Exhibit C and Third Revised Exhibit D (“November 1, 2011 Request”). By Order No. PSC 12-0162-CFO-EI, dated March 29, 2012 (“Order 0162”), the Commission granted FPL’s November 1, 2011 Request. FPL adopts and incorporates by reference the November 1, 2011 Request and Order 0162.

5. The period of confidential treatment granted by Order No. 0162 will soon expire. Some of the information that was the subject of FPL’s November 1, 2011 Request warrants continued treatment as proprietary and confidential business information within the meaning of section 366.093(3), Florida Statutes. Accordingly, FPL hereby submits its Fourth Request for Extension of Confidential Classification.

6. Included herewith and made a part hereof are Second Revised Exhibit A, Second Revised Exhibit B, together with Fourth Revised Exhibit C to reduce the number of pages for which confidential treatment is sought. FPL has identified in Second Revised Exhibits A and B and Fourth Revised Exhibit C all of the information in the working papers that warrants continued confidential treatment. Fourth Revised Exhibit C is a table that identifies the specific pages, lines or columns that remain confidential. The table also references the specific statutory bases for confidentiality and the affiants who support the requested classification.

7. Also included is Fourth Revised Exhibit D which contains the Affidavits of Antonio Maceo, Damaris Rodriguez and Gerard J. Yupp in support of this request.

8. FPL submits that the information identified in Fourth Revised Exhibit C continues to be proprietary confidential business information within the meaning of section 366.093(3), Florida Statutes. 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.

9. As the affidavits provided herewith indicate, the information that FPL asserts is proprietary confidential business information relates to confidential business information, contain or constitute internal auditing controls and reports of internal auditors or information relating to internal auditing reports issued in 2004. This information is protected by Section 366.093(3)(b). Also, certain confidential information contains contractual data such as pricing and other terms, payment records, and vendor and supplier rates for oil and gas procurement, the disclosure of which would impair the efforts of FPL to contract for gas and oil on favorable terms for the benefit of its customers and would impair the competitive interests of FPL and its vendors. Certain information in these documents and materials would also place FPL at a disadvantage when coupled with other information that is publicly available. This information is protected by Section 366.093(3)(a) and (d).

10. Last, some documents contain information that relates to customer specific account information. It is FPL's policy not to disclose customer-specific information, except as required by law, to entities or persons other than the customer absent the customer's consent.

The 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's policy is premised upon customers' right to privacy and the potential that disclosure of customer specific information may harm some customers' competitive interests. This information is protected pursuant to Section 366.093(3)(e).

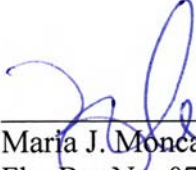
11. FPL requests that this information be accorded continued confidential classification for an additional 18-month period. FPL further requests that the information be returned to FPL as soon as it is no longer necessary for the Commission to conduct its business. See § 366.093(4), Fla. Stat.

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

Respectfully submitted,

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By:



Maria J. Moncada
Fla. Bar No. 0773301

CERTIFICATE OF SERVICE
Docket No. 130001-EI

I HEREBY CERTIFY that a true and correct copy of the foregoing Fourth Request for Extension of Confidential Classification(*) has been furnished by electronic delivery this 12th day of September, 2013 to the following:

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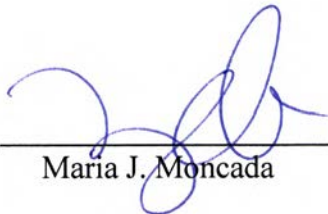
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By: 

Maria J. Moncada

* The exhibits to this Request are not included with the service copies, but copies of Second Revised Exhibit B, Fourth Revised Exhibit C and Fourth Revised Exhibit D are available upon request.

**SECOND REVISED
EXHIBIT A**

**CONFIDENTIAL
FILED UNDER SEPARATE COVER**

**SECOND REVISED
EXHIBIT B**

REDACTED COPIES