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

April 4, 2007

VIA HAND DELIVERY

Ms. Ann Cole, Commission Clerk Division of the Commission Clerk and Administrative Services Florida Public Service Commission Betty Easley Conference Center 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850

010240-EI

Re: Florida Power & Light Company's Request for Confidential Classification of Materials Provided in Connection with the Review of Customer Deposit Procedures

Dear Ms. Cole:

an FPL Group company

Enclosed for filing are the original and seven (7) copies of Florida Power & Light Company's (FPL's) Request for Confidential Classification of materials provided in connection with the review of customer deposit practices together with a diskette containing the electronic version of the same.

Please do not hesitate to contact me should you or your Staff have any questions regarding this filing.

	Sincerely,
CMP	Matathat
COM	Natalie F. Smith
NFS:jp CTREnclosures	
ECRCC: Audit Manager, FPSC (without end	closures)
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DOCUMENT NUMBER-DATE 02915 APR-4 S FPSC-COMMISSION CLERK

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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request for Confidential)	DOCKET NO
Classification of Materials Provided)	
In Connection With Audit of Customer)	
Deposit Procedures)	FILED: April 4, 2007

FPL'S REQUEST FOR CONFIDENTIAL CLASSIFICATION OF MATERIALS PROVIDED IN CONNECTION WITH AUDIT OF CUSTOMER DEPOSIT PROCEDURES

NOW, BEFORE THIS COMMISSION, through undersigned counsel, comes Florida Power & Light Company ("FPL") and, pursuant to Rule 25-22.006(3), Florida Administrative Code, and Section 366.093 of the Florida Statutes, requests confidential classification of certain information provided to the Florida Public Service Commission ("FPSC" or "Commission") staff ("Staff") in connection with Staff's audit of customer deposit procedures (the "Audit"). In support of its request, FPL states as follows:

1. During the Audit, Staff requested access to various FPL reports and other documents. By letter dated June 22, 2006, Staff indicated its intent to retain certain workpapers for which confidential treatment previously had been requested (the "Workpapers"). Pursuant to Rule 25-22.006(3)(a), FPL was given 21 days from the date of that letter, or until April 6, 2007, to file a formal Request for Confidential Classification with respect to the Workpapers. By this pleading, FPL makes such request.

2. The following exhibits are included with and made a part of this request:

1

a. Composite Exhibit A consists of copies of the Workpapers, on which all information that FPL asserts is entitled to confidential treatment has been highlighted. Composite Exhibit A is submitted separately in a sealed folder marked

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FPSC-COMMISSION CLERK

"CONFIDENTIAL."

b. Composite Exhibit B consists of an edited version of Exhibit A on which all information FPL asserts is entitled to confidential treatment has been redacted.

c. Exhibit C is a table containing a line-by-line and page-by-page identification of the information for which confidential treatment is sought, and, with regard to each document or portions thereof, references to the specific statutory basis or bases for the claim of confidentiality and to the affidavits in support of the requested classification.

d. Exhibit D is comprised of the affidavit of Damaris G. Diaz in support of this Request.

3. FPL seeks confidential protection for the information highlighted in Exhibit A. The highlighted information is proprietary confidential business information within the meaning of Section 366.093(3). The information is intended to be, and has been, treated by FPL as confidential.

4. Pursuant to Section 366.093, the information highlighted in Exhibit A is entitled to confidential treatment and is 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.

5. 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)." The letters in that column refer to the subsection(s) of Section

2

366.093(3) that provide justification for FPL's request. Further support for FPL's Request for Confidential Classification of the referenced material is provided through the affidavit of Damaris G. Diaz, included as Exhibit D to this request.

6. Certain information FPL asserts is proprietary and confidential business information, described in Exhibits C and D, includes customer-specific account information. FPL has a 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 without the permission of the customer. This information is protected pursuant to Section 366.093(3)(e), Florida Statutes.

7. Upon a finding by the Commission that the information highlighted in Exhibit A, and referenced in Exhibit C, 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).

3

WHEREFORE, for the above and foregoing reasons, as more fully set forth in the supporting materials and affidavits included with this request, Florida Power & Light Company respectfully requests that its Request for Confidential Classification be granted.

Respectfully submitted,

NATALIE F. SMITH

Exhibit B

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					Initial	Deposit						-
Acct No.	On File (Y/N)	Deposit Req'd (Y/N)	Calculated Deposit Amount	2-mo Avg Bill	Deposit Amt Actually Collected	D/ND	Waiver (Y/N)	Amount of Waiver	Waiver, Objective /	D/ND	Reason for Waiver	2. A
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	У	Y	150	150	150	NO	N	-	_		Active	
	У	Y	70	70	70	ND	N		_	_	Active	
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	Y	Y	320 %	320	320	NO	N	-			Active (858)]3
	Y	Y	30	30	30	NO	*		-	-	Active (678)]
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	_ Y	Y	130	130	130	NO	N	-	-	-	Active (532)	_/'
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	<u> </u>	Y (ABP)	240	240	120	ND	Y	120	OBT	NO	ABP 50% (848)
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	У	N Trong	5	180	ð	NO	XY	180	OBT	ND	Temp ?
	Y	N Juore	0	240	0	ND	У	220	OBT	NO	Score (980
	Y	N Score	-	ZSO	-	NO	v	250	OBT	ND	Score (967)
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	Ŷ	N Prex Cui	<u>+ 0</u>	140	0	NO	Y	140	OBJ	ND	Prov Cust.
	Y	N Vicity	0	120	0	NO	Y	120	OBT	an	Verily
	Y	N An Kait	4 0	440	6	NO	Y	440	OBT	20	Prev. Cust
	Y	N Score	0	140	0	NO	Y	140	OBT	140	Store (982)
	4	N Store	Ø	120	δ	NO	Υ	120	OBT	NO	Score (938)
	Ý	N Score	0	140	0	NO	Y	140	085	NO	Score (980)
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	Y	Y	100	100	100	ND	N				Active - C
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	Y	N-Blanket	25	25	25	NO	N		-		Active - Blanket
	Y	N-Blanket	25	25	25	NP	N		-	-	Acture - Blankat
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			+									-

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Exhibit C

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EXHIBIT C

COMPANY:Florida Power & Light CompanyTITLE:List of Confidential WorkpapersAUDIT:Customer Deposit Procedures of Florida's Five Investor Owned Utilities

Request	Description	Туре	Conf Y/N	Line No./Col No.	Florida Statute 366.093(3) Subsection	Affiant
Auditor Visit 11/8/2006	Customer account numbers and credit scores made part of the Florida Public Service Commission Staff auditor work papers during November 8 and 9 visits to Florida Power and Light. These account numbers represent a sample of the information provided with DR-3 and the credit scores were hand-written by the auditor during the audit.	Hardcopy, All Pages	Y	1 st Column (customer account number) in all pages	(b)	Humberto Gonzalez

Exhibit D

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EXHIBIT D

STATE OF FLORIDA

MIAMI-DADE COUNTY

AFFIDAVIT OF DAMARIS G. DIAZ

BEFORE ME, the undersigned authority, personally appeared Damaris G. Diaz, who, being first duly sworn, deposes and says:

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)

1. My name is Damaris G. Diaz. I am employed by Florida Power & Light Company ("FPL") as credit risk supervisor. I have personal knowledge of the matters stated in this affidavit.

2. With respect to Exhibit C, I have reviewed the documents and information for which I am listed as Affiant and which are included in Exhibit A to FPL's Request for Confidential Classification. Such documents or materials that I have reviewed and which, in whole or in part, are asserted by FPL to be proprietary confidential business information contain or constitute customer-specific account information. FPL has a 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 without the permission of the customer. To the best of my knowledge, this information has not been publicly disclosed.

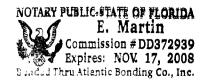
3. The information referred to in this affidavit should be maintained as confidential for a period of not less than eighteen months. In addition, these materials should be returned to FPL as soon as the information is no longer necessary for the Commission to conduct its business so that FPL can maintain the confidentiality of these documents.

4. Affiant says nothing further.

SWORN TO AND SUBSCRIBED before me this <u>div</u> day of April, 2007, by Damaris G. Diaz, 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

My Commission Expires:



State of I	Florida Florida Florida Capital Circle Office Center • 2540 Shumard Oak Boulevard Tallahassee, Florida 32399-0850 -M-E-M-O-R-A-N-D-U-M-
DATE: TO: FROM: RE:	<u>4404</u> <u>Lynn FPL</u> <u>Buth NEALES</u> , Division of the Commission Clerk & Administrative Services Acknowledgment of Receipt of Confidential Filing
Thi No. <u>O</u> <u>Malen</u>	916-07 is will acknowledge receipt of a CONFIDENTIAL DOCUMENT filed in Docket 70182 or (if filed in an undocketed matter) concerning als provided in Connectional audit of customer deposit, and shalf of <u>F. P. L.</u> . The

document will be maintained in locked storage.

Any questions regarding this matter should be directed to Marguerite Lockard at (850) 413-6770.

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