

Jessica Cano Attorney Florida Power & Light Company 700 Universe Boulevard Juno Beach, FL 33408-0420 (561) 304-5226 (561) 691-7135 (Facsimile)

October 31, 2007

# VIA HAND DELIVERY

Ms. Ann Cole 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

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# Re: Florida Power & Light's Notice of Intent to Request Confidential Classification of Materials Provided in Docket No. 070001-EI

Dear Ms. Cole:

CMP

Enclosed for filing on behalf of Florida Power & Light Company ("FPL") are an original and seven (7) copies of FPL's Notice of Intent to Request Confidential Classification regarding confidential information contained in FPL's Late Filed Exhibit No. 3 in the above referenced docket.

Exhibit A contains the confidential Late Filed Exhibit No. 3. Exhibit A is submitted for filing in a separate, sealed envelope marked "Exhibit A – CONFIDENTIAL." Also included with this filing is a computer diskette containing FPL's Notice of Intent to Request Confidential Classification, without the exhibit, in word processing format.

word process	
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CTR Please	e contact me if you or your Staff have any questions regarding this filing.
ECR	Sincerely,
GCL	not the lov
OPC	Jessica Cano
RCA	This docketed notice of intent was filed with Confidential
SCR Enclosures	Document No. <u>09913-0</u> 7 The document has been placed in confidential storage pending timely receipt of a
SGA	request for confidentiality.
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FPSC-COMMISSION CLERK

#### **BEFORE THE PUBLIC SERVICE COMMISSION**

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

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Docket No: 070001-EI

**Filed: October 31, 2007** 

## FLORIDA POWER & LIGHT COMPANY'S NOTICE OF INTENT TO SEEK CONFIDENTIAL CLASSIFICATION

Pursuant to Rule 25-22.006, Florida Administrative Code, Florida Power & Light Company ("FPL") hereby files its Notice of Intent to seek Confidential Classification of information contained in FPL's Late Filed Exhibit No. 3. This Notice relates to information requested by Staff on October 30, 2007, which contains confidential, proprietary business information of FPL. A copy of Late Filed Exhibit No. 3 is enclosed in the envelope labeled "Exhibit A CONFIDENTIAL INFORMATION". Pursuant to Rule 25-22.006(3)(a) and (d), FPL requests confidential handling of this material.

Respectfully submitted this 31<sup>st</sup> day of October, 2007.

Wade Litchfield, Vice President and Associate General Counsel John T. Butler, Esq. Senior Attorney Jessica Cano, Esq. Florida Power & Light Company 700 Universe Boulevard Juno Beach, FL 33408 Telephone: (561) 304-5639 Facsimile: (561) 691-7135

By:

Jessica Cano Fla. Bar No. 0037372

000LMENT NUMBER-DATE 09912 OCT 31 5 FPSC-COMMISSION CLERK

## CERTIFICATE OF SERVICE Docket No. 070001-EI

**I HEREBY CERTIFY** that a true and correct copy of the foregoing Notice of Intent to Seek Confidential Classification, without the confidential exhibit, has been furnished electronically on the 31<sup>st</sup> day of October to the following:

Lisa Bennett, Esq. Division of Legal Services Florida Public Service Commission 2540 Shumard Oak Blvd. Tallahassee, Florida 32399-0850

Lee L. Willis, Esq. James D. Beasley, Esq. Ausley & McMullen Attorneys for Tampa Electric P.O. Box 391 Tallahassee, Florida 32302

John W. McWhirter, Jr., Esq. McWhirter Reeves Attorneys for FIPUG 400 North Tampa Street, Suite 2450 117 South Gadsden Street Tampa, Florida 33602

Jeffrey A. Stone, Esq. Russell A. Badders, Esq. Beggs & Lane Attorneys for Gulf Power P.O. Box 12950 Pensacola, Florida 32576-2950

James W. Brew, Esq. Brickfield, Burchette, Ritts & Stone, P.C Attorneys for PCS Phosphate 1025 Thomas Jefferson Street, NW, Eighth Floor, West Tower 32403 Washington, DC 20007-5201 Charles J. Beck, Esq. Office of Public Counsel c/o The Florida Legislature 111 West Madison Street, Room 812 Tallahassee, Florida 32399

John T. Burnett, Esq. Progress Energy Service Company, LLC P.O. Box 14042 St. Petersburg, Florida 33733-4042

Norman H. Horton, Jr., Esq. Floyd R. Self, Esq. Messer, Caparello & Self Attorneys for FPUC P.O. Box 1876 Tallahassee, Florida 32302-1876

Michael B. Twomey, Esq. Attorney for AARP Post Office Box 5256 Tallahassee, Florida 32314-5256

Lieutenant Colonel Karen White Captain Damund Williams AFCESA/ULT 139 Barnes Drive Tyndall Air Force Base, Florida Cecilia Bradley Senior Assistant Attorney General Office of the Attorney General The Capitol – PL01 Tallahassee, Florida 32399

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By:

Jessica Cano / Fla. Bar No. 0037372

Commissioners: Lisa Polak Edgar, Chairman Matthew M. Carter II Katrina J. McMurrian Nancy Argenziano Nathan A. Skop

#### STATE OF FLORIDA



OFFICE OF COMMISSION CLERK ANN COLE COMMISSION CLERK (850) 413-6770

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ACKNOWLEDGEMENT

DATE: October 31, 2007

TO: Florida Power Light Company/Ms. Jessica Cano

FROM: Ruth Nettles, Office of Commission Clerk

RE: Acknowledgement of Receipt of Confidential Filing

This will acknowledge receipt of a CONFIDENTIAL DOCUMENT filed in Docket Number <u>070001-EI</u> or, if filed in an undocketed matter, concerning <u>Late-Filed Exhibit No. 3</u>, and filed on behalf of <u>Florida Power & Light Company</u>. The document will be maintained in locked storage.

If you have any questions regarding this document, please contact Marguerite Lockard, Deputy Clerk, at (850) 413-6770.

DOCUMENT NUMBER-DATE 0 99 1 3 0CT 31 5 FPSC-COMMISSION CLERK

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