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DATE: October 28, 2008

TO: OFFICE OF THE GENERAL COUNSEL
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DIVISION OF REGULATORY COMPLIANCE
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FLORIDA PUBLIC SERVICE COMMISSION
08 OCT 28 AM 10:39
DIVISION OF ECONOMIC REGULATION

FROM: OFFICE OF COMMISSION CLERK

RE: CONFIDENTIALITY OF CERTAIN INFORMATION

DOCUMENT NO(s): 03211-05

DESCRIPTION: FPL (Butler) - (CONFIDENTIAL) Certain information on fuel hedging activities and market comparisons contained in GJY-1 through GJY-6 to prepared testimony of Gerard Yupp. [CLK note: GJY-1 is Hearing Exh No. 4.]

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SOURCE: Florida Power & Light Company

DOCKET NO(S): 080001-EI

84-330 61211
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The above material was received with a second request for extension of confidential classification of fuel hedging information. Please prepare a recommendation for the attorney assigned to the case by completing the section below and forwarding a copy of this memorandum, together with a brief memorandum supporting your recommendation, to the attorney. Copies of your recommendation should also be provided to the Office of Commission Clerk and to the Office of General Counsel.

Please read each of the following and check if applicable.

- The document(s) is (are), in fact, what the utility asserts it (them) to be.
- The utility has provided enough details to perform a reasoned analysis of its request.
- The material has been received incident to an inquiry.
- The material is confidential business information because it includes:
 - (a) Trade secrets;
 - (b) Internal auditing controls and reports of internal auditors;
 - (c) Security measures, systems, or procedures;
 - (d) Information concerning bids or other contractual data, the disclosure of which would impair the efforts of the company to contract for services on favorable terms;
 - (e) Employee personnel information unrelated to compensation, duties, qualifications, or responsibilities;
 - (f) Tax returns or tax-related information;
 - (g) Information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of information.
- The material appears to be confidential in nature and harm to the company or its ratepayers will result from public disclosure.
- The material appears not to be confidential in nature.
- The material is a periodic or recurring filing and each filing contains confidential information.

Response prepared by:

Bernard Windham

Date:

12-3-08

cc: GCL SGA
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