



# Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FLORIDA 32399-0850

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MAR 17 PM 2:21

**-M-E-M-O-R-A-N-D-U-M-**

COMMISSION  
CLERK

**DATE:** 03/17/11

**TO:** Division of Economic Regulation, Office of Primary Responsibility

**FROM:** Office of Commission Clerk

**RE:** CONFIDENTIALITY OF CERTAIN INFORMATION  
 Docket No(s): 090001-EI Document No: 07560-09  
 Description: FPL (Butler) - (CONFIDENTIAL) Attachment A; Forms 423-2, 2(a),  
 and 2(b) for SJRPP for 5/09.  
 Source: Florida Power & Light Company, Inc.

The above-referenced confidential material was filed along with a request for confidential classification. Please check all applicable information and forward a copy to the attorney assigned to the docket, along with a brief memorandum supporting your recommendation. Copies of your recommendation should also be filed with the Office of Commission Clerk and the Office of General Counsel.

- 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 public utility or its affiliates to contract for goods or services on favorable terms;
  - (e) Information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of information;
  - (f) Employee personnel information unrelated to compensation, duties, qualifications, or responsibilities;
- 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.

COM \_\_\_\_\_  
 APA \_\_\_\_\_  
 ECR \_\_\_\_\_  
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Response prepared by /s/ Michael C. Barrett Date: March 17, 2011

DOCUMENT NUMBER-DATE  
 01773 MAR 17 =  
 FPSC-COMMISSION CLERK

State of Florida



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TALLAHASSEE, FLORIDA 32399-0850

**-M-E-M-O-R-A-N-D-U-M-**

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**DATE:** March 17, 2011  
**TO:** Erik Saylor, Office of the General Counsel  
**FROM:** Michael Barrett, Division of Economic Regulation  
**RE:** CONFIDENTIALITY OF CERTAIN INFORMATION  
Docket No(s): 090001-EI Document No: 07560-09  
Description: FPL (Butler) - (CONFIDENTIAL) Attachment A; Forms 423-2, 2(a),  
and 2(b) for SJRPP for 5/09.  
Source: Florida Power & Light Company, Inc.

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Pursuant to Section 366.093 of the Florida Statutes, and Rule 25-22.006, Florida Administrative Code, Florida Power & Light requests confidential classification of certain highlighted information in Attachment A; Forms 423-2, 2(a), and 2(b) for May, 2009.

Staff has reviewed Florida Power & Light's confidentiality request. In staff's opinion, the request does meet the criteria for confidentiality contained in Section 366.093, Florida Statutes. Therefore, staff recommends that the request for confidentiality of certain information included in Document No. 07560-09 be approved.

MB:kb