

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for Approval of)
Arrangement to Mitigate Impact of) DOCKET NO. 150075-EI
Unfavorable Cedar Bay Power Purchase)
Obligation, by Florida Power &) FILED: June 3, 2015
Light Company.)
_____)

**CEDAR BAY GENERATING COMPANY'S SEVENTH
NOTICE OF INTENT TO REQUEST CONFIDENTIAL CLASSIFICATION**

Cedar Bay Generating Company, Limited Partnership (Cedar Bay"), pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, hereby files its Seventh Notice of Intent to Request Confidential Classification for the exhibits to the depositions of Tracy Patterson, Rick Neff, Mark Rudolph, and Cliff Evans (the "Cedar Bay Deposition Exhibits" or simply "Exhibits"). The Cedar Bay Deposition Exhibits were offered and identified during the depositions of the above-named witnesses taken in this docket pursuant to the Florida Industrial Power Users Group's ("FIPUG") Notice of Taking Deposition, the Office of Public Counsel's Cross-Notice of Taking Deposition, and Staff's Cross-Notice of Taking Deposition (collectively, the "Deposition Notices"), and for convenience and by agreement of

COM _____ the parties, the Exhibits have been provided by the court
AFD _____
APA _____ reporter as a single set of Exhibits to all four depositions.

ECO _____ (The Deposition Notices are attached hereto as Exhibit A.)

ENG _____ Specifically, the Cedar Bay Deposition Exhibits contains
GCL _____

IDM _____ proprietary confidential business information, including
TEL _____
CLK _____

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Confidential Information as that term is defined in the Confidentiality Agreement between and among (a) Florida Power and Light ("FPL"), (b) Cedar Bay Generating Company, Limited Partnership, Cogentrix Energy Power Management, LLC, and CBAS Power Holdings, LLC (collectively, the "Cedar Bay Companies"), and (c) FIPUG, the disclosure of which would adversely impact Cedar Bay's competitive business interests.

Attached as Exhibit B is a CD containing the Cedar Bay Deposition Exhibits.

Pursuant to Rule 25-22.006(3)(a)(1), Cedar Bay will file its Request for Confidential Classification for the Cedar Bay Deposition Exhibits within twenty-one (21) days of filing this request.

Respectfully submitted this 3rd day of June, 2015.



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Attorneys for Cedar Bay
Generating Company, Limited
Partnership

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was furnished to the following, by electronic delivery, on this 3rd day of June, 2015.

Martha Barrera
Florida Public Service Commission
Division of Legal Services
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399

Jon C. Moyle, Jr./Karen Putnal
Moyle Law Firm, P.A.
118 North Gadsden Street
Tallahassee, Florida 32301

Mr. Ken Hoffman
Florida Power & Light Company
215 South Monroe Street, Suite 810
Tallahassee, Florida 32301

J.R. Kelly / John J. Truitt
Office of the Public Counsel
c/o The Florida Legislature
111 W. Madison Street
Room 812
Tallahassee, FL 32399-1400

John T. Butler / Maria J. Moncada
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, FL 33408


Attorney

Exhibit A

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Florida Power & Light Company's
Petition for Approval of Arrangement to
Mitigate Impact of Unfavorable Cedar Bay
Power Purchase Obligation

DOCKET NO.: 150075-EI

FILED: May 6, 2015

**THE FLORIDA INDUSTRIAL POWER USERS GROUP'S
NOTICE OF TAKING DEPOSITION**

TO: ALL PARTIES

Pursuant to Rule 1.310, Florida Rules of Civil Procedure, notice is hereby given that the Florida Industrial Power Users Group (FIPUG) will take the deposition of the following named individual(s) at the office of the Florida Public Service Commission, 2540 Shumard Oak Blvd., Room 105, Tallahassee, Florida 32399, at the following times:

NAME	DATE AND TIME
TRACY PATTERSON	Thursday, May 14, 2015 1:00 p.m. EST
RICK NEFF	Thursday, May 14, 2015 or upon conclusion of questioning of witness Patterson.
MARK RUDOLPH	Thursday, May 14, 2015 or upon conclusion of questioning of witness Neff.
CLIFF EVANS	Friday, May 15, 2015 or upon conclusion of questioning of witness Rudolph.

<p>Corporate Representative of the Carlyle Group L.P.¹ most knowledgeable about the transaction involving the Cedar Bay facility for which FPL is seeking Commission approval</p>	<p>Friday, May 15, 2015 or upon conclusion of questioning of witness Evans.</p> <p>This deposition may be conducted by telephone for the conveyance of the witness and parties.</p>
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The deposition will be taken upon oral examination before an official court reporter or other officer authorized by law to take depositions.

The deposition is being taken for purposes of discovery, for use at trial, or for any other purposes allowed under the Florida Rules of Civil Procedure and the Rules of the Florida Public Service Commission.

/s/ Jon C. Moyle
 Jon C. Moyle, Jr.
 Moyle Law Firm, P.A.
 118 North Gadsden Street
 Tallahassee, Florida 32301
 Telephone: (850) 681-3828
 Facsimile: (850) 681-8788
jmoyle@moylelaw.com

Attorneys for Florida Industrial Power Users Group

¹ The Carlyle Group L.P. is the entity that controls the generating unit at issue, the Cedar Bay facility. When one performs a Google search of Cedar Bay Generating Company, the Carlyle Group website lists the Cedar Bay Generating Plant, suggesting the unit is part and parcel of the Carlyle Group. Furthermore, FERC filings detail, ultimately, that the Carlyle Group L.P. sponsors and manages investment vehicles that own the Cedar Bay facility.

CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that a true and correct copy of the foregoing Florida Industrial Power Users Group's Notice of Deposition has been furnished by electronic mail this 6th day of May, 2015, to the following:

Martha F. Barrera
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2540 Shumard Oak Blvd.
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mbarrera@psc.state.fl.us

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Maria J. Moncada
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/s/ Jon C. Moyle
Jon C. Moyle

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Florida Power and Light Company's
Petition for Approval of Arrangement to
Mitigate Impact of Unfavorable Cedar Bay
Power Purchase Obligation

Docket No. 150075-EI

Filed: May 7, 2015

**OFFICE OF PUBLIC COUNSEL'S
CROSS-NOTICE OF DEPOSITIONS**

TO: All Parties

NOTICE is hereby given that the Office of Public Counsel will take the deposition of the following individuals at the following location and time indicated:

NAME	DATE and TIME	LOCATION
Tracy Patterson	Thursday, May 14, 2015 1:00 p.m. EST	Florida Public Service Commission, Room 105, 2540 Shumard Oak Blvd. Tallahassee, FL 32399
Rick Neff	Thursday, May 14, 2015 or upon conclusion of questioning of witness Patterson.	Florida Public Service Commission, Room 105, 2540 Shumard Oak Blvd. Tallahassee, FL 32399
Mark Rudolph	Thursday, May 14, 2015 or upon conclusion of questioning of witness Neff	Florida Public Service Commission, Room 105, 2540 Shumard Oak Blvd. Tallahassee, FL 32399
Cliff Evans	Friday, May 15, 2015 or upon conclusion of questioning of witness Rudolph	Florida Public Service Commission, Room 105, 2540 Shumard Oak Blvd. Tallahassee, FL 32399

The deposition is being taken for purposes of discovery, for use at trial, or for any other purpose allowed under, and in accord with, all applicable provisions of the Florida Rules of Civil Procedure and the Florida Administrative Code.

Respectfully submitted,



John J. Truitt
Associate Public Counsel
Office of Public Counsel
c/o The Florida Legislature
111 West Madison Street, Room 812
Tallahassee, FL 32399-0850
(850) 488-9330

Attorney for the Citizens
of the State of Florida

CERTIFICATE OF SERVICE
DOCKET NO. 150075-EI

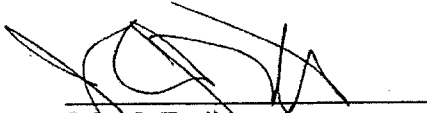
I HEREBY CERTIFY that a true and correct copy of the foregoing OFFICE OF PUBLIC COUNSEL'S CROSS-NOTICE OF DEPOSITIONS has been furnished by electronic mail to the following parties on this 7th day of May, 2015.

Martha Barrera
Office of General Counsel
Florida Public Service Commission
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mbarrera@psc.state.fl.us

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John J. Truitt
Associate Public Counsel

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for approval of arrangement to mitigate impact of unfavorable Cedar Bay power purchase obligation, by Florida Power & Light Company.

DOCKET NO. 150075-EI

DATED: May 7, 2015

STAFF'S CROSS-NOTICE OF DEPOSITIONS

TO: All Parties

NOTICE is hereby given that the Staff of the Florida Public Service Commission will take the deposition of the following named individuals indicated below:

NAME	DATE and TIME	LOCATION
TRACY PATTERSON	Thursday, May 14, 2014, 1:00 pm	Room G105 Florida Public Service Commission Gerald L. Gunter Building 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850
RICK NEFF	Thursday, May 14, 2014, or upon conclusion of questioning of witness Patterson	Room G105 Florida Public Service Commission Gerald L. Gunter Building 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850
MARK RUDOLPH	Thursday, May 14, 2015 or upon conclusion of questioning of witness Neff.	Room G105 Florida Public Service Commission Gerald L. Gunter Building 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850
CLIFF EVANS	Friday, May 15, 2015 or upon conclusion of questioning of witness Rudolph.	Room G105 Florida Public Service Commission Gerald L. Gunter Building 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850

These depositions are being taken for purposes of discovery, for use at trial, or for any other purpose allowed under the Florida Rules of Civil Procedure, the Uniform Rules of Procedure, and the Rules of the Florida Public Service Commission.

Parties may only attend in person.

STAFF'S CROSS-NOTICE OF DEPOSITIONS
DOCKET NO. 150075-EI
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In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate at this proceeding should contact the Office of Commission Clerk no later than five days prior to the deposition at 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, via 1-800-955-8770 (Voice) or 1-800-955-8771 (TDD), Florida Relay Service.

Please govern yourselves accordingly.

/s/Martha F. Barrera

Martha F. Barrera
Senior Attorney, Office of the General Counsel

FLORIDA PUBLIC SERVICE COMMISSION
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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for approval of arrangement to mitigate impact of unfavorable Cedar Bay power purchase obligation, by Florida Power & Light Company. DOCKET NO. 150075-EI
DATED: May 7, 2015

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that the foregoing STAFF'S CROSS-NOTICE OF DEPOSITIONS was furnished to the following by electronic mail on this 7th day of May, 2015.

John T. Butler
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/s/ Martha F. Barrera

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