



Maria J. Moncada
Principal Attorney
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, FL 33408-0420
561-304-5795
(561) 691-7135 (Facsimile)
E-mail: Maria.Moncada@fpl.com

July 23, 2015

VIA HAND DELIVERY

Ms. Carlotta S. Stauffer
Division of the Commission Clerk and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Re: Docket No. 150001-EI

REDACTED

RECEIVED FPSC
15 JUL 23 PM 2:15
COMMISSION CLERK

Dear Ms. Stauffer:

I enclose for filing in the above docket an original and seven (7) copies of Florida Power & Light Company's ("FPL's") Request for Confidential Classification of Information Provided in Response to the Office of Public Counsel's Ninth Set of Interrogatories (Nos. 92 and 93) and Sixth Request for Production of Documents (Nos. 32 and 33). The original includes Exhibits A, B (two copies), C and D. The seven copies do not include copies of the Exhibits.

Exhibit A consists of the confidential documents, and all the information that FPL asserts is entitled to confidential treatment has been highlighted. Exhibit B is an edited version of Exhibit A, in which the information FPL asserts is confidential has been redacted. Exhibit C is a justification table in support of FPL's Request for Confidential Classification. Exhibit D contains the affidavit in support of FPL's Request for Confidential Classification. Also included in this filing is a compact disc containing FPL's Request for Confidential Classification and Exhibit C, in Microsoft Word format.

Please contact me if you or your Staff has any questions regarding this filing.

Sincerely,

Maria J. Moncada

COM _____
AFD 2 + Redacted + CD
APA _____
ECO 1 Enclosure
ENG 1 cc: Counsel for Parties of Record (w/ copy of FPL's Request for Confidential Classification)
GCL 2
IDM 1 2679760
TEL _____
CLK _____

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and purchase power cost recovery
clause with generating performance incentive
factor

Docket No: 150001-EI
Date: July 23, 2015

**FLORIDA POWER & LIGHT COMPANY'S
REQUEST FOR CONFIDENTIAL CLASSIFICATION OF
INFORMATION PROVIDED IN RESPONSE TO THE OFFICE OF PUBLIC
COUNSEL'S NINTH SET OF INTERROGATORIES (Nos. 92 and 93)
AND SIXTH REQUEST FOR PRODUCTION OF DOCUMENTS (Nos. 32 and 33)**

Pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, Florida Power & Light Company ("FPL") requests confidential classification of certain information provided in response to the Office of Public Counsel's ("OPC") Ninth Set of Interrogatories (Nos. 92 and 93) and Sixth Request for Production of Documents (Nos. 32 and 33) ("Confidential Discovery Responses"). In support of its Request, FPL states as follows:

1. On June 23, 2015, OPC served its Ninth Set of Interrogatories (Nos. 90-112) and Sixth Request for Production of Documents (Nos. 32-35) on FPL. FPL's Response to OPC's Ninth Set of Interrogatories (Nos. 92 and 93) and Sixth Request for Production of Documents (Nos. 32 and 33) contain information of a confidential nature, which is proprietary confidential business information within the meaning of Section 366.093(3), Florida Statutes.

2. FPL files this request contemporaneously with the service of its response to OPC's Ninth Set of Interrogatories and Sixth Request for Production of Documents, in order to request confidential classification of the Confidential Discovery Responses consistent with Rule 25-22.006, Florida Administrative Code.

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

a. Exhibit A consists of a copy of the Confidential Discovery Responses on which the information that FPL asserts is entitled to confidential treatment.

b. Exhibit B consists of an edited version of the Confidential Discovery Responses on which all information that FPL asserts is entitled to confidential treatment is redacted. For the documents that are confidential in their entirety, FPL has included only identifying cover page in Exhibit B.

c. Exhibit C is a table that identifies the Confidential Discovery Responses, together with a brief description of the documents designated confidential. Exhibit C also sets forth references to the specific statutory bases for the claim of confidentiality and to the affiant who supports the requested classification.

d. Exhibit D is the affidavit of Gerard J. Yupp.

4. FPL submits that the highlighted information in Exhibit A is proprietary confidential business information within the meaning of Section 366.093(3), Florida Statutes. This information is intended to be and is treated by FPL as private, and its confidentiality has been maintained. Pursuant to Section 366.093, such information is entitled to confidential treatment and is exempt from the disclosure provisions of the public records law. Thus, once the Commission determined 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 hard of disclosure against the public interest in access to the information.

5. Some of the Confidential Discovery Responses, as described more fully in Mr. Yupp's affidavit and in Exhibit C, contain information related to contractual data, the disclosure

of which would impair FPL's ability to contract for goods or services on favorable terms. This information is protected by Section 366.093(3)(d), Fla. Stat.

6. Additionally, some of the Confidential Discovery Responses consist of competitive interests, the disclosure of which would impair the competitive business of FPL or its suppliers. This information is protected by Section 366.093(3)(e), Fla. Stat.

7. Upon a finding by the Commission that the Confidential Information remains proprietary and confidential business information, the information should not be declassified for at least an additional eighteen (18) month period and should be returned to FPL as soon as it is no longer necessary for the Commission to conduct its business. *See* § 366.093(4), Fla. Stat.

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

Respectfully submitted,

John T. Butler
Assistant General Counsel - Regulatory
Maria J. Moncada
Principal Attorney
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, FL 33408
Telephone: (561) 304-5795
Facsimile: (561) 691-7135
Email: maria.moncada@fpl.com

By: _____


Maria J. Moncada
Florida Bar No. 0773301

CERTIFICATE OF SERVICE
Docket No. 150001-EI

I **HEREBY CERTIFY** that a true and correct copy of the foregoing Request for Confidential Classification* has been furnished by electronic mail on this 23rd day of July, 2015 to the following:

Suzanne Brownless, Esq.
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850
sbrownle@psc.state.fl.us

Andrew Maurey
Michael Barrett
Division of Accounting and Finance
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850
mbarrett@psc.state.fl.us
amaurey@psc.state.fl.us

Beth Keating, Esq.
Gunster Law Firm
Attorneys for Florida Public Utilities Corp.
215 South Monroe St., Suite 601
Tallahassee, Florida 32301-1804
bkeating@gunster.com

Dianne M. Triplett, Esq.
Attorneys for Duke Energy Florida
299 First Avenue North
St. Petersburg, Florida 33701
dianne.triplett@duke-energy.com

James D. Beasley, Esq.
J. Jeffrey Wahlen, Esq.
Ashley M. Daniels, Esq.
Ausley & McMullen
Attorneys for Tampa Electric Company
P.O. Box 391
Tallahassee, Florida 32302
jbeasley@ausley.com
jwahlen@ausley.com
adaniels@ausley.com

Jeffrey A. Stone, Esq.
Russell A. Badders, Esq.
Steven R. Griffin, Esq.
Beggs & Lane
Attorneys for Gulf Power Company
P.O. Box 12950
Pensacola, Florida 32591-2950
jas@beggslane.com
rab@beggslane.com
srg@beggslane.com

Robert Scheffel Wright, Esq.
John T. LaVia, III, Esq.
Gardner, Bist, Wiener, et al
Attorneys for Florida Retail Federation
1300 Thomaswood Drive
Tallahassee, Florida 32308
schef@gbwlegal.com
jlavia@gbwlegal.com

James W. Brew, Esq.
Owen J. Kopon, Esq.
Laura A. Wynn, Esq.
Attorneys for PCS Phosphate - White Springs
Stone Mattheis Xenopoulos & Brew, PC
1025 Thomas Jefferson Street, NW
Eighth Floor, West Tower
Washington, DC 20007-5201
jbrew@smxblaw.com
ojk@smxblaw.com
laura.wynn@smxblaw.com

Robert L. McGee, Jr.
Gulf Power Company
One Energy Place
Pensacola, Florida 32520
rlmcgee@southernco.com

Matthew R. Bernier, Esq.
Duke Energy Florida
106 East College Avenue, Suite 800
Tallahassee, Florida 32301
matthew.bernier@duke-energy.com


Erik L. Sayler, Esq.
John J. Truitt, Esq.
J. R. Kelly, Esq.
Patricia Christensen, Esq.
Charles Rehwinkel, Esq.
Office of Public Counsel
c/o The Florida Legislature
111 West Madison Street, Room 812
Tallahassee, Florida 32399
kelly.jr@leg.state.fl.us
christensen.patty@leg.state.fl.us
rehwinkel.charles@leg.state.fl.us
sayler.erik@leg.state.fl.us
truitt.john@leg.state.fl.us

Mike Cassel, Director/Regulatory and
Governmental Affairs
Florida Public Utilities Company
911 South 8th Street
Fernandina Beach, Florida 32034
mcassel@fpuc.com

Paula K. Brown, Manager
Tampa Electric Company
Regulatory Coordinator
Post Office Box 111
Tampa, Florida 33601-0111
regdept@tecoenergy.com

Jon C. Moyle, Esq.
Moyle Law Firm, P.A.
Attorneys for Florida Industrial Power
Users Group
118 N. Gadsden St.
Tallahassee, Florida 32301
jmoyle@moylelaw.com

By: _____


Maria J. Moncada
Florida Bar No. 0773301

* The exhibits to this Request are not included with the service copies, but copies of Exhibits B, C and D are available upon request.

2679725

EXHIBIT A

CONFIDENTIAL

**FILED UNDER SEPARATE
COVER**

REDACTED

EXHIBIT B

REDACTED COPIES

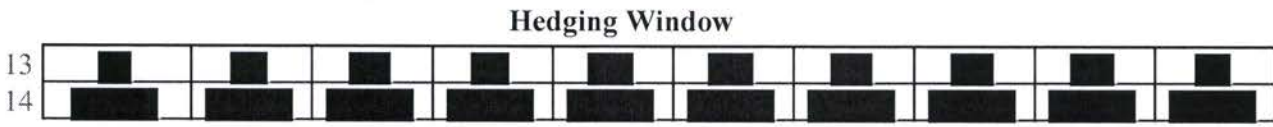
FPL traders generally execute trades with counterparties offering the best price for a given instrument. However, in a case where two or more counterparties are offering similar pricing, the traders will attempt to execute trades with the counterparty that has the least amount of credit exposure with FPL. This is done primarily to allow FPL to spread its risk among as many counterparties as possible, but also affords the advantage of preventing the inadvertent telegraphing of FPL's commercial intentions to the market, thus helping to ensure favorable pricing for FPL's hedges.

2015 Hedging Strategy (TFB-4, Items 2 and 8)

FPL plans to hedge a portion of its projected 2016 natural gas requirements during 2015. Absent special circumstances (e.g. a hurricane that FPL concludes will substantially impair market functions); FPL will implement its hedging program within the following parameters:

Natural Gas

- 1) FPL will hedge approximately ^A of its projected 2016 natural gas requirements within the Hedging Window during 2015. This hedge percentage is consistent with 2015 hedge levels and is within FPL's system base load requirements. FPL will hedge approximately ^B of each individual month's projected natural gas requirements.
- 2) FPL will utilize ^C to hedge its projected natural gas requirements.
- 3) Should FPL enter into any joint venture transactions for natural gas reserves and these transactions are approved by the FPSC, the expected natural gas production from these transactions will be included as hedged volumes.
- 4) FPL will execute its natural gas hedges for 2016 from ^D through ^E as shown below:



During each month of the Hedging Window, FPL will hedge the percentages shown of its projected 2016 natural gas requirements. FPL will have flexibility within any given month to determine the appropriate timing for executing hedges.

- 5) FPL intends to rebalance its natural gas hedge positions during the year based on changes in forecasted market prices, projected unit outage schedules or

1 changes in FPL's load forecast. Once the initial monthly target volumes have
2 been hedged, rebalancing will be executed to maintain the hedge percentages
3 inside approved tolerance bands. The monthly tolerance bands for natural gas
4 are [REDACTED].^A Therefore, the minimum and maximum monthly hedge
5 percentages are [REDACTED] and [REDACTED] respectively.
B C

Heavy Fuel Oil

FPL does not intend to hedge heavy fuel oil for 2016. FPL discontinued fuel oil hedging in 2013 and the factors that influenced that decision still remain.

Reporting System for Fuel Procurement Activities (TFB-4, Items 13 and 14)

FPL reporting systems comprehensively identify, measure, and monitor all forms of risk associated with fuel procurement activities.

FPL's philosophy on reporting is that it should be timely, consistent, flexible, and transparent. Timely and consistent reporting of risk information is critical to the effective management of risk. The utility has sufficient systems capability for identifying, measuring, and monitoring all types of risk associated with fuel procurement activities. These systems include: deal capture, current and historical pricing database, deal information, valuation models, and a reporting system that utilizes the information in the trade capture system and the database.

Specifically, several reports are available at FPL to monitor risk:

Daily Management Report

For each business day there is a formal report produced in hard copy or electronically, for distribution to business and desk heads and members of the EMC. This report details the current energy, spot and forward, unrealized profit and loss, VaR, and position amounts. This report is published only after proper and thorough discussion between Risk Management and desk heads, if necessary for clarification, and resolution of any issues raised.

Credit Exposure Reporting

For each business day there is a formal report produced in hard copy or electronically, for distribution to business and desk heads and members of the EMC. This report details:

- Allowable deal types by counterparty
- Restrictions on counterparties

REDACTED VERSION OF CONFIDENTIAL DOCUMENTS

[Pages 2 through 61]

Trading and Risk Management Procedures Manual

REDACTED VERSION OF CONFIDENTIAL DOCUMENTS

[Pages 2 through 27]

Energy Trading and Risk Management Policy

REDACTED VERSION OF CONFIDENTIAL DOCUMENTS

[Pages 1 through 6]

Planned Position Strategy

Documents responsive to OPC's Ninth Set of Interrogatories No. 93 are confidential in their entirety.

Documents responsive to OPC's Sixth Request for Production No. 32 (Bates Nos. FCR-15-05323 - FCR-15-05324) are confidential in their entirety.

Documents responsive to OPC's Sixth Request for Production No. 33 (Bates Nos. FCR-15-05325 - FCR-15-05347) are confidential in their entirety.

EXHIBIT C

JUSTIFICATION TABLE

EXHIBIT C

COMPANY: Florida Power & Light Company
TITLE: List of Confidential Documents
DOCKET NO.: 150001-EI
DOCKET TITLE: Fuel and Purchased Power Cost Recovery Clause
SUBJECT: FPL's Responses to OPC's Ninth Set of Interrogatories (Nos. 90-112) and Sixth Request for Production (Nos. 32-35)
DATE: July 23, 2015

FPL's response to OPC's 9 th Set of Interrogatories	Bates No./ Page No.	Description	Line No./ Col. No.	Florida Statute 366.093(3) Subsection	Affiant
No. 92 Attachment	Page 5	FPL 2015 Risk Management Plan	Lns. 1A, 4B, 6C, 11D, 12E, 13, 14	(d),(e)	G. Yupp
	Page 6	FPL 2015 Risk Management Plan	Lns. 4A, 5B, 5C		
	Pages 2 through 61	Trading and Risk Management Procedures Manual	ALL		
	Pages 2 through 27	Energy Trading and Risk Management Policy	ALL		
	Pages 1 through 6	Planned Position Strategy	ALL		
No. 93 Attachment	Pages 1 through 1406	Hedged and market price of natural gas, and benchmark used for settlement price	ALL	(d),(e)	G. Yupp

FPL's response to OPC's 6 th Request for Production of Documents	Bates No./ Page No.	Description	Line No./ Col. No.	Florida Statute 366.093(3) Subsection	Affiant
POD No. 32	Bates Nos. FCR-15-05323 - FCR-15-05324	Natural gas fuel price forecast	ALL	(d),(e)	G. Yupp
POD No. 33	Bates Nos. FCR-15-05325 - FCR-15-05347	Natural gas fuel price forecast methodology for Ten Year Site Plan	ALL	(d),(e)	G. Yupp

EXHIBIT D

AFFIDAVIT

EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Fuel and Purchase Power Cost Recovery
Clause with Generating Performance
Incentive Factor

Docket No. 150001-EI

STATE OF FLORIDA)

)

AFFIDAVIT OF GERARD J. YUPP

PALM BEACH COUNTY)

)


BEFORE ME, the undersigned authority, personally appeared Gerard J. Yupp who, being first duly sworn, deposes and says:

1. My name is Gerard J. Yupp. I am currently employed by Florida Power & Light Company ("FPL") as Senior Director of Wholesale Operations in the Energy Marketing and Trading Division. I have personal knowledge of the matters stated in this affidavit.

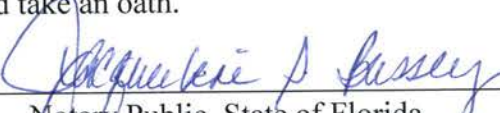
2. I have reviewed the documents and information included in Exhibit A to FPL's Request for Confidential Classification. The documents and materials in Exhibit A which are asserted by FPL to be proprietary confidential business information consist of the details of FPL's strategy and plans for hedging fuel purchases. Additionally, the documents contain information regarding the physical and financial details related to FPL's year-to-date hedging results for natural gas. Additionally, the confidential information relates to competitive interests and hedging-related bids or other contractual data, the disclosure of which would impair the competitive business as well as the efforts of FPL to contract for goods and services on favorable terms, also to the detriment of FPL and its customers. Disclosure of this information would violate nondisclosure provisions of FPL's contracts with certain vendors and impair the efforts of FPL or its affiliates to contract for goods or services on favorable terms. To the best of my knowledge, FPL has maintained the confidentiality of these documents and materials.

3. Consistent with the provisions of the Florida Administrative Code, such materials should remain confidential for a period of eighteen (18) months. In addition, they 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 continue to maintain the confidentiality of these documents

4. Affiant says nothing further.


Gerard J. Yupp

SWORN TO AND SUBSCRIBED before me this 22nd day of July 2015, by Gerard J. Yupp, who is personally known to me and who did take an oath.


Notary Public, State of Florida

My Commission Expires:

