

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request for Confidentiality for ESR for December 2018, by Florida Power & Light Company	Docket No: 20190045-EI Date: August 27, 2020
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**FLORIDA POWER & LIGHT COMPANY'S FIRST
REQUEST FOR EXTENSION OF CONFIDENTIAL CLASSIFICATION**

Pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, Florida Power & Light Company ("FPL") hereby submits its First Request for Extension of Confidential Classification of certain material provided to the Staff of the Florida Public Service Commission ("Staff") pursuant to the Commission's Review of FPL's December 2018 Earnings Surveillance Report ("Confidential Information"). In support of this Request, FPL states as follows:

1. On February 15, 2019, FPL filed a Request for Confidential Classification which included Exhibits A, B, C and D ("February 15, 2019 Request"). By Order No. PSC-2019-0085-CFO-EI, dated February 28, 2019 ("Order 0085"), the Commission granted FPL's February 15, 2019 Request. FPL adopts and incorporates by reference the February 15, 2019 Request and Order 0085.

2. The period of confidential treatment granted by Order 0085 will soon expire. The Confidential Information that was the subject of FPL's February 15, 2019 Request and Order 0085 warrants continued treatment as proprietary and confidential business information within the meaning of Section 366.093(3), Fla. Stat. Accordingly, FPL hereby submits its First Request for Extension of Confidential Classification.

3. All of the information designated in Exhibits A, B and C to the February 15, 2019 Request remain confidential. Accordingly, those exhibits will not be reproduced or reattached here.

4. Included as First Revised Exhibit D is the declaration of Tiffany Cohen in support of this request.

5. The Confidential Information is intended to be and has been treated by FPL as private, its confidentiality has been maintained, and its disclosure would cause harm to FPL and its customers. Pursuant to Section 366.093, Fla. Stat., such information is entitled to confidential treatment and is exempt from the disclosure provisions of the public records law. Thus, once the Commission determines 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 harm of disclosure against the public interest in access to the information.

5. As further detailed in the declaration included as First Revised Exhibit D, certain documents contain 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. This information is protected by Section 366.093(3)(d), Fla. Stat.

6. In addition, the documents or materials contain contractual data between FPL and customers concerning the terms of the Contract Service Agreement. The confidential information relates to competitive interests, the disclosure of which would impair the competitive business of the provider of the information. 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 a period of at least eighteen (18) months and should be returned to FPL as soon as the information 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 First Request for Extension of Confidential Classification be granted.

Respectfully submitted,

Joel T. Baker, Esquire
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By: /s/ Joel T. Baker
Joel T. Baker
Florida Bar No. 0108202

CERTIFICATE OF SERVICE
Docket No. 20190045-EI

I HEREBY CERTIFY that a true and correct copy of FPL's First Request for Extension of Confidential Classification has been furnished by electronic delivery on this 27th day of August, 2020 to the following:

Adria Harper
Senior Attorney
Office of the General Counsel
Florida Public Service Commission
2540 Shumard Oak Blvd.
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By: /s/ Joel T. Baker
Joel T. Baker
Florida Bar No. 0108202

FIRST REVISED
EXHIBIT D

EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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Docket No: 20190045-EI

STATE OF FLORIDA)
)
COUNTY OF BROWARD) WRITTEN DECLARATION OF TIFFANY COHEN

1. My name is Tiffany Cohen. I am currently employed by Florida Power & Light Company ("FPL") as Director of Rates and Tariffs. I have personal knowledge of the matters stated in this written declaration.

2. I have reviewed the documents referenced and incorporated in FPL's First Request for Extension of Confidential Classification for which I am identified as a declarant. The documents which are asserted by FPL to be proprietary confidential business information contain or constitute information relating to competitive interests. Specifically, the information contains contractual data between FPL and customers concerning the terms of the Contract Service Agreement. This information also relates to competitive interests, the disclosure of which would impair the competitive business of the provider of the information. To the best of my knowledge, FPL has maintained the confidentiality of this information.

3. Nothing has occurred since the issuance of Order No. PSC-2019-0085-CFO-EI to render the designated information stale or public, such that continued confidential treatment would not be appropriate. Therefore, 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. Under penalties of perjury, I declare that I have read the foregoing declaration and that the facts stated in it are true to the best of my knowledge and belief.



Tiffany Cohen

Date: August 27, 2020