

State of Florida



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

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

DATE: December 21, 2020

TO: Adam J. Teitzman, Commission Clerk, Office of Commission Clerk

FROM: Suzanne S. Brownless, Special Counsel, Office of the General Counsel *SBr*

RE: Docket No. 20200001-EI - In re: Fuel and purchased power cost recovery clause with generating performance incentive factor.

On October 27, 2020, the Office of Public Counsel (OPC) filed a thumb-drive containing 9 cross examination exhibits to be used at the November 3, 2020 final hearing in this docket (DN 11564-2020). Of these exhibits, OPC Exhibit Nos. 1C and 4C-7C are confidential. At hearing, OPC and Florida Power & Light (FPL) agreed not to admit OPC Exhibit Nos. 4C, 6C and 7C, identified as Hearing Exhibit Nos. 53, 57 and 58, and to treat any testimony referencing these exhibits as non-confidential.

OPC Exhibit No. 1C, Order No. PSC-2020-0368-FOF-EI (DN 11612-2020, x-ref. 11211-2020) has already been granted confidentiality by Order No. PSC-2020-0431-CFO-EI, issued November 10, 2020. OPC Exhibit No. 5C was neither given an exhibit number for the purposes of identification nor discussed at the hearing.

Given these facts, in order to avoid the preparation and filing of requests for confidentiality for OPC Exhibit Nos. 4C-7C, Staff requests that DN 11564-2020 be returned to the Office of Public Counsel. Both FPL and OPC have been contacted and consent to the return of the thumb-drive to OPC.

Should you have any questions or need any further information regarding this matter, please contact me at 413-6218.

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COMMISSION
CLERK