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ORIGINAL

DIVISION OF AUDITING & SAFETY  
DANIEL M. HOPPE, DIRECTOR  
(850) 413-6480

Public Service Commission

September 12, 2002

Mr. Robert E. Stone  
Florida Power & Light Company  
Attorney  
P.O. Box 029100 LAW/GO  
Miami, Florida 33102-9100

Re: Docket 020007-EI, Request for confidential classification for material provided during "Florida Power & Light Company (FPL) Environmental Clause Audit for the Year Ended December 31, 2001, Audit No. 02-032-4-1

Dear Mr. Stone:

On August 8, 2002, FPL filed a request for confidential protection for certain portions of staff's working papers prepared in connection with the "FPL Environmental Clause Audit for the Year Ended December 31, 2001, Audit No. 02-032-4-1. The following two (2) deficiencies were found in reviewing FPL's request:

1) Working paper 41-2/1-3, pages 4,5 and 8

The above-listed documents, either entirely or in part, report transactions with customer/vendors which appear to be Florida Governmental entities, and therefore, certain information and transactions reported upon these working papers may be public record, and therefore not eligible for a confidential classification. Please revise your filing to indicate which ordinance, rule, law, or other circumstance provides a public records exclusion for these materials.

2) Working paper 41-2/1-4, pages 2 and 3

The utility has filed redacted and highlighted copies of these documents but has not listed these document as confidential in its justification table. Does the utility want a confidential classification for these audit papers?

AUS \_\_\_\_\_  
CAF \_\_\_\_\_  
CMP \_\_\_\_\_  
COM \_\_\_\_\_  
CTR \_\_\_\_\_  
ECR \_\_\_\_\_  
GCL \_\_\_\_\_  
OPC \_\_\_\_\_  
MMS \_\_\_\_\_  
SEC 1  
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DOCUMENT NUMBER-DATE

09883 SEP 17 2002

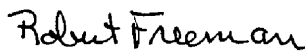
FPSC-COMMISSION CLERK

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You may, as necessary, revise your request to include revising your pleading, justification tables, highlighted copies or redacted copies concerning these matters within three weeks from the date of this letter. Otherwise, I will make a recommendation based upon the current filing.

If you have any technical questions regarding these matters, please call Bob Freeman at 850-413-6485. If you have procedural or other questions or if you would otherwise like to talk to the staff senior attorney assigned to the case, please call Marlene Stern at 850-413-6230.

Sincerely,

  
Robert Freeman  
Government Analyst

cc: Office of General Counsel (Stern)  
Bureau of Records and Hearing Services (Flynn)