

Dorothy Menasco

From: Leon, Jack [Jack.Leon@fpl.com]
Sent: Friday, May 08, 2009 3:21 PM
To: Filings@psc.state.fl.us
Cc: Litchfield, Wade; Butler, John; Goorland, Scott; Cano, Jessica
Subject: FPL's Motion for Temporary Protective Order - Docket No. 090130-EI
Attachments: FPL's Motion for Temporary Protective Order - Docket No. 090130-EI_5-8-09.pdf

Electronic Filing

a. Person responsible for this electronic filing:

Joaquin E. Leon, Esquire
Florida Power & Light Company
9250 W. Flagler St., Suite 6514
Miami, FL 33174
(305) 552-3922
jack.leon@fpl.com

b. Docket No. 090130-EI
In re: 2009 depreciation and dismantlement study by
Florida Power & Light Company

c. Documents are being filed on behalf of Florida Power & Light Company.

d. There are a total of 4 pages in the attached document.

e. The document attached for electronic filing is Florida Power & Light Company's FPL's Motion for Temporary Protective Order.

Thank you for your attention and cooperation to this request.

Jack Leon
Senior Attorney
Florida Power & Light Company
9250 W. Flagler Street, Suite 6514
Miami, Florida 33174
(305) 552-3922
Fax: (305) 552-4911
Cell: (305) 439-1661

The information contained in this electronic message is confidential information intended only for the use of the named recipient(s) and may be the subject of attorney-client privilege. If the reader of this electronic message is not the named recipient, or the employee or agent responsible to deliver it to the named recipient, you are hereby notified that any dissemination, distribution, copying or other use of this communication is strictly prohibited and no privilege is waived. If you have received this communication in error, please immediately notify us by telephone (305) 552-3922 or by replying to this electronic message. Thank you

COM
ECR
CCL
OPC
RCP
SSC
SGA
ADM
CLK *MLLeon*
Peric

DOCUMENT NUMBER-DATE

04478 MAY-8 8

FPSC-COMMISSION CLERK

5/8/2009

3. The confidential information includes, but is not limited to, information related to competitive interests, the disclosure of which would impair the competitive business of the provider of the information. This information is exempt from the Public Records Act pursuant to Section 366.093(3)(c), Florida Statutes.

4. FPL respectfully requests that the Commission enter a temporary protective order affording FPL the protection that is needed to provide OPC the confidential information in FPL's response to OPC's First Set of Interrogatories No. 33-Corrected.

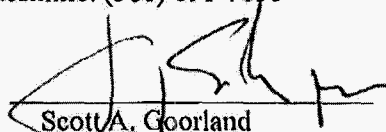
5. FPL has been authorized by counsel for OPC to represent that OPC does not object to the granting of this motion.

WHEREFORE, for the foregoing reasons, FPL respectfully requests that the Commission enter a temporary protective order protecting against public disclosure, the confidential information in FPL's response to OPC's First Set of Interrogatories No. 33-Corrected, in connection with FPL's 2009 depreciation and dismantlement study.

Respectfully submitted this 8th day of May, 2009.

R. Wade Litchfield, Vice President of Regulatory Affairs
and Chief Regulatory Counsel
John T. Butler, Managing Attorney
Scott A. Goorland, Principal Attorney
Attorneys for Florida Power & Light Company
700 Universe Boulevard
Juno Beach, Florida 33408-0420
Telephone: (561) 691-7101
Facsimile: (561) 691-7135

By:


Scott A. Goorland
Florida Bar No. 0066834

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of Florida Power & Light Company's Motion for Temporary Protective Order has been furnished electronically and by United States Mail this 8th day of May, 2009, to the following:

Lisa Bennett, Esquire
Anna Williams, Esquire
Martha Brown, Esquire
Jean Hartman, Esquire
Office of the General Counsel
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-1400
LBENNETT@PSC.STATE.FL.US
ANWILLIA@PSC.STATE.FL.US
mbrown@psc.state.fl.us
JHARTMAN@PSC.STATE.FL.US

J.R. Kelly, Esquire
Joseph A. McGlothlin, Esquire
Office of Public Counsel
c/o The Florida Legislature
111 West Madison Street, Room 812
Tallahassee, FL 32399-1400
Attorneys for the Citizens of the State
of Florida
Kelly,jr@leg.state.fl.us
mcglothlin.joseph@leg.state.fl.us

Kenneth L. Wiseman, Esquire
Mark F. Sundback, Esquire
Jennifer L. Spina, Esquire
Lisa M. Purdy, Esquire
Andrews Kurth LLP
1350 I Street, NW, Suite 1100
Washington, DC 20005
Attorneys for South Florida Hospital and
Healthcare Association ("SFHHA")
kwiseman@andrewskurth.com
msundback@andrewskurth.com
jspina@andrewskurth.com
lisapurdy@andrewskurth.com

Robert A. Sugarman, Esquire
D. Marcus Braswell, Jr., Esquire
c/o Sugarman & Susskind, P.A.
100 Miracle Mile, Suite 300
Coral Gables, FL 33134
Attorneys for I.B.E.W. System Council U-4
sugarman@sugarmansusskind.com
mbraswell@sugarmansusskind.com

Robert Scheffel Wright, Esquire
John T. LaVia, III, Esquire
Young van Assenderp, P.A.
225 South Adams Street, Suite 200
Tallahassee, Florida 32301
Attorneys for the Florida Retail Federation
swright@yvvlaw.net
jlavia@yvvlaw.net

Jon C. Moyle, Jr., Esquire
Vicki Gordon Kaufman, Esquire
Keefe Anchors Gordon & Moyle, PA
118 North Gadsden Street
Tallahassee, FL 32301
Attorneys for The Florida Industrial Power
Users Group (FIPUG)
jmoyle@kagmlaw.com
vkaufman@kagmlaw.com

John W. McWhirter, Jr., Esquire
c/o McWhirter Law Firm
P.O. Box 3350
Tampa, FL 33601
Attorneys for The Florida Industrial Power
Users Group (FIPUG)
jmewhirter@mac-law.com

Thomas Saporito
Post Office Box 8413
Jupiter, FL 33465-8413
SaporitoEnergyConsultants@gmail.com

Brian P. Armstrong, Esquire
Marlene K. Stern, Esquire
Nabors, Giblin & Nickerson, P.A.
1500 Mahan Drive, Suite 200
Tallahassee, FL 32308
Attorneys for the City of South Daytona,
Florida
barmstrong@ngnlaw.com
mstern@ngnlaw.com

Cecilia Bradley
Senior Assistant Attorney General
Office of the Attorney General
The Capitol - PL01
Tallahassee, FL 32399-1050
cecilia.bradley@myfloridalegal.com

By: 
Scott A. Goorland