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May 15, 2009

-VIA HAND DELIVERY -

Ms. Ann Cole
Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

RECEIVED-FPSC
09 MAY 15 PM 2:44
COMMISSION
CLERK

Re: Docket Nos. 070231-EI & 080244-EI

Dear Ms. Cole:

I am enclosing for filing in the above consolidated dockets the following documents on behalf of Florida Power & Light Company ("FPL"):

- Original and fifteen (15) copies of Thomas R. Koch's Rebuttal Testimony with exhibits; and
- Original and fifteen (15) copies of John J. McEvoy's Rebuttal Testimony.

In addition enclosed are the original and seven (7) copies of a Notice of Intent to Seek Confidential Classification of Exhibit TRK-10, together with a highlighted copy of Exhibit TRK-10 in a separate envelope marked "Confidential."

If there are any questions regarding this transmittal, please contact me at 561-304-5639.

This docketed notice of intent was filed with Confidential Document No. 04764-09. The document has been placed in confidential storage pending timely receipt of a request for confidentiality.

Sincerely,

John T. Butler

VCR
 GCL 2
 OFC
 RCF
 SSC
 SGA
 ADM
 CLK 1

Enclosures
cc: Counsel for parties of record (w/enclosures)

DOCUMENT NUMBER-DATE

04763 MAY 15 09

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for approval of underground) Docket No. 080244-EI
Conversion tariff revisions, by Florida Power &)
Light Company.)
)
In re: Petition for approval of 2007 revisions to) Docket No. 070321-EI
Underground residential and commercial)
Distribution tariff, by Florida Power & Light)
Company.)
)
_____) Filed: May 15, 2009

**FLORIDA POWER & LIGHT COMPANY'S
NOTICE OF INTENT
TO SEEK CONFIDENTIAL CLASSIFICATION**

Pursuant to Section 366.093 of the Florida Statutes and Rule 25-22.006 of the Florida Administrative Code, Florida Power & Light Company (FPL) hereby files its Notice of Intent to Seek Confidential Classification of certain information contained in Exhibit TRK-10 to the prefiled rebuttal testimony of Thomas R. Koch served May 15, 2009.

Information and data identified in Exhibit TRK-10 to the prefiled rebuttal testimony of Thomas R. Koch filed May 15, 2009 is confidential, proprietary business information of FPL. This information is intended to be and has been treated by FPL as private and confidential and has not been publicly disclosed. Accordingly, FPL hereby gives notice of its intent to seek confidential classification of the information contained in Exhibit TRK-10 to the prefiled testimony of Thomas R. Koch filed May 15, 2009, pursuant to Rule 25-22.006(3)(a). A copy of

DOCUMENT NUMBER-DATE

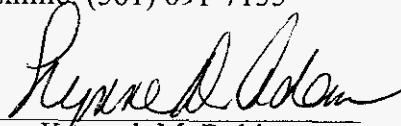
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FPSC-COMMISSION CLERK

Exhibit TRK-10 to the prefiled rebuttal testimony of Thomas R. Koch served May 15, 2009, including the confidential information contained in said Exhibit, is enclosed in a separate envelope marked "Confidential."

Respectfully submitted,

Kenneth M. Rubin, Esquire
Senior Attorney
John T. Butler, Esquire
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Florida Power & Light Company
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Telephone: (561) 691-2512
Facsimile: (561) 691-7135

By: 
Kenneth M. Rubin
Fla. Bar No. 349038

CERTIFICATE OF SERVICE
Docket Nos. 080244-EI and 070231-EI

I **HEREBY CERTIFY** that a true and correct copy of the foregoing was served by electronic delivery on the 15th day of May, 2009, to the following persons:

Ralph Jaeger, Esq.
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By 
Kenneth M. Rubin
Fla. Bar No. 349038

STATE OF FLORIDA

COMMISSIONERS:
MATTHEW M. CARTER II, CHAIRMAN
LISA POLAK EDGAR
KATRINA J. MCMURRIAN
NANCY ARGENZIANO
NATHAN A. SKOP



OFFICE OF COMMISSION CLERK
ANN COLE
COMMISSION CLERK
(850) 413-6770

Public Service Commission

ACKNOWLEDGEMENT

DATE: May 15, 2009

TO: John T. Butler, Florida Power & Light Company

FROM: Ruth Nettles, Office of Commission Clerk

RE: Acknowledgement of Receipt of Confidential Filing

This will acknowledge receipt of a **CONFIDENTIAL DOCUMENT** filed in Docket Number 080244/070231 or, if filed in an undocketed matter, concerning Exhibit TRK-10, and filed on behalf of Florida Power & Light Company. The document will be maintained in locked storage.

If you have any questions regarding this document, please contact Marguerite Lockard, Deputy Clerk, at (850) 413-6770.

DOCUMENT NUMBER - DATE
04764 MAY 15 08
FPSC - COMMISSION CLERK

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