



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: 06/17/11

TO: Division of Economic Regulation, Office of Primary Responsibility

FROM: Office of Commission Clerk

RE: CONFIDENTIALITY OF CERTAIN INFORMATION
 Docket No(s): 110009-EI Document No(s): 08272-09
 Description: FPL (Cano) - (CONFIDENTIAL) Exh SDS-5 to rebuttal testimony of Steven D. Scroggs.
 Source: Florida Power & Light Company

RECEIVED-FPSC
 11 JUN 20 PM 2:55
 COMMISSION CLERK

The above-referenced confidential material was filed along with a request for extension of confidential classification. Please check all applicable information and forward a copy to the attorney assigned to the docket, along with a brief memorandum supporting your recommendation. Copies of your recommendation should also be filed with the Office of Commission Clerk and the Office of General Counsel.

- The document(s) is (are), in fact, what the utility asserts it (them) to be.
- The utility has provided enough details to perform a reasoned analysis of its request.
- The material has been received incident to an inquiry.
- The material is confidential business information because it includes:
 - (a) Trade secrets;
 - (b) Internal auditing controls and reports of internal auditors;
 - (c) Security measures, systems, or procedures;
 - (d) 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;
 - (e) Information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of information;
 - (f) Employee personnel information unrelated to compensation, duties, qualifications or responsibilities;
- The material appears to be confidential in nature and harm to the company or its ratepayers will result from public disclosure.
- The material appears not to be confidential in nature.
- The material is a periodic or recurring filing and each filing contains confidential information.

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 FPSC-COMMISSION CLERK

This response was prepared by Jana E. Berman on June 20, 2011. I have provided one copy of the full recommendation to the Office of General Counsel and two copies to the Office of Commission Clerk for the docket file and processing of the confidential material.

State of Florida



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

DATE: June 20, 2011
TO: Keino Young, Senior Attorney, Office of the General Counsel
FROM: James E. Breman, Senior Analyst, Division of Economic Regulation *JEB*
RE: Document Number 08272-09

On June 16, 2011, pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, Florida Power & Light Company (FPL) requested continued confidential classification of Exhibit SDS-5 submitted in Docket No. 090009-EI. Confidential classification was originally granted by Order No. PSC-09-0829-CFO-EI, issued December 16, 2009, in Docket 090009-EI, In Re: Nuclear Cost Recovery Clause.

Staff has reviewed FPL's confidentiality request. In staff's opinion, the request does meet the criteria for confidentiality contained in Section 366.093, Florida Statutes. Therefore, staff recommends approval of FPL's request for "at least an additional eighteen (18) month period" of confidentiality of certain information included in Document No. 08272-09.