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**REDACTED**

March 9, 2016

**VIA HAND DELIVERY**

Ms. Carlotta S. Stauffer  
Division of the Commission Clerk and Administrative Services  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

**Re: Docket No. 160001-EI**

Dear Ms. Stauffer:

I enclose for filing in the above docket Florida Power & Light Company's ("FPL's") Request for Confidential Classification of Woodford Project Drilling and Development Agreement. The request includes Exhibits A, B (two copies), C and D.

Exhibit A consists of the confidential documents, and all the information that FPL asserts is entitled to confidential treatment has been highlighted. Exhibit B is an edited version of Exhibit A, in which the information FPL asserts is confidential has been redacted. Exhibit C is a justification table in support of FPL's Request for Confidential Classification. Exhibit D contains the declaration in support of FPL's Request for Confidential Classification.

Please contact me if you or your Staff has any questions regarding this filing.

Sincerely,  
  
Maria J. Moncada

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COMMISSION  
CLERK

Enclosure

cc: parties of record (w/ copy of Request for Confidential Classification only)

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AFD 1-redacted ex. B  
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**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Fuel and purchased power cost recovery  
clause with generating performance incentive  
factor

Docket No. 160001-EI

Filed: March 9, 2016

**FLORIDA POWER AND LIGHT COMPANY'S  
REQUEST FOR CONFIDENTIAL CLASSIFICATION OF  
WOODFORD PROJECT DRILLING AND DEVELOPMENT AGREEMENT**

Pursuant to Section 366.093, Florida Statutes ("Section 366.093"), and Rule 25-22.006, Florida Administrative Code, Florida Power & Light Company ("FPL"), hereby requests confidential classification of the Drilling and Development Agreement, including the attachments thereto, which governs FPL's Woodford gas reserves project (the "Woodford DDA"). In support of this Request, FPL states:

1. By Order No. PSC-15-0038-FOF-EI, the Florida Public Service Commission ("Commission") approved FPL's request to recover its investment in the Woodford gas reserves Project in the fuel clause (the "Woodford Project"). In its Order (page 7), the Commission directed FPL to "utilize an independent auditor in performing the audits provided in the [Woodford DDA]" and to "work with Commission staff to develop the scope of the audits." On January 29, 2016, Staff held a duly noticed informal meeting, the purpose of which was "to discuss the scope of the first audit of the Woodford Project." Following the January 29, 2016 informal meeting, it became evident that review of the Woodford DDA would aid Staff's collaboration with FPL and other parties to develop the scope of the Woodford Project audits.

2. The Woodford DDA contains confidential information and is treated by FPL as confidential. Accordingly, on February 18, 2016, FPL filed a Notice of Intent to Request Confidential Classification of Woodford Project Drilling and Development Agreement. Pursuant to Rule 25-22.006(3)(a), FPL is required to file a Request for Confidential Classification for the confidential information within 21 days. FPL thus files this Request for Confidential

Classification to maintain continued confidential handling of the information contained in the Woodford DDA.

3. The following exhibits are included with this Request:

a. Exhibit A is a copy of the Woodford DDA on which all of the information that FPL asserts is entitled to confidential treatment has been highlighted.

b. Exhibit B is a copy of the Woodford DDA on which all information that FPL asserts is entitled to confidential treatment has been redacted. Because the Woodford DDA is confidential in its entirety, Exhibit B consists of an identifying cover page.

c. Exhibit C is a table that identifies by column and line the information for which confidential treatment is sought and references the specific statutory bases for the claim of confidentiality. Exhibit C also identifies the declarant who supports the requested classification.

d. Exhibit D is the declaration of Sam Forrest in support of this request.

4. The Confidential Information is intended to be and has been treated by FPL as private, its confidentiality has been maintained, and its disclosure would cause harm to FPL and its customers. Pursuant to Section 366.093, such materials are entitled to confidential treatment and are exempt from the disclosure provisions of the public records law. Thus, once the Commission determines that the information in question is proprietary confidential business information, the Commission is not required to engage in any further analysis or review such as weighing the harm of disclosure against the public interest in access to the information.

5. As set forth in the declaration included as Exhibit D, the Woodford DDA contains information concerning contractual data, the disclosure of which would impair the efforts of FPL or its affiliates to contract for goods or services on favorable terms. Specifically, the Woodford DDA requires both FPL to maintain the confidentiality of all information related to

the parties' operations under the DDA. Thus, disclosure of the Woodford DDA would be inconsistent with the nondisclosure provisions. This information is protected by Section 366.093(3)(d), Fla. Stat.

6. Additionally, this information contained in the Woodford DDA is related to the competitive interests of FPL, its affiliates and its counterparty, PetroQuest Energy, L.L.C., the disclosure of which would impair the competitive businesses of FPL or its vendors. Specifically, public disclosure of the terms negotiated with PetroQuest would impair the efforts of FPL or its affiliates to negotiate gas reserves agreements on favorable terms in the future, for the benefit of FPL customers. This information is protected by Section 366.093(3)(e), Fla. Stat.

7. Upon a finding by the Commission that the Confidential Information is proprietary confidential business information, the information should not be declassified for a period of at least eighteen (18) months and should be returned to FPL as soon as the information is no longer necessary for the Commission to conduct its business. *See* § 399.093(4), Fla.Stat.

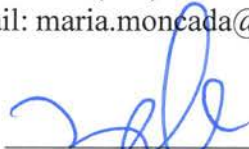
**WHEREFORE**, for the above and foregoing reasons, as more fully set forth in the

supporting materials and declaration included herewith, Florida Power & Light Company respectfully requests that its Request for Confidential Classification be granted.

Respectfully submitted.

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By:



\_\_\_\_\_  
Maria J. Moncada  
Florida Bar No. 0773301

**CERTIFICATE OF SERVICE**  
**Docket 160001-EI**

I HEREBY CERTIFY that a true and correct copy of the foregoing\* has been furnished by electronic service this 9th day of March 2016, to the following persons:

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By: \_\_\_\_\_



Maria J. Moncada  
Florida Bar No. 0773301

\* The exhibits to this Request are not included with the service copies, but copies of Exhibits B, C and D are available upon request.

**EXHIBIT A**

**CONFIDENTIAL**

**FILED UNDER SEPARATE  
COVER**



# **EXHIBIT B**

**REDACTED COPIES**

**Exhibit B**

**Woodford project drilling and development  
agreement**

**Pages 1 - 130**

**CONFIDENTIAL IN ITS ENTIRETY**

# **EXHIBIT C**

## **JUSTIFICATION TABLE**

EXHIBIT C

COMPANY: Florida Power & Light Company  
TITLE: List of Confidential Exhibits  
DOCKET TITLE: Levelized Fuel Cost Recovery and Capacity Cost Recovery  
DOCKET NO: 160001-EI  
DATE: March 9, 2016

Description	Pages	Conf Y/N	Column No./Line No.	Florida Statute 366.093 (3) Subsection	Declarant
Woodford project drilling and development agreement	130	Y	ALL	(d), (e)	S. Forrest

# **EXHIBIT D**

## **DECLARATION**

**EXHIBIT D**

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Fuel and Purchase Power Cost Recovery  
Clause with Generating Performance Incentive  
Factor

Docket No: 160001-EI

STATE OF FLORIDA            )  
                                          )  
COUNTY OF PALM BEACH    )

**DECLARATION OF SAM FORREST**

1. My name is Sam Forrest. I am currently employed by Florida Power & Light Company ("FPL") as Vice President of the Energy Marketing and Trading ("EMT") Business Unit. I have personal knowledge of the matters stated in this written declaration.

2. I have reviewed Exhibit C and the documents that are included in Florida Power & Light Company's ("FPL") Request for Confidential Classification of Woodford Project Drilling and Development Agreement (the "Woodford DDA"). The Woodford DDA contains proprietary confidential business information, including information concerning bids or other contractual data. The Woodford DDA also relates to competitive interests, the disclosure of which would impair the competitive business of FPL, its affiliates or its counterparty, PetroQuest Energy, L.L.C. ("PetroQuest"). Specifically, the Woodford DDA requires both FPL and PetroQuest to maintain the confidentiality of all information related to the parties' operations under the DDA. Thus, disclosure of the Woodford DDA would be inconsistent with the nondisclosure provisions. Additionally, public disclosure of the terms negotiated with PetroQuest would impair the efforts of FPL or its affiliates to negotiate gas reserves agreements on favorable terms in the future, for the benefit of its customers. To the best of my knowledge, FPL has maintained the confidentiality of these documents and materials.

3. Consistent with the provisions of the Florida Administrative Code, such materials should remain confidential for a period of eighteen (18) months. In addition, the materials should be returned to FPL as soon as the information is no longer necessary for the Commission to conduct its business so that FPL can continue to maintain the confidentiality of these documents.

4. Under penalties of perjury, I declare that I have read the foregoing declaration and that the facts stated in it are true to the best of my knowledge and belief.



\_\_\_\_\_  
SAM FORREST

Date: MARCH 7, 2016