

State of Florida



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: October 7, 2025
TO: Division of Accounting and Finance, Office of Primary Responsibility
FROM: OFFICE OF COMMISSION CLERK
RE: CONFIDENTIALITY OF CERTAIN INFORMATION

DOCKET NO: 20250011-EI DOCUMENT NO: 14205-2025

DESCRIPTION: FPL (Moncada) - (CONFIDENTIAL) Certain highlighted i information provided in response to FL Rising, LULAC, and ECOSWF's 21st request for PODs (No. 164).

SOURCE: Florida Power & Light Company

The above confidential material was filed along with a request for confidential classification. Please complete the following form by checking all applicable information and forward it to the attorney assigned to the docket, along with a brief memorandum supporting your recommendation.

- ☒ 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.
- ☐ Portions of the material appear to be confidential in nature and are identified in the memorandum supporting this recommendation.
- ☐ The material is a periodic or recurring filing and each filing contains confidential information.

This response was prepared by David B. Smith on 10/9/25, a copy of which has been sent to the Office of Commission Clerk and the Office of General Counsel.




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

DATE: October 9, 2025

TO: Shaw Stiller, Attorney Supervisor, Office of the General Counsel
Timothy Sparks, Senior Attorney, Office of the General Counsel

FROM: Dale R. Buys, Public Utilities Supervisor, Division of Accounting & Finance 

RE: Staff recommendation on confidentiality of certain information provided in FPL's response to Florida Rising, League of United Latin American Citizens and Environmental Confederation of Southwest Florida's (FEL's) Twenty-First Request for Production of Documents (No. 164).

DOCKET NO: 20250011-EI DOCUMENT NO: 14205-2025

SOURCE: **Florida Power & Light Company**

On October 3, 2025, Florida Power & Light (FPL) filed a request for confidential classification pursuant to Section 366.093(3)(e) of the Florida Statutes (F.S.), and Rule 25-22.006, Florida Administrative Code (F.A.C), for information contained in FPL's response to FEL' Twenty-First Request for Production of Documents (No. 164), Bates Numbers 059474 to 059475.

FPL claims the confidential information includes proprietary confidential business information regarding competitive business interests of FPL, the disclosure of which would harm the competitive business of FPL and the third-party vendor who supplied some of the information. Specifically, some of the documents contains competitive business information regarding FPL financial forecasts. The release of this information could impair our competitive interests to the detriment of FPL and its customers, and it would violate Securities and Exchange Commission rules regarding the disclosure of material non-public information. In addition, some of the confidential information contains information prepared by a third-party vendor, and the information is proprietary to the provider of the information. This information is protected by Section 366.093(3)(e), Florida Statutes. The 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.

Staff reviewed the documents and information included in the discovery response and concurs with FPL. In staff's opinion, the Company's request meets the criteria for confidentiality set forth in Section 366.093(3)(e), F.S. Therefore, staff recommends that FPL's request for confidential classification of the information contained in Document No. 14205-2025 be approved.