

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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

Docket No. 20260001-EI

Date: January 13, 2026

**FLORIDA POWER & LIGHT COMPANY'S THIRD
REQUEST FOR EXTENSION OF CONFIDENTIAL CLASSIFICATION
OF MATERIALS PROVIDED PURSUANT TO AUDIT NO. 2018-019-1-2**

Pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, Florida Power & Light Company ("FPL")¹ hereby submits its Third Request for Extension of Confidential Classification of certain material provided to the Staff of the Florida Public Service Commission ("Staff") pursuant to the Commission's review of pre-consolidated Gulf Power Company's ("Gulf") 2018 fuel and purchased power transactions, Audit No. 2018-019-1-2 ("Confidential Information"). In support of this Request, FPL states as follows:

1. On May 18, 2018, Gulf filed a request for confidential classification of the Confidential Information (Document No. 03749-2018, Docket No. 20180001-EI) ("May 18, 2018 Request"). By Order No. PSC-2018-0362-CFO-EI, dated July 24, 2018 ("Order 0362"), the Commission granted Gulf's May 18, 2018 Request. FPL adopts and incorporates by reference the May 18, 2018 Request and Order 0362.

2. On January 22, 2020, Gulf filed a Request for Extension of Confidential Classification ("January 22, 2020 Request"). By Order No. PSC-2020-0453-CFO-EI, dated November 23, 2020 ("Order 0453"), the Commission granted Gulf's January 22, 2020 Request. FPL adopts and incorporates by reference the January 22, 2020 Request and Order 0453.

¹ As of January 1, 2022, Gulf Power Company ("Gulf") no longer exists as a separate utility. FPL and the former Gulf Power Company are one consolidated ratemaking entity. The original Request for Confidential Classification and the underlying data submitted with that filing pertains to pre-consolidation operations of Gulf.

3. On July 25, 2022, FPL filed a Second Request for Extension of Confidential Classification (“July 25, 2022 Request”). By Order NO. PSC-2023-0049-CFO-EI, dated January 13, 2023, (“Order 0049”), the Commission granted FPL’s July 25, 2022 Request. FPL adopts and incorporates by reference the July 25, 2022 Request and Order 0049.

4. The period of confidential treatment granted by Order 0049 will soon expire. The Confidential Information that was the subject of FPL’s July 25, 2022 Request and Order 0049 warrants continued treatment as proprietary and confidential business information within the meaning of Section 366.093(3), Fla. Stat. Accordingly, FPL hereby submits its Third Request for Extension of Confidential Classification.

5. All of the information designated in the July 25, 2022 Request remains confidential, and has not been publicly disclosed. Accordingly, Exhibits A, B and C will not be reproduced or reattached.

6. Included as Revised Exhibit D is the declaration of Michael V. Cashman in support of this request.

7. The Confidential Information is intended to be and has been treated by pre-consolidated Gulf and FPL as private, its confidentiality has been maintained, and its disclosure would cause harm to FPL and its customers. Pursuant to Section 366.093, Fla. Stat., such information is entitled to confidential treatment and is 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.

8. As stated in the declaration included as Revised Exhibit D, the Confidential Discovery Responses provided by FPL contains information concerning bids or other contractual data, the disclosure of which would impair the efforts of FPL to contract for goods and services on favorable terms. This information is protected by Section 366.093(3)(d), Fla. Stat.

9. Also, certain information in these documents concern FPL's competitive interests, the disclosure of which would impair the competitive business of FPL and its vendors. This information is protected by Section 366.093(3)(e), Fla. Stat.

10. Pursuant to Section 366.093(4), F.S., the information for which confidential classification is granted remains protected from disclosure up to 18 months unless good cause is shown to grant protection from disclosure for a longer period. Currently, the Commission retains audit reports for period of seven years at which time the audit materials are returned to FPL unless Commission staff or another affected person requests that these audit materials continue to be retained. The nature of these materials will not change in the next two years. Therefore, to promote administrative efficiency, FPL requests confidential classification for a period of twenty-four (24) months. Upon a finding by the Commission that the Confidential Information remains proprietary and confidential business information, the information should not be declassified for at least an additional twenty-four (24) month period and should be returned to FPL as soon as it is no longer necessary for the Commission to conduct its business. See § 366.093(4), Fla. Stat.

WHEREFORE, for the above reasons, and as more fully set forth in the supporting materials, Florida Power & Light Company respectfully requests that its Third Request for

Extension of Confidential Classification be granted.

Respectfully submitted,

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By: s/ Maria Jose Moncada

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CERTIFICATE OF SERVICE
Docket No. 20260001-EI

I **HEREBY CERTIFY** that a true and correct copy of the foregoing Request for Confidential Classification has been furnished by electronic mail on this 13th day of January 2026 to the following:

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REVISED EXHIBIT D

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DECLARATION OF MICHAEL V. CASHMAN

1. My name is Michael V. Cashman. I am currently employed by Florida Power & Light Company ("FPL") as Executive Director, Wholesale Operations, Energy Marketing and Trading. I have personal knowledge of the matters stated in this written declaration.

2. I have reviewed Exhibit C and the documents and information included in Exhibit A of FPL's Second Request for Confidential Classification in Audit 2018-019-1-2. The documents and materials in Exhibit A which are asserted by FPL to be confidential contain 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, as well as information relating to competitive interests, the disclosure of which would impair the competitive interests of FPL. Specifically, this information relates to negotiated pricing data for capacity purchase agreements between former Gulf Power Company and various counterparties. This information is specific to individual contracts and is regarded by both FPL and counterparties as confidential. Furthermore, disclosure of the pricing terms may result in counterparties refusing to conduct further business with FPL, on favorable terms. To the best of my knowledge, FPL has maintained the confidentiality of this information.

3. Nothing has occurred since the issuance of Order No. PSC-2023-0049-CFO-EI to render the information stale or public, such that continued confidential treatment would not be appropriate. Therefore, the information should remain confidential for a period of not less than 24 months. In addition, they 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.


Michael V. Cashman

Date: 1/13/26