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Date: 7/17/20 3:56 PM (GMT-05:00)
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Subject: COJ/JEA - Letter Regarding NextEra's ITN Action

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Special Investigatory Committee Members,

In February of this year, NextEra filed a civil action against JEA asking the Court to keep confidential information about NextEra's bid in the ITN process. The Court has scheduled a final hearing on the complaint on July 22 through 24. This week, on July 15, NextEra filed a motion, to which JEA consented, to bar the public from attending the July 22 hearing. NextEra's motion argues NextEra would suffer irreparable harm if the public learned of the "Initial Gross Proceeds or Initial Net Proceeds" that would be realized by JEA from NextEra's bid in the ITN proceeding.

Yesterday we sent a letter on behalf of the Committee to the judge that has the case, Hon. Virginia Norton, asking that the public (including the Committee) *not* be excluded from the June 22 hearing.

The judge held a status call regarding our letter this afternoon and granted the Committee's request. The Court ruled that the June 22 hearing would *not* be closed to the public, but would be conducted in a manner that would permit public participation. The Court will keep the purported confidential information from being disclosed, until she rules on NextEra's alleged confidentiality.

The Court directed the parties to confer about the hearing procedure, and directed a further status conference Monday afternoon (July 21).

We will keep you informed. Please let me know if you have any questions.

Steve

Stephen D. Busey
Chairman

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