## MCWHIRTER REEVES

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PLEASE REPLY TO:

TALLAHASSEE

TALLAHASSEE OFFICE: 117 SOUTH GADSDEN TALLAHASSEE, FLORIDA 32301 (850) 222-2525 (850) 222-5606 FAX

### January 18, 2002 VIA HAND DELIVERY

Blanca S. Bayo, Director Division of Records and Reporting Betty Easley Conference Center 4075 Esplanade Way Tallahassee, Florida 32399-0870

Re: Docket No.: 000824-EI

JCRC1 140.. 000824-

Dear Ms. Bayo:

On behalf of the Florida Industrial Power Users Group (FIPUG), enclosed for filing is the **CONFIDENTIAL** Intervenor Testimony of Thomas J. Regan on Behalf of the Florida Industrial Power Users Group. Also enclosed for filing and distribution are the original and 1 copy of the following:

Florida Industrial Power Users Group's Notice of Intent to Request Specified Confidential Classification.

Please acknowledge receipt of the above on the extra copy and return the stamped copies to me. Thank you for your assistance.

Sincerely,

Vicki Gordon Kaufman

Gram Laufman

VGK/bae Enclosure

#### BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Review of Florida Power Corporation's earnings, including effects of proposed acquisition of Florida Power Corporation by Carolina Power Corporation by Carolina Power & Light

Docket No.: 000824-EI Filed: January 18, 2002

# FLORIDA INDUSTRIAL POWER USERS GROUP'S NOTICE OF INTENT TO REQUEST SPECIFIED CONFIDENTIAL CLASSIFICATION

Florida Industrial Power Users Group (FIPUG), pursuant to Rule 25-22.006, Florida Administrative Code, files this Notice of Intent to Request Specified Confidential Classification.

- 1. On January 18, 2002, FIPUG filed the Intervenor Testimony of Thomas J. Regan of PotashCorp. Mr. Regan's testimony contains confidential information at page 2, lines 14, 15; page 3, lines 7, 8, 11, 17; and page 7, lines 9 11. PotashCorp. considers the information described above to be confidential and/or proprietary and it is governed by a Protective Agreement between the parties.
- 2. Because this testimony contains information PotashCorp. considers to be confidential and/or proprietary, FIPUG files this Notice of Intent to Request Specified Confidential Classification pursuant to Rule 25-22.006(3)(a), Florida Administrative Code, in order to allow the Commission to take possession of the testimony without delay. FIPUG will file a Request for Confidential Classification 21 days from the filing of this Notice. The original of this notice has been filed with

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DOCUMENT NUMBER-DATE
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FPSC-COMMISSION CLERK

the Division of Records and Reporting, and a copy has been served on all parties of record.

John W. McWhirter, Jr.

McWhirter, Reeves, McGlothlin, Davidson, Decker, Kaufman, Arnold & Steen, P.A. 400 North Tampa Street, Suite 2450 Tampa, Florida 33601-3350 813 224-0866

Vicki Gordon Kaufman McWhirter, Reeves, McGlothlin, Davidson, Decker, Kaufman, Arnold & Steen, P.A. 117 South Gadsden Street Tallahassee, Florida 32301 850 222-2525

Attorneys for the Florida Industrial Power Users Group

#### **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing Florida Industrial Power Users Group's Notice of Intent to Request Specified Confidential Classification has been furnished by (\*) hand delivery and U.S. Mail to the following this 18th day of January, 2002:

(\*)Mary Anne Helton Adrienne Vining Division of Legal Services Public Service Commission 2540 2540 Shumard Oak Boulevard Tallahassee, Florida 32399-0850

James McGee Florida Power Corporation One Progress Plaza, Suite 1500 Post Office Box 14042 St. Petersburg, Florida 33701

(\*) Gary L. Sasso James Michael Walls Jill H. Bowman W. Douglas Hall c/o Kim Pullen Carlton Fields, P.A. Post Office Box 2861 St. Petersburg, Florida 33731

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Lee Schmudde Vice President, Legal Walt Disney World Co. 1375 Lake Buena Drive Fourth Floor North Lake Buena Vista, Florida 32830

Vicki Gordon Kaufman