

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

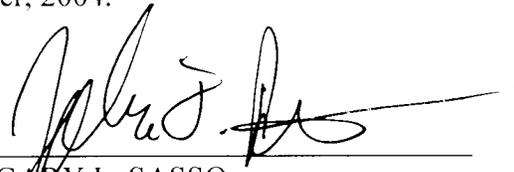
In re: Petition for Determination)
of Need of Hines Unit 4 Power Plant in) Docket No.: 040817-EI
Polk County by Progress Energy Florida,)
Inc. _____) Submitted for Filing: October 26, 2004

**PROGRESS ENERGY FLORIDA, INC.'S NOTICE REGARDING CONFIDENTIAL
INFORMATION AT HEARING**

Pursuant to the Commission's August 19, 2004 Order Establishing Procedure in this matter, Progress Energy Florida, Inc. ("PEF"), by and through its undersigned counsel, hereby files this Notice Regarding Confidential Information at Hearing and states as follows:

1. Page 5 of the Commission's August 19, 2004 Order Establishing Procedure in this matter requires any party wishing to use any confidential information at the final hearing of this matter to notify the Prehearing Officer and all parties of record of such intent no later than seven days prior to the beginning of the hearing.
2. Accordingly, PEF hereby gives notice of its intent to use the redacted portion of Appendix J to the Need Study at hearing. Appendix J contains the detailed description of the proposals PEF received in response to the Company's Request for Proposals issued on October 7, 2003, pursuant to Rule 25-22.082, F.A.C.
3. PEF intends to utilize written confidential exhibits detailing the redacted portion of Appendix J to the Need Study rather than oral testimony as set forth in the August 19, 2004 Order Establishing Procedure.

Respectfully submitted this 26th day of October, 2004.



JAMES A. MCGEE
Associate General Counsel
PROGRESS ENERGY SERVICE
COMPANY, LLC
P.O. Box 14042
St. Petersburg, Florida 33733
Telephone: (727) 820-5184
Facsimile: (727) 820-5519

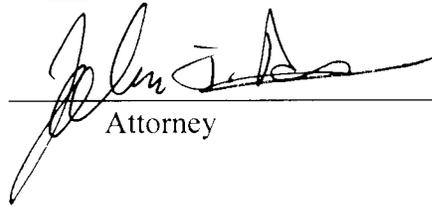
GARY L. SASSO
Florida Bar No. 622575
JAMES MICHAEL WALLS
Florida Bar No. 0706272
JOHN T. BURNETT
Florida Bar No. 173304
CARLTON FIELDS, P.A.
Post Office Box 3239
Tampa, FL 33601-3239
Telephone: (813) 223-7000
Facsimile: (813) 229-4133

- and -

W. Douglas Hall
Florida Bar No. 347906
CARLTON FIELDS
Post Office Box 190
Tallahassee, FL 32302-0190
Telephone: (850) 224-1585
Facsimile: (850) 222-0398

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served via U.S. Mail to Wm. Cochran Keating, IV, Senior Attorney, Office of the General Counsel, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850 and to all other interested parties as listed on the attached this ^{26th} day of October, 2004.



Attorney

Parties of Record and Interested Persons in Docket 040817

Myron Rollins
Black & Veatch Corporation
11401 Lamar Avenue
Overland Park, KS 66211

Paul Darst
Department of Community Affairs
Division of Resource Planning/Management
2555 Shumard Oak Blvd.
Tallahassee, FL 32399-2100

Buck Oven
Siting Coordination Office
Department of Environmental Protection (Siting)
2600 Blairstone Road
Tallahassee, FL 32301