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December 13, 2004

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COMMISSION
CLERK

BY HAND DELIVERY

Blanca Bayó
Director Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399

041393-EI

Re: Petition of Progress Energy Florida for Approval of Unit Power Sales
Agreements for Cost Recovery Purposes

Dear Ms. Bayó:

Enclosed for filing on behalf of Progress Energy Florida (PEF) are the following:

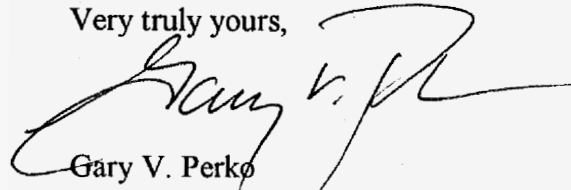
(1) The original and seven copies of its Request for Confidential Classification, including Exhibit A, which identifies by page and line the information for which PEF seeks confidential treatment. A diskette containing the Request in Word format is being submitted contemporaneously with the Petition identified above.

(2) An envelope containing Composite Exhibit B, which includes two redacted copies of the confidential documents; and

(3) A CONFIDENTIAL envelope containing Composite Exhibit C which includes one copy of the documents on which the confidential material has been highlighted.

Please stamp and return the enclosed extra copy of this filing. If you have any question regarding this filing, please contact the undersigned.

Very truly yours,



Gary V. Perko

- CMP _____
- COM _____
- CTR _____
- ECR 1
- GCL 1
- OPC _____
- MMS _____
- RCA _____
- SCR _____
- SEC 1
- OTH 1 cert records

Enclosures

cc: Bonnie E. Davis

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FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DAT

13121 DEC 13

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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COMMISSION CLERK

In re: Petition of Progress Energy Florida)
for approval of Unit Power Sales Agreements)
for cost recovery purposes.)
_____)

041393-ET
Docket No. _____
Filed: December 13, 2004

**PROGRESS ENERGY FLORIDA'S
REQUEST FOR CONFIDENTIAL CLASSIFICATION**

Progress Energy Florida, Inc., ("Progress Energy" of "Company"), pursuant to Section 366.093, Florida Statutes (F.S.), and Rule 25-22.006(3), and (4), Florida Administrative Code, submits this Request For Confidential Classification of exhibits to the Petition filed by the Company in this docket. In support of this Request, Progress Energy states:

1. Progress Energy initiated this docket by filing its Petition for approval of two Unit Power Sales (UPS) agreements with Southern Company Services ("Southern Company"). Exhibits A, B and C to the Petition, which include the agreements themselves and a one-page summary of costs and benefits, contain "proprietary confidential business information" within the meaning of Section 366.093(3), F.S. Specifically, the information includes contractual data, such as pricing and other contractual terms, negotiated between the parties. Disclosure of the information would place Progress Energy at a competitive disadvantage when negotiating with other wholesale power suppliers and, therefore, would impair the Company's efforts to contract for energy and capacity on favorable terms. *See* § 366.093(3)(d), F.S. Furthermore, the information relates to the competitive interests of Progress Energy and Southern Company, the disclosure of which would impair their competitive businesses. *Id.* § 366.093(3)(e). Accordingly, the information constitutes "proprietary confidential business information" which is exempt from disclosure under the Public Records Act pursuant to Section 366.093(1), F.S.

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FPSC-COMMISSION CLERK

See Order No. PSC-04-1090-CFO-EI issued in Docket No. 040001-EI (Nov. 4, 2004) (granting confidentiality request concerning UPS agreements between Florida Power & Light Company and Southern Company).

2. The following exhibits are included with this request:

(a) Exhibit A is a table which identifies by page and line the information for which Progress seeks confidential classification and the specific statutory bases for seeking confidential treatment.

(b) Composite Exhibit B is a package containing two copies of redacted versions of UPS agreements and the one-page summary of costs and benefits. The specific information for which confidential treatment is requested has been blocked out by opaque marker or other means.

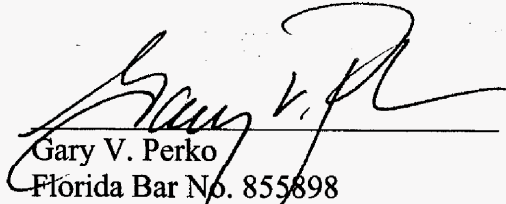
(c) Composite Exhibit C is a package containing unredacted copies of all the documents for which Progress seeks confidential treatment. Composite Exhibit C is being submitted separately in a sealed envelope labeled "CONFIDENTIAL." In the unredacted versions, the information asserted to be confidential is highlighted by yellow marker.

3. The information identified in Exhibit "A" is intended to be and is treated as confidential by the Company. The information has not been disclosed to the public.

4. Progress Energy requests that the information identified in Exhibit A be classified as "proprietary confidential business information" within the meaning of section 366.093(3), F.S., that the information remain confidential for a period of at least 18 months as provided in section 366.093(4), F.S., and that the information be returned as soon as it is no longer necessary for the Commission to conduct its business.

WHEREFORE, for the foregoing reasons, Progress Energy Florida, respectfully requests that its Request for Confidential Classification be granted.

RESPECTFULLY SUBMITTED this 13th day of December, 2004.



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Attorneys for PROGRESS ENERGY FLORIDA

EXHIBIT A

**PROGRESS ENGERY FLORIDA
Confidentiality Justification**

Contract for Purchase of Capacity & Energy – Plant Franklin Unit No.1 (EXHIBIT “A” TO PETITION)			
Document	Page	Line No(s).	Statutory Justification
Contract	3	17, 18, 21, 22	§ 363.093(3)(d) (e), F.S. (see ¶1 of Request)
	4	4, 5, 9, 10, 14, 15, 19, 20	
	5	2, 4	
	10	14-23	
	11	1-16	
	18	1-3, 4	
	19	8, 13	
	20	13-18	
	21	9-16	
	22	19-22	
	23	All	
	24	1-16	
	25	7-23	
	26	All	
	27	All	
	28	All	
	29	All	
	30	1-3	
	31	1-7, 15-16	
	33	15-19, 20	
	34	2	
	36	1-9, 12-13, 17, 23	
	37	1	
	38	10-22	
	39	1-2	
	41	20	
	42	6-12, 14-23	
	43	10-12, 14-21	
	47	10-11	
	48	15	
	54	3-5	
	59	14-15	
	61	14, 15	
62	20		
63	16, 17, 21-23		

**Contract for Purchase of Capacity & Energy –
Plant Franklin Unit No.1
(EXHIBIT “A” TO PETITION)**

Document	Page	Line No(s).	Statutory Justification
Contract (cont'd)	64	1-5, 16, 17, 21-23	§ 363.093(3)(d) (e), F.S. (see ¶1 of Request)
	65	1-5	
	69	19-23	
	70	1-4	
	71	3-23	
	72	All	
	73	All	
	74	1-4	
	82	9	
	83	19-20	
Appendix A – Monthly Capacity Payment Calculation	A-1	4, 8-9, 11-13, 19, 25-30	§ 363.093(3)(d) (e), F.S. (see ¶1 of Request)
	A-2	1-12, 19-23, 26-28	
	A-3	3-8, 11, 13-18	
Appendix B – Energy Payment Calculation	B-1	5-8, 11-28	§ 363.093(3)(d) (e), F.S. (see ¶1 of Request)
	B-2	All	
	B-3	1-4, 7-13	
Appendix C – Calculation of Start Payment	C-1	4-5, 7-32	§ 363.093(3)(d) (e), F.S. (see ¶1 of Request)
	C-2	All	
	C-3	All	
Appendix D – Scheduling Parameters	D-1	5-8, 11-21, 23, 25, 27-28	§ 363.093(3)(d) (e), F.S. (see ¶1 of Request)
Appendix E – Demonstration of Facility Generating Capability & Testing	E-1	4-16, 18-31	§ 363.093(3)(d) (e), F.S. (see ¶1 of Request)
Appendix F – Letter of Credit	F-1	15-16, 26, 28-30	§ 363.093(3)(d) (e), F.S. (see ¶1 of Request)
	F-2	10,11	
Appendix H – Example Calculations	H-1	11-12, 14-27	§ 363.093(3)(d) (e), F.S. (see ¶1 of Request)
	H-2	All	
	H-3	8-19	
	H-4	All	
	H-5	6-17	
	H-6	All	
	H-7	5, 8-19 (all columns)	
	H-8	6-7, 10-19 (all columns), 20-22	

**Contract for Purchase of Capacity & Energy –
Plant Scherer Unit No. 3
(EXHIBIT B TO PETITION)**

Document	Page	Line No(s).	Statutory Justification
Contract	9	All	§ 363.093(3)(d) (e), F.S. (see ¶1 of Request)
	10	1-13	
	14	2-3	
	16	20-23	
	17	1-4	
	18	7-22	
	19	1-2, 16-23	
	20	All	
	21	All	
	22	All	
	23	All	
	24	1-13	
	25	11-17	
	26	2-3	
	27	17-21, 22	
	28	4	
	30	1-9, 12-13, 17, 23	
	31	1	
	32	10-22	
	33	1-2	
	34	10-11	
	35	16-17	
	41	5-7	
	46	16-17	
	48	15, 16	
	49	21	
	50	18, 23	
	51	1-6, 18, 23	
	52	1-6	
		19-23	
	59	All	
60	All		
61	1-5		
69	10		
70	19-20		

**Contract for Purchase of Capacity & Energy –
Plant Scherer Unit No. 3
(EXHIBIT B TO PETITION)**

Document	Page	Line No(s).	Statutory Justification
Appendix A – Monthly Capacity Payment Calculation	A-1	4, 8-9, 11-13, 19, 24-26	§ 363.093(3)(d) (e), F.S. (see ¶1 of Request)
	A-2	1, 3-9	
Appendix B – Energy Payment Calculation	B-1	6, 9-33	§ 363.093(3)(d) (e), F.S. (see ¶1 of Request)
	B-2	All	
	B-3	All	
	B-4	All	
	B-5	All	
Appendix C – Calculation of Start Payment	C-1	4, 6-8	§ 363.093(3)(d) (e), F.S. (see ¶1 of Request)
Appendix D – Scheduling	D-1	6-7, 9, 11	§ 363.093(3)(d) (e), F.S. (see ¶1 of Request)
Appendix E – Demonstration of Facility Generating Capability & Testing	E-1	15-16, 27, 29-31	§ 363.093(3)(d) (e), F.S. (see ¶1 of Request)
	E-2	12-13	
Appendix G – Example Calculations	G-1	12-13, 15-29	§ 363.093(3)(d) (e), F.S. (see ¶1 of Request)
	G-2	All	
	G-3	3-4, 6-23	
	G-4	All	
	G-5	6, 11-15 (all columns)	

**Summary of Costs and Benefits of the UPS Agreements with Southern Company
(EXHIBIT “C” TO THE PETITION)**

Document	Page	Line No(s).	Statutory Justification
Exhibit “C”	1	1-7	§ 363.093(3)(d), (e), F.S. (see ¶1 of Request)