## ORIGINAL

RECEIVED - FPSC

## BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

65 JUN -7 PM 3: 43

In re: Petition for rate increase by Progress Energy Florida, Inc.

:OMMISSION CLERK

Docket No. 050078-EI Submitted for filing June 7, 2005

## THIRD NOTICE OF INTENT TO REQUEST CONFIDENTIAL CLASSIFICATION

Progress Energy Florida ("PEF" or the "Company"), pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, files this Third Notice of Intent to Request Confidential Classification of confidential portions of PEF's responses to OPC's Third Set of Interrogatories (Nos. 112-170) and OPC's Third Requests for Production (Nos. 108-124), as Staff has requested copies of PEF's responses to this discovery. Specifically, portions of PEF's responses to Interrogatory Numbers 136(d) and 155, and portions of the documents produced in response to Request Number 111, contain confidential information relating to PEF's expected dividends and PEF's projected spending on equipment or materials for years 2005 and 2006. Public disclosure of the information in question would adversely impact PEF's competitive business

	of the information in question would adversely impact PEF's competitive busin	ess	
CMP _	interests by disclosing sensitive business information to the public.		
COM_			
CTR _	Attached as Exhibit A is a confidential, highlighted copy of the above re-	eferenced	
ECR _	Rresponses and documents.		
GCL _	Pursuant to Rule 25-22.006(3)(a)(1), PEF will file its Fourth Request for		
OPC _			
MWS_	Confidential Classification for such confidential information contained therein within		
RCAtwenty-one (21) days of filing this request.			
SCR _			
SEC 1			
OTH C	ON RECEIVED & FILED	DOLMER.	
76	cords ()		

EDSC-BUREAU OF RECORDS

Respectfully submitted this 7th day of June, 2005.

R. ALEXANDER GLENN Deputy General Counsel – Florida PROGRESS ENERGY SERVICE COMPANY, LLC 100 Central Avenue, Ste. 1D St. Petersburg, FL 33701 Telephone: (727) 820-5587

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

DIANNE M. TRIPLETT

Florida Bar No. 0872431

CARLTON FIELDS, P.A.

Post Office Box 3239

Tampa, FL 33601-3239

Telephone: (813) 223-7000 Facsimile: (813) 229-4133

## **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished electronically and via U.S. Mail this 7th day of June, 2005 to all counsel of record as indicated below.

Attorney

Jennifer Brubaker (without attachments)

Felicia Banks

Jennifer Rodan

Office of the General Counsel

Florida Public Service Commission

2540 Shumard Oak Boulevard

Tallahassee, FL 32399-0850

C. Everett Boyd, Jr. (without attachments)

Sutherland Asbill & Brennan LLP

2282 Killearn Center Blvd.

Tallahassee, FL 32309

-and-

James M. Bushee (without attachments)

Daniel E. Frank

Andrew K. Soto

Sutherland Asbill & Brennan LLP

1275 Pennsylvania Avenue, N.W.

Washington, DC 20004-2415

-and-

Richard A. Zambo (without attachments)

Richard A. Zambo, P.A.

2336 S.E. Ocean Blvd., #309

Stuart, FL 34996

-and-

Karin S. Torain (without attachments)

PCS Administration, (USA), Inc.

Suite 400

Skokie blvd.

Northbrook, IL 60062

**Counsel for White Springs** 

John W. McWhirter, Jr. (without attachments)

McWhirter, Reeves, Davidson, Kaufman

& Arnold, P.A.

400 North Tampa Street, Ste. 2450

Tampa, FL 33601-3350

-and-

Timothy J. Perry (without attachments)

McWhirter, Reeves, Davidson, Kaufman

& Arnold, P.A.

117 South Gadsden Street

Tallahassee, FL 32301

Counsel for Florida Industrial Power

Users Group

Robert Scheffel Wright, (without

attachments)

John T. LaVia, III,

Landers & Parsons, P.A.

310 West College Avenue (ZIP 32301)

Post Office Box 271

Tallahassee, Florida 32302

Counsel for Florida Retail Federation

Harold McLean (without attachments)

Office of the Public Counsel

c/o The Florida Legislature

111 W. Madison Street, Room 812

Tallahassee, FL 32399-1400

Mike B. Twomey (without attachments)

P.O. Box 5256

Tallahassee, FL 32314-5256

Counsel for AARP