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COMMISSION
-M-E-M-O-R-A-N-D-U-M- CLERK

DATE: August 15, 2005
TO: Jennifer Brubaker, Office of the General Counsel
FROM: Andrew Maurey, Division of Economic Regulation
RE: Docket No. 050078-EI, Petition for Rate Increase by Progress Energy Florida – Confidentiality Request – Document No. 06894-05

ALM
JDJ fw TD

On July 20, 2005, Progress Energy Florida (PEF or Company) filed a request for confidential classification of Document No. 06894-05. Specifically, the Company requested confidential treatment for portions of PEF's responses to:

- Staff's 4th request for PODs, Nos. 43 - 45
- FRF's 1st set of interrogatories, No. 49; and
- FRF's 3rd request for PODs, No. 26.

The proprietary business information in question deals with oil hedge deals; including price, volumes, and quantities; and contractual terms and data regarding contracts between PEF and third parties.

Staff has reviewed Document No. 06894-05 and recommends PEF's request for confidential classification for the identified portions of these responses be granted. Staff is in agreement with the Company that "the information in question relates to PEF's competitive interests, the disclosure of which would impair PEF's competitive business interests." As such, staff believes this information should be afforded confidential treatment under Section 366.093(3)(e), Florida Statutes.

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cc: CCA – Bureau of Records and Hearing Services
Marshall Willis
Denise Greene
Karla Barnes

DOCUMENT NUMBER-DATE

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