

**Marguerite Lockard**

**From:** Kay Flynn  
**Sent:** Friday, August 26, 2005 2:37 PM  
**To:** Jennifer Rodan  
**Cc:** Jennifer Brubaker; John Slemkewicz; Marguerite Lockard; Kimberley Pena  
**Subject:** RE: confidential documents in 041272

Thanks, Jennifer. We'll use the information in your e-mail to do so.

Kay

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**From:** Jennifer Rodan  
**Sent:** Friday, August 26, 2005 2:36 PM  
**To:** Kay Flynn  
**Cc:** Jennifer Brubaker; John Slemkewicz; Marguerite Lockard; Kimberley Pena  
**Subject:** FW: confidential documents in 041272  
**Importance:** High

PEF notified me today that DN 03127-05 (Hearing Ex. 48) can be declassified. They will not be filing a request for confidential classification.

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**From:** Jennifer Rodan  
**Sent:** Tuesday, August 23, 2005 4:11 PM  
**To:** Kay Flynn  
**Cc:** Jennifer Brubaker; John Slemkewicz; Marguerite Lockard; Kimberley Pena  
**Subject:** FW: confidential documents in 041272

1) DN 13074-04 is covered by Order No. PSC-05-0237-CFO-EI.

2) DN 03127-05: PEF filed for temporary protective orders covering these discovery responses, which were granted by Order No. PSC-05-0077-PCO-EI and Order No. PSC-05-0240-PCO-EI, but PEF did not file a Request for Confidential Classification once FIPUG used these responses in the hearing exhibit. PEF plans to file a Request for Confidential Classification by Friday, 8/26.

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**From:** Kay Flynn  
**Sent:** Monday, August 22, 2005 4:03 PM  
**To:** Jennifer Brubaker; John Slemkewicz  
**Cc:** Marguerite Lockard; Kimberley Pena  
**Subject:** confidential documents in 041272

With this docket being appealed, we will be preparing the record for filing with the Supreme Court. The record will include confidential documents, and we need to be sure the documents are covered by confidentiality orders before the record goes to the court.

There are just two confidential documents that apparently haven't been ruled on:

13074-04 - Progress responses to staff's 1st request for PODs (Nos. 1-10); personal information regrading third parties.

03127-05 - Hearing Exhibit 48 (composite FIPUG stipulated Exh No. 2) from 3/30/05 hearing, also described as: Excerpts from PEF's response to OPC's 1st request for production of documents, No. 5

8/29/2005

DOCUMENT NUMBER - EXT

08247 AUG 29 05

FPSC-COMMISSION CLERK

(Bates PEF-SR-00729 to 00737) and Excerpts from PEF's response to OPC's 2nd request for production of documents, No. 20 (Bates PEF-SR-10051 to 10093; PEF-SR-10113 to 10148)

For 13074-04, is it possibly covered by Order No. PSC-05-0237-CFO-EI? If so, we can update this document's status.

What about 03127-05? I've looked through the docket but it doesn't appear these responses were provided in any other form before we got them in the hearing exhibit. Is that the case?

Please let me know about these two confidential documents.

Thanks.

Kay