

**RUTLEDGE, ECENIA, PURNELL & HOFFMAN**

PROFESSIONAL ASSOCIATION  
ATTORNEYS AND COUNSELORS AT LAW

**ORIGINAL**

STEPHEN A. ECENIA  
RICHARD M. ELLIS  
KENNETH A. HOFFMAN  
LORENA A. HOLLEY  
MICHAEL G. MAIDA  
MARTIN P. McDONNELL  
J. STEPHEN MENTON

POST OFFICE BOX 551, 32302-0551  
215 SOUTH MONROE STREET, SUITE 420  
TALLAHASSEE, FLORIDA 32301-1841

TELEPHONE (850) 681-6788  
TELECOPIER (850) 681-6515

R. DAVID PRESCOTT  
HAROLD F. X. PURNELL  
MARSHA E. RULE  
GARY R. RUTLEDGE  
MAGGIE M. SCHULTZ  
GOVERNMENTAL CONSULTANTS  
PARSONS B. HEATH  
MARGARET A. MENDUNI

January 4, 2007

Ms. Blanca S. Bayo, Director  
Commission Clerk and Administrative Services  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Betty Easley Conference Center, Room 110  
Tallahassee, Florida 32399-0850

**HAND DELIVERY**

RECEIVED - FPSC  
07 JAN -4 PM 12:55  
COMMISSION  
CLERK

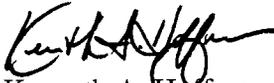
Re: Docket No. 060793-EI

Dear Ms. Bayo:

Enclosed for filing in the above referenced docket on behalf of Progress Energy Florida, Inc. ("PEF") are original and fifteen copies of PEF's Notice of Filing Original Affidavit of David A. Shammo in Support of First Request for Confidential Classification.

Please acknowledge receipt of these documents by stamping the extra copy of this letter "filed" and returning the copy to me. Thank you for your assistance with this filing.

Sincerely,

  
Kenneth A. Hoffman

- CMP \_\_\_\_\_
- COM \_\_\_\_\_
- CTR \_\_\_\_\_ Enclosures
- ECR 1 cc: Lisa Bennett, Esq.
- GCL 1 John Burnett, Esq.
- OPC \_\_\_\_\_ Mr. Javier Portuondo
- RCA \_\_\_\_\_
- SCR \_\_\_\_\_
- SGA \_\_\_\_\_
- SEC 1
- OTH 1 *com records*

RECEIVED & FILED  
*Mur*  
FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER - DATE  
00096 JAN -4 07  
FPSC-COMMISSION CLERK

ORIGINAL

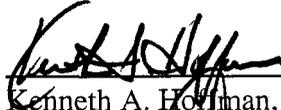
BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Progress Energy Florida, Inc.'s )  
Petition for Approval of Southeast Supply )  
Header long-term fuel transportation ) Docket No. 060793-EI  
contracts. )  
Filed: January 4, 2007

**PROGRESS ENERGY FLORIDA, INC.'S NOTICE OF  
FILING ORIGINAL AFFIDAVIT OF DAVID A. SHAMMO  
IN SUPPORT OF FIRST REQUEST  
FOR CONFIDENTIAL CLASSIFICATION**

Progress Energy Florida, Inc. ("PEF"), by and through its undersigned counsel, hereby files this Notice of Filing the original Affidavit of David A. Shammo in support of Progress Energy Florida's First Request for Confidential Classification. A copy of Mr. Shammo's Affidavit has previously been filed and included as part of Composite Exhibit D to PEF's First Request for Confidential Classification.

Respectfully submitted this 4<sup>th</sup> day of January, 2007.

  
\_\_\_\_\_  
Kenneth A. Hoffman, Esq.  
Marsha E. Rule, Esq.  
Rutledge, Ecenia, Purnell & Hoffman, P.A.  
P. O. Box 551  
Tallahassee, FL 32302  
(850) 681-6788 (Telephone)  
(850) 681-6515 (Telecopier)

-- and --

John T. Burnett, Esq.  
P. O. Box 14042  
St. Petersburg, FL 33733-4042  
(727) 820-5184 (Telephone)  
(727) 820-5249 (Telecopier)

Counsel for Progress Energy Florida, Inc.

DOCUMENT NUMBER-DATE

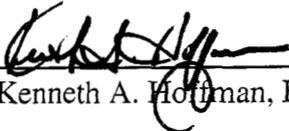
00096 JAN-4 07

FPSC-COMMISSION CLERK

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing was furnished by United States Mail to the following on this 4<sup>th</sup> day of January, 2007:

Lisa Bennett, Esquire  
Florida Public Service Commission  
Office of the General Counsel  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

  
\_\_\_\_\_  
Kenneth A. Hoffman, Esq.

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Progress Energy Florida, Inc.'s )  
Petition for Approval of Southeast Supply )  
Header long-term fuel transportation )  
contracts. )

Docket No. 060793-EI  
Filed: January 2, 2007

**AFFIDAVIT OF DAVID A. SHAMMO IN SUPPORT OF  
PROGRESS ENERGY FLORIDA'S  
FIRST REQUEST FOR CONFIDENTIAL CLASSIFICATION**

STATE OF TEXAS

COUNTY OF HARRIS

BEFORE ME, the undersigned authority duly authorized to administer oaths, personally appeared David A. Shammo, who being first duly sworn, on oath deposes and says that:

1. My name is David A. Shammo. I am over the age of 18 years old and have been authorized by Southeast Supply Header, LLC ("SESH") to give this affidavit in the above-styled proceeding in support of Progress Energy Florida, Inc.'s ("PEF") First Request for Confidential Classification. The facts attested to in my affidavit are based upon my personal knowledge.

2. I am the Vice President, Marketing for Duke Energy Southeast Supply Header, LLC, the Operator of SESH. In that capacity, I am responsible for, among other things, the negotiation and administration of contracts for the provision of natural gas transportation service by SESH.

3. PEF is seeking confidential classification for portions of Exhibits KF-1 and KF-2 attached to the prefiled direct testimony of PEF witness Kent Fonvielle. The confidential information at issue is contained in Confidential Appendix A to PEF's First Request for Confidential Classification.

4. SESH has specifically requested that PEF maintain as confidential certain contract terms reflected in the Precedent Agreement, and the two Negotiated Rates Agreements for Natural Gas Transportation Service, (referred to collectively as the "SESH Pipeline Contracts"). The redacted contractual terms constitute sensitive, confidential business information that could adversely affect the competitive business interest of SESH if that information and those terms were disclosed to the general public. Specifically, SESH provides natural gas transportation services in a highly competitive environment. Certain of the terms at which SESH will provide transportation of natural gas are specifically negotiated for each transaction. If the details which have been redacted from the SESH Pipeline Contracts were disclosed to SESH's competitors or customers, SESH could be placed at a disadvantage in future negotiations, which would have an adverse impact on SESH.

5. At no time has the Company publicly disclosed that information. The Company has treated and continues to treat the information at issue as confidential.

6. This concludes my affidavit.

Further affiant sayeth not.

Dated this 2nd day of January, 2007.



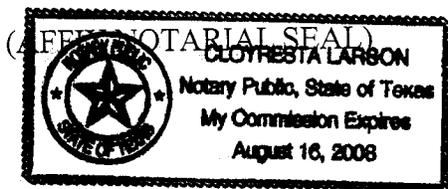
(Signature)

David A. Shammo  
Vice President, Marketing  
Duke Energy Southeast Supply Header, LLC  
The Operator of SESH  
5400 Westheimer Court  
Houston, TX 77056

THE FOREGOING INSTRUMENT was sworn and subscribed to me this 2<sup>nd</sup> day of January, 2007 by David A. Shammo. He is personally known to me, or has produced his drivers license as identification.

Cloyresta Larson  
(Signature)

CLOYRESTA LARSON  
(Printed Name)



NOTARY PUBLIC, STATE OF TEXAS

August 16, 2008  
(Commission Expiration Date)

\_\_\_\_\_  
(Serial Number, If Any)