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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition of Progress Energy Florida to increase base rates to recover the full revenue requirements of the Hines Unit 2 and Unit 4 power plants pursuant to Commission Order No. PSC-05-0945-S-EI.

Docket No. 076290

Dated: April 30, 2007

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

Progress Energy Florida, Inc., ("PEF" or "Company"), pursuant to Section 366.093, Florida Statutes (F.S.), and Rule 25-22.006, Florida Administrative Code (F.A.C.), submits this Request for Confidential Classification of Exhibits KM-1 and KM-2 attached to the direct testimony of Kevin Murray dated April 30, 2007 and filed in conjunction with this Request for Confidential Classification. In support of this Request, PEF states:

1. PEF has provided design and construction contracts containing information that is "proprietary business information" under Section 366.093(3), Florida Statutes.
2. The following exhibits are included with this request:

CMP _____ (a) Sealed Composite Exhibit A is a package containing unredacted copies of all
 COM _____ the documents for which PEF seeks confidential treatment. Composite Exhibit A is being submitted
 CTR _____
 ECR _____ separately in a sealed envelope labeled "CONFIDENTIAL." In the unredacted versions, the
 GCL _____ information asserted to be confidential is highlighted by yellow marker.

OPC _____ (b) Composite Exhibit B is a package containing two copies of redacted versions
 RCA _____
 SCR _____ of the documents for which the Company requests confidential classification. The specific
 SGA _____

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information for which confidential treatment is requested has been blocked out by opaque marker or other means.

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

3. As indicated in Exhibit C, the contracts which PEF requests confidential classification is “proprietary confidential business information” within the meaning of Section 366.093(3), F.S. Specifically, the information at issue relates to the design and construction contracts of the Hines 3 and Hines 4 Power Block projects, the disclosure of which would impair the efforts of the Company to negotiate design and construction contracts on favorable terms. *See* § 366.093(3)(d), F.S.; Affidavit of Thomas Cornell at ¶ 5. Furthermore, the information at issue relates to the competitive interests of PEF and the design and construction companies, the disclosure of which would impair their competitive businesses. *Id.* § 366.093(3)(e); Affidavit of Thomas Cornell at ¶ 6. Accordingly, such information constitutes “proprietary confidential business information” which is exempt from disclosure under the Public Records Act pursuant to Section 366.093(1), F.S.

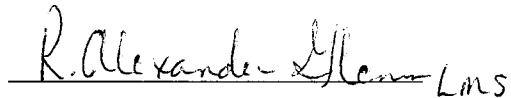
4. The information identified as Exhibit “A” is intended to be and is treated as confidential by the Company. *See* Affidavit of Thomas Cornell at ¶ 7. The information has not been disclosed to the public, and the Company has treated and continues to treat the design and construction contracts at issue as confidential. *See* Affidavit of Thomas Cornell at ¶ 7.

5. PEF 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, PEF respectfully requests that this Request for Confidential Classification be granted.

RESPECTFULLY SUBMITTED this 30th day of April, 2007.

 R. Alexander Glenn LMS

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Public Service Commission

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DATE: 4/30/07
TO: Mr. Glenn
FROM: R. Nettles, Division of the Commission Clerk &
Administrative Services
RE: **Acknowledgment of Receipt of Confidential Filing**

This will acknowledge receipt of a **CONFIDENTIAL DOCUMENT** filed in Docket
No. 3659-07
070290 or (if filed in an undocketed matter) concerning
exhibits km-1 and km-2, and
filed on behalf of Progress Energy. The
document will be maintained in locked storage.

Any questions regarding this matter should be directed to Marguerite Lockard at (850)
413-6770.

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