

State of Florida



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

DATE: 1/28/10
TO: Katherine Fleming *[Signature]*
FROM: Traci Matthews *[Signature]*
RE: Docket No. 090537-EQ Confidentiality

I have reviewed the request for confidential classification from Progress Energy in the above docket. I agree with their assessment that the information in question should be classified as confidential. The contract price for the energy associated with this contract is a negotiated contract term. Disclosure of this and other information contained in the contract, such as insurance limits, capacity factors, and other sensitive financial information could be detrimental to the business interests of the company.

Cc: Office of General Counsel
Office of Commission Clerk

COM _____
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 CLK *K. Kena*

DOCUMENT NUMBER-DATE
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STATE OF FLORIDA



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Public Service Commission

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

DATE: 1/28/09

TO: _____ DIVISION OF ECONOMIC REGULATION
X _____ DIVISION OF REGULATORY ANALYSIS
_____ DIVISION OF SERVICE, SAFETY & CONSUMER ASSISTANCE
_____ OFFICE OF AUDITING AND PERFORMANCE ANALYSIS
_____ OFFICE OF THE GENERAL COUNSEL

FROM: OFFICE OF COMMISSION CLERK

RE: CONFIDENTIALITY OF CERTAIN INFORMATION

DOCUMENT NO(s): 11876-09

DESCRIPTION: Certain information contained in amended negotiated contract between Progress and BG&E.

SOURCE: Progress Energy

DOCKET NO(s): 090537-EQ

The above material was received with a Request for Confidentiality. Please prepare a recommendation for the attorney assigned to the case by completing the section below and forwarding a copy of this memorandum, together with a brief memorandum supporting your recommendation, to the attorney. Copies of your recommendation should also be provided to the Office of Commission Clerk and to the Office of General Counsel.

Please read each of the following and check if applicable.

- The document(s) is (are), in fact, what the utility asserts it (them) to be.
- The utility has provided enough details to perform a reasoned analysis of its request.
- The material has been received incident to an inquiry.
- The material is confidential business information because it includes:
 - (a) Trade secrets;
 - (b) Internal auditing controls and reports of internal auditors;
 - (c) Security measures, systems, or procedures;
 - (d) Information concerning bids or other contractual data, the disclosure of which would impair the efforts of the public utility or its affiliates to contract for services on favorable terms;
 - (e) Information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of information.;
 - (f) Employee personnel information unrelated to compensation, duties, qualifications, or responsibilities.
- The material appears to be confidential in nature and harm to the company or its ratepayers will result from public disclosure.
- The material appears not to be confidential in nature.
- The material is a periodic or recurring filing and each filing contains confidential information.

Response prepared by: Traci Matthews

Date: 1/28/2010

cc: CLK RAD
 ECR GCL
 SSC