

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Progress Energy Florida Inc.'s
Responses to Staff's 2010 TYSP
Supplemental Data Request.

Docket No. Undocketed

Dated: April 15, 2010

COMMISSION
CLERK

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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 for certain information provided in response to Staff's 2010 TYSP Supplemental Data Request submitted on April 15, 2010. In support of this Request, PEF states:

1. PEF's responses to Staff's 2010 TYSP Supplemental Data Request contains "proprietary business information" under Section 366.093(3), Florida Statutes.

2. The following exhibits are included with this request:

(a) Sealed Composite Exhibit A is a package containing an unredacted copy of

all the documents for which PEF seeks confidential treatment. Composite Exhibit A is being

submitted separately in a sealed envelope labeled "CONFIDENTIAL." In the unredacted version,

the information asserted to be confidential is highlighted in yellow.

(b) Composite Exhibit B is a package containing two copies of redacted versions

of the documents for which the Company requests confidential classification. The specific

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

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(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.

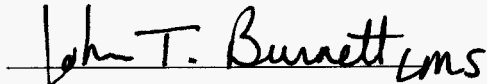
3. As indicated in Exhibit C, the information for which PEF requests confidential classification is “proprietary confidential business information” within the meaning of Section 366.093(3), F.S. Specifically, the information at issue relates to renewable energy payments and renewable costs/kWh, the disclosure of which would impair the efforts of the Company or its affiliates to negotiate renewable energy contracts on favorable terms. *See* § 366.093(3)(d), F.S.; Affidavit of Tamara Waldmann at ¶ 5. Furthermore, the information at issue relates to the competitive interests of PEF and fuel suppliers, the disclosure of which would impair their competitive businesses. *Id.* § 366.093(3)(e); Affidavit of Tamara Waldmann 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 Tamara Waldmann at ¶ 7. The information has not been disclosed to the public, and the Company has treated and continues to treat the information and contracts at issue as confidential. *See* Affidavit of Tamara Waldmann 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 15th day of April, 2010.

Handwritten signature of John T. Burnett in black ink, written over a horizontal line.

R/ALEXANDER GLENN

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Public Service Commission

ACKNOWLEDGEMENT

DATE: April 15, 2010

TO: John T. Burnett

FROM: Diamond Williams, Office of Commission Clerk

RE: Acknowledgement of Receipt of Confidential Filing

This will acknowledge receipt of a CONFIDENTIAL DOCUMENT filed in Docket Number undocketed or, if filed in an undocketed matter, concerning Request for Confidential Classification for certain information provided in response to Staff's 2010 TYSP Supplemental Data Request submitted on April 15, 2010, and filed on behalf of Progress Energy Florida Inc. The document will be maintained in locked storage.

If you have any questions regarding this document, please contact Kim Peña, Records Management Assistant, at (850) 413-6393.

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