

**Diamond Williams**

100009-EI

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**Subject:** RE: FPSC Docket No. 100009 - PCS Phosphate's Cross Notice of Deposition - Lyash  
**Attachments:** Notice of Position and Request for Excuse re Conf Evid Hearing.pdf

- a. Person responsible for filing  
  
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- b. Docket No. 100009-EI, In Re: Nuclear Cost Recovery Clause
- c. Filed on behalf of White Springs Agricultural Chemicals, Inc. d/b/a PCS Phosphate – White Springs
- d. Total Pages = 3
- e. PCS Phosphate's Notice of Position re" Requests for Confidentiality and Request for Excuse from Confidentiality Evidentiary Hearing

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DOCUMENT NUMBER DATE  
 06525 AUG-06 2010  
 FPSC-COMPLAINTS

8/6/2010

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Nuclear Cost Recovery Clause )  
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**Docket No. 100009-EI**  
**Filed: August 6, 2010**

**WHITE SPRINGS AGRICULTURAL CHEMICALS, INC.**  
**D/B/A PCS PHOSPHATE – WHITE SPRINGS’**  
**NOTICE OF POSITION REGARDING REQUESTS FOR CONFIDENTIALITY**  
**AND REQUEST FOR EXCUSE FROM**  
**AUGUST 20, 2010 CONFIDENTIALITY EVIDENTIARY HEARING**

White Springs Agricultural Chemicals, Inc. d/b/a PCS Phosphate – White Springs (“PCS Phosphate”), by and through its undersigned counsel, in response to Commission Order No. PSC-10-0482-PCO-EI, and at the request of Staff, hereby submits its Notice of Position regarding Requests for Confidentiality in the above-referenced docket and its corresponding Request for Excuse from the August 20, 2010 Confidentiality Evidentiary Hearing. In support thereof, PCS Phosphate would offer the following:

1. PCS Phosphate has not filed any objections to any confidentiality requests and will not file any such objections prior to the Hearing in this docket.
2. PCS Phosphate takes no position, either in support of or in opposition to, any Requests for Confidentiality that have been filed in this Docket.
3. PCS Phosphate does not wish to present testimony or other evidence at the August 20, 2010 Confidentiality Evidentiary Hearing in regards to any Requests for Confidentiality that have been filed in this Docket.
4. At the Hearing in this Docket scheduled for August 24 through 27, 2010, PCS Phosphate will abide by all rulings on the confidentiality of documents made at the August 20, 2010 Confidentiality Evidentiary Hearing, in addition to all procedures identified in Section VI. C. of the Order Establishing Procedure.

FILED NUMBER DATE  
6525 AUG-6 2010  
FPSC-COMMISSION CLERK

WHEREFORE, PCS Phosphate respectfully requests that it be excused from appearing at the Confidentiality Evidentiary Hearing set for Friday, August 20, 2010.

Respectfully submitted this 6<sup>th</sup> day of August, 2010.

/s/ James W. Brew

James W. Brew

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Attorneys for

*White Springs Agricultural Chemicals, Inc.*

*d/b/a PCS Phosphate – White Springs*

**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the foregoing has been furnished by electronic mail and/or U.S. Mail this 6th day of August 2010 to the following:

Anna Williams Katherine Jackson Keino Young Florida Public Service Commission Gerald L. Gunter Building 2540 Shumard Oak Boulevard Tallahassee, Florida 32399-0850	Charles Rehwinkle/J.R. Kelly / C. Beck Office of Public Counsel c/o The Florida Legislature 111 W. Madison Street, Room 8 12 Tallahassee, FL 32399-1400
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*s/ F. Alvin Taylor* \_\_\_\_\_