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OFFICE OF THE GENERAL COUNSEL  
S. CURTIS KISER  
GENERAL COUNSEL  
(850) 413-6199

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# Public Service Commission

August 6, 2010

Matthew R. Bernier, Esq.  
Carlton Fields, P.A.  
P.O. Box 3239  
Tampa, Florida 33601-3239

**Re: Docket No. 100370-EI – Request for Confidential Classification by Progress Energy Florida, Inc. regarding portions of Annual Status Report.**

Dear Mr. Bernier:

Staff has received Progress Energy Florida, Inc.'s (PEF) April 30, 2010, Request for Confidential Classification Regarding the Annual Status Report, and has opened Docket No. 100370-EI to process the request. Furthermore, staff has had an opportunity to review the portions of the Report for which PEF seeks confidential treatment and prepare a recommendation regarding the request.

As I previously conveyed by telephone, based on the documentation contained in the request, staff is unable to recommend that the information contained in the "totals" category be granted confidential classification. Staff believes the highly aggregated and summary nature of the "totals" column does not disclose any useful information concerning individual contractual data or would harm PEF's competitive interests if publically disclosed.

Following our conversation, I understand that PEF believes that there is other information contained within the Annual Status Report that could be used, in conjunction with the "totals" information, to deduce portions of the information which staff agrees constitutes confidential information. In order to evaluate this additional information, staff needs to know exactly where this information is contained. Accordingly, I would appreciate it if you would supplement your initial request by identifying, as specifically as possible, all additional information that PEF believes could be used in combination with the "totals" information to defeat confidentiality of the remaining portions of PEF's request.

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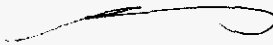
Internet E-mail: [contact@psc.state.fl.us](mailto:contact@psc.state.fl.us)

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FPSC-0000-0850

Matthew R. Bernier, Esq.  
Carlton Fields, P.A.  
Re: Docket No. 100370-EI  
August 6, 2010  
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Thank you for your time and attention to this matter, and please do not hesitate to contact me if you have questions or need any further clarification.

Sincerely,



Larry D. Harris  
Senior Attorney  
Office of the General Counsel

LDH/gdr

cc: Office of Commission Clerk (Docket No. 100370-EI)