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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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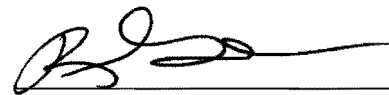
IN RE: NUCLEAR POWER PLANT
COST RECOVERY CLAUSE

COMMISSION
Docket No. 120009-EPH
Submitted for Filing: **CLERK**
September 17, 2012

PROGRESS ENERGY FLORIDA, INC.'S NOTICE OF FILING

Progress Energy Florida, Inc. ("PEF"), hereby gives notice of filing the Affidavit of Jon Franke in Support of Progress Energy Florida, Inc.'s Ninth Request for Confidential Classification regarding Portions of Thomas G. Foster Revised NFR Exhibits TGF-4 and TGF-5, admitted as Hearing Exhibits No. 7 and No. 8, Filed as Part of the Company's Petition for Approval of Costs to be Recovered.

Respectfully submitted,



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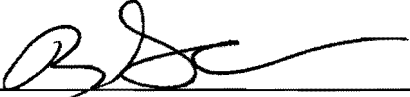
DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

CERTIFICATE OF SERVICE

I HEREBY CERTIFY a true and correct copy of the foregoing has been furnished to counsel and parties of record as indicated below via electronic and U.S. Mail this 17th day of September, 2012.



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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Nuclear Cost Recovery
Clause

Docket No. 120009-EI
Submitted for Filing: September 17th, 2012

**AFFIDAVIT OF JON FRANKE IN SUPPORT OF PROGRESS ENERGY
FLORIDA, INC.'S NINTH REQUEST FOR CONFIDENTIAL CLASSIFICATION
REGARDING PORTIONS OF THOMAS G. FOSTER REVISED NFR
EXHIBITS TGF-4 AND TGF-5 FILED AS PART OF THE COMPANY'S PETITION
FOR APPROVAL OF COSTS TO BE RECOVERED**

STATE OF FLORIDA

COUNTY OF CITRUS

BEFORE ME, the undersigned authority duly authorized to administer oaths, personally appeared Jon Franke, who being first duly sworn, on oath deposes and says that:

1. My name is Jon Franke. I am employed by Progress Energy Florida ("PEF" or the "Company") in the Nuclear Generation Group and serve as Vice-President – Crystal River Nuclear Plant. I am over the age of 18 years old and I have been authorized by PEF to give this affidavit in the above-styled proceeding on PEF's behalf and in support of PEF's Ninth Request for Confidential Classification Regarding Portions of Thomas G. Foster Revised Exhibits Filed as Part of the Company's Petition for Approval of Costs to be Recovered (the "Request"). The facts attested to in my affidavit are based upon my personal knowledge.

2. PEF is seeking confidential classification of the following materials filed with the Florida Public Service Commission ("PSC" or the "Commission") in the above referenced docket: (1) portions of the revised exhibits, the Nuclear Filing Requirements ("NFRs"), of Mr. Thomas G. Foster filed on September 7, 2012.

3. Unredacted versions of the testimonies and exhibits at issue are contained in confidential Appendix A to PEF's Request and the confidential portions thereof are outlined in PEF's Justification Matrix that is attached to PEF's Request as Appendix C. PEF is requesting

confidential classification of the portions of the revised exhibits that contain confidential contractual information regarding the purchase of goods and services necessary to complete the Crystal River 3 (“CR3”) Uprate (“CR3 Uprate”) project, the disclosure of which would compromise PEF’s competitive business interests.

4. Certain portions of the NFRs contain contractual quantities, durations, and pricing arrangements between PEF and providers of various equipment and services required for the CR3 Uprate that would adversely impact PEF’s competitive business interests if disclosed to the public. The Company must be able to assure these vendors that sensitive business information, such as the pricing and quantity terms of their contracts, will be kept confidential. Indeed, most of the contracts at issue contain confidentiality provisions that prohibit the disclosure of the terms of the contract to third parties. Specifically, the information at issue relates to competitively negotiated contractual data, such as quantity and pricing of goods and services and other contractual terms such as the agreements’ duration, the disclosure of which would impair the efforts of the Company to negotiate these contracts on favorable terms. If third parties were made aware of confidential contractual terms that the Company has with other parties, they may offer PEF less competitive contractual terms in future contractual negotiations. Without PEF’s measures to maintain the confidentiality of sensitive terms in contracts between PEF and these nuclear contractors, the Company’s efforts to obtain competitive contracts for the CR3 Uprate would be undermined.

5. As stated above, most of the contracts at issue contain confidentiality provisions; therefore, PEF is requesting confidential classification of this information to avoid public disclosure that would violate the confidentiality agreements between PEF and the other parties. PEF has kept confidential and has not publicly disclosed the proprietary contract terms and provisions at issue here. Absent such measures, PEF would run the risk that sensitive business information regarding what the Company is willing to pay for necessary equipment, goods and

supplies would be made available to the public and, as a result, other potential sellers of similar materials and services could change their position in their negotiations to the detriment of PEF. In addition, by the terms of these contracts, all parties thereto - including PEF - have agreed to protect proprietary and confidential information, which is defined to include the pricing provisions, from public disclosure.

6. Upon receipt of this confidential information, as with all confidential information, strict procedures are established and followed to maintain the confidentiality of the terms of the documents and information provided therein. Such procedures include, but are not limited to, restricting access to the documents and information to only those persons who require it to assist the Company. At no time since developing or entering the contracts in question has PEF publicly disclosed the contracts' terms; PEF has treated and continues to treat the information contained in the subject contracts as confidential.

7. This concludes my affidavit.

Further affiant sayeth not.

Dated this 13th day of September, 2012.



(Signature)
Jon Franke
Vice President -Crystal River Nuclear Power Plant
15760 W. Powerline St.
Crystal River, Florida 34442

THE FOREGOING INSTRUMENT was sworn to and subscribed before me this 13 day of September, 2012 by Jon Franke. He is personally known to me, or has produced his _____ driver's license, or his _____ as identification.



(Signature)

(Printed Name)

NOTARY PUBLIC, STATE OF FL

(AFFIX NOTARIAL SEAL)

(Commission Expiration Date)



(Serial Number, If Any)