

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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In re: Fuel and purchased power cost
recovery clause with generating performance
incentive factor.

Docket No. 130001-EI

Dated: March 6, 2013

claim of confidentiality
 notice of intent
 request for confidentiality
 filed by OPC

**PROGRESS ENERGY FLORIDA INC.'S
REQUEST FOR CONFIDENTIAL CLASSIFICATION**

For DN 01195-13, which
is in locked storage. You must be
authorized to view this DN.-CLK

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 Second Set of Interrogatories (Nos. 13-23) and Staff's First Request for Production of Documents (No. 1) propounded on PEF. In support of this Request, PEF states:

1. In response to Staff's Second Set of Interrogatories (specifically Questions 15, 18, 19, Attachments B & D) and Staff's First Request for Production of Documents (No. 1), PEF has provided responses containing information that is "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 unredacted copies 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 versions, the information asserted to be confidential is highlighted by yellow marker.

(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

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

(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 competitively negotiated data, such as bid evaluations and fuel supply contracts, the disclosure of which would impair the efforts of the Company or its affiliates to negotiate fuel supply contracts on favorable terms. *See* § 366.093(3)(d), F.S.; Affidavit of Brett Phipps at ¶ 5. Affidavit of Joseph McCallister at ¶ 5. Furthermore, the information at issue relates to the competitive interests of PEF and its fuel suppliers, the disclosure of which would impair their competitive businesses. *Id.* § 366.093(3)(e); Affidavit of Brett Phipps at ¶ 6. Affidavit of Joseph McCallister 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 Brett Phipps at ¶ 7. Affidavit of Joseph McCallister 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 Brett Phipps at ¶ 7. Affidavit of Joseph McCallister 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 6th day of March, 2013.

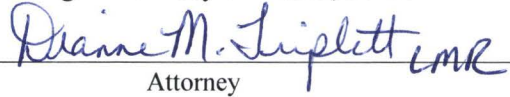
A handwritten signature in blue ink that reads "Dianne M. Triplett" followed by a stylized monogram "DME". The signature is written over a horizontal line.

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Attorneys for
PROGRESS ENERGY FLORIDA, INC.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via electronic mail (* via hand delivery) to the following this 6th day of March, 2013.


Attorney

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Exhibit B

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PEF Response to Q15
Staff 2nd Set of Rogs (13-23)
Dkt# 130001-EI

Counter Party	January	February	March	April	May	June	July	August	September	October	November	December	Total
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

Total

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18. Please state whether, in 2012, PEF participated in any capacity discussions or bid for any firm pipeline capacity during “open season. Please explain your response.

Answer: PEF engages in ongoing discussions with market participants to stay abreast of developments. With respect to discussions and bids into a pipeline “open season”, PEF submitted [REDACTED]
[REDACTED]
[REDACTED] to monitor and evaluate potential upstream transportation opportunities.

19. Please state whether, in 2012, PEF participated in any discussions or bid for any firm gas storage capacity. Please explain your response and identify the gas storage providers.

Answer: PEF engages in ongoing discussions with various gas suppliers, pipelines and storage providers to stay abreast of developments and potential gas storage opportunities. During 2012, PEF participated in discussions with [REDACTED] facilities and discussed potential developments and opportunities. PEF did not enter any new storage agreements in 2012.

PEF Response to Staff 2nd Rogs (Q16 & Q17)
Dkt# 130001-EI

REDACTED
(entire document)

Attachment B

Bates Nos. PEF-13FL-00010 through PEF-13FL-00020

PEF Response to Staff 2nd Rogs (Q20 & Q21)
Dkt# 130001-EI

REDACTED
(entire document)

Attachment D

Bates Nos. PEF-13FL-00031 through PEF-13FL-00033

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STAFF 1st POD

#1

Bates Nos. PEF-13FL-00034 through PEF-13FL-00058

Docket No. 130001