BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

COMMISSION :: CLERK 01-EI

PR-5 AMII: I

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

Docket No. 130001-EI

Dated: April 5, 2013

AFFIDAVIT OF JOSEPH McCALLISTER IN SUPPORT OF PROGRESS ENERGY FLORIDA'S REQUEST FOR CONFIDENTIAL CLASSIFICATION

STATE OF NORTH CAROLINA

COUNTY OF MECKLENBURG

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

- 1. My name is Joseph McCallister. I am over the age of 18 years old and I have been authorized by Progress Energy Florida (hereinafter "PEF" or the "Company") to give this affidavit in the above-styled proceeding on PEF's behalf and in support of PEF's Request for Confidential Classification. The facts attested to in my affidavit are based upon my personal knowledge.
- 2. I am the Director of Gas, Oil and Power in the Fuels and Power
 Optimization Department. This section is responsible for natural gas, fuel oil and
 emission allowance activity for the Duke Energy Indiana ("DEI"), Duke Energy
 Kentucky ("DEK"), Duke Energy Carolinas ("DEC"), PEF and Progress Energy
 Carolinas ("PEC") systems.

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- 3. As the Director of Gas, Oil and Power, I am responsible, along with the other members of the section, for the management of the gas and oil procurement, transportation, hedging activities and administration of gas and oil contracts with various suppliers for DEI's, DEK's, DEC's PEF's and PEC's electrical power generation facilities.
- 4. PEF is seeking confidential classification for portions of the direct testimony of Joseph McCallister, specifically Pages 3 and 4, and for portions of Exhibit No. ___ (JM-1T) to the direct testimony of Joseph McCallister dated April 5, 2013. A detailed description of the confidential information at issue is contained in confidential Exhibit A to PEF's Request for Confidential Classification and is outlined in PEF's Justification Matrix that is attached to PEF's Request for Confidential Classification as Exhibit C. PEF is requesting confidential classification of this information because it contains sensitive business information, the disclosure of which would impair the Company's efforts to contract for goods or services on favorable terms.
- 5. PEF negotiates with potential fuel suppliers to obtain competitive contracts for fuel options that provide economic value to PEF and its ratepayers. In order to obtain such contracts, however, PEF must be able to assure fuel suppliers that sensitive business information, such as hedging percentages, volumes and hedging savings/costs, will be kept confidential. With respect to the information at issue in this Request, PEF has kept confidential and has not publicly disclosed confidential information such as the hedging percentages, hedging savings/costs and volumes. Absent such measures, suppliers would run the risk that sensitive business information that they provided in their contracts with PEF would be made available to the public and, as a result, end up in

possession of potential competitors. Faced with that risk, persons or companies who otherwise would contract with PEF might decide not to do so if PEF did not keep specific information confidential. Without PEF's measures to maintain the confidentiality of sensitive terms in contracts between PEF and fuel suppliers, the Company's efforts to obtain competitive fuel supply contracts could be undermined.

- 6. Additionally, the disclosure of confidential information in PEF's fuel supply contracts, could adversely impact PEF's competitive business interests. If such information was disclosed to PEF's competitors, PEF's efforts to obtain competitive fuel supply options that provide economic value to both PEF and its ratepayers could be compromised by PEF's competitors changing their consumption or purchasing behavior within the relevant markets.
- 7. Upon receipt of confidential information from fuel suppliers, and with its own confidential information, strict procedures are established and followed to maintain the confidentiality of the terms of the documents and information provided, including restricting access to those persons who need the information to assist the Company, and restricting the number of, and access to the information and contracts. At no time since receiving the contracts and information in question has the Company publicly disclosed that information. The Company has treated and continues to treat the information and contracts at issue as confidential.
 - 8. This concludes my affidavit.

Further affiant sayeth not.

Joseph McCallister Director - Gas, Oil and Power Fuels and Power Optimization Department Duke Energy 526 South Church Street Charlotte, NC 28202 THE FOREGOING INSTRUMENT was sworn to and subscribed before me this 25 day of March, 2013 by Joseph McCallister. He is personally known to me, or has produced his NoRth Carolina driver's license, or his as identification. NOTARY PUBLIC, STATE OF <u>NC</u> (AFFIX NQ (Serial Number, If Any)

Dated the <u>25</u> day of March, 2013.