



Matthew R. Bernier  
Senior Counsel  
Duke Energy Florida, Inc.

November 17<sup>th</sup>, 2014

**VIA OVERNIGHT MAIL**

Ms. Carlotta Stauffer, Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850

RECEIVED-FPSC  
14 NOV 18 PM 12: 21  
COMMISSION  
CLERK

Re: *Complaint 1157616E; Docket No. 140000*

Dear Ms. Stauffer:

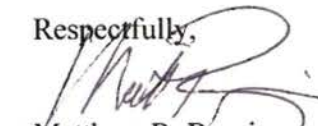
Please find enclosed for filing on behalf of Duke Energy Florida, Inc. ("DEF"), an original and (7) copies of DEF's Request for Confidential Classification filed in connection with Complaint No. 1157616E. The filing includes:

- DEF's Request for Confidential Classification
- Slipsheet for confidential Exhibit A
- Slipsheet for redacted Exhibit B
- Exhibit C (justification matrix), and
- Exhibit D (affidavit)

At your direction, Exhibits A and B are submitted under separate cover.

Thank you for your assistance in this matter. Please feel free to call me at (850) 521-1428 should you have any questions concerning this filing.

Respectfully,

  
Matthew R. Bernier  
Senior Counsel

MRB/mw  
Enclosures

COM	_____
AFD	_____
APA	_____
ECO	_____
ENG	_____
GCL	1 _____
IDM	_____
TEL	_____
CLK	_____
CAO	6 _____

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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In re: Duke Energy Florida, Inc.'s  
Response related to Complaint #1157616E

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Docket No. 140000

Dated: November 18, 2014

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

Duke Energy Florida, Inc., ("DEF" or "Company"), pursuant to Section 366.093, Florida Statutes (F.S.) and Rule 25-22.006, Florida Administrative Code, submits this Request for Confidential Classification for certain information provided in Response to Staff's Supplemental Data Request related to Complaint #1157616E. In support of this Request, DEF states:

1. Portions of the response contain information that is "proprietary confidential information" under Section 366.093(3)(d), Florida Statutes.

2. The following exhibits are included with this request:

(a) Sealed Composite Exhibit A is a package containing an unredacted copy of all the documents for which DEF seeks confidential treatment. Composite Exhibit A is being submitted separately in a sealed envelope labeled "CONFIDENTIAL." In the unredacted version, the information asserted to be confidential is highlighted in yellow.

(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 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 DEF seeks confidential classification and the specific statutory basis for seeking confidential treatment.

(d) Exhibit D is an affidavit attesting to the confidential nature of information identified in this request.

3. As indicated in Exhibit C, the information for which DEF requests confidential classification is "proprietary confidential information" within the meaning of Section 366.093(3)(d), F.S. Specifically, pages 2 and 4 of the documents provided in response to Staff's Supplemental Data Request contain sensitive business information, the disclosure of which would impair the Company's efforts to contract on favorable terms by making public individual employees' compensation levels. *See* § 366.093(3)(d), F.S.; Affidavit of Joseph M. Scarsella at ¶

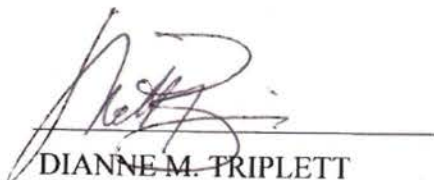
4. Accordingly, such information constitutes "proprietary confidential business information" which is exempt from disclosure under the Public Records Act pursuant to Section 366.093(1), F.S.

4. The information identified as Exhibit "A" is intended to be and is treated as confidential by the Company. *See* Affidavit of Joseph M. Scarsella at ¶ 5. The information has not been disclosed to the public, and the Company has treated and continues to treat the information as confidential. *See* Affidavit of Joseph M. Scarsella at ¶ 5.

5. DEF 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, DEF respectfully requests that this Request for Confidential Classification be granted.

Respectfully submitted this 18<sup>th</sup> day of November, 2014.



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Attorneys for  
DUKE ENERGY FLORIDA, INC.

# **Exhibit A**

**“CONFIDENTIAL”**

# **Exhibit B**

**REDACTED**



**Exhibit C**

**DUKE ENERGY FLORIDA  
Confidentiality Justification Matrix**

<b>DOCUMENT/RESPONSES</b>	<b>PAGE/LINE</b>	<b>JUSTIFICATION</b>
Response to Question 5	Page 2 of 7 total documents, Labor expense column: identifies names of employees.  Transportation-Truck # Page 2 of 7 total documents: identifies names of contractors.  Page 4 of 7; column titled WTECH EMP ID: identifies names of contractors.	§366.093(3)(e), F.S. The document in question contains confidential information relating to competitive business interests, the disclosure of which would impair the competitive business of the provider/owner of the information.

**Exhibit D**  
**AFFIDAVIT OF**  
**JOSEPH M. SCARSELLA**



BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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In re: Duke Energy Florida, Inc.'s  
Response related to Complaint #1157616E

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Docket No. 140000  
Dated: November 18, 2014

**AFFIDAVIT OF JOSEPH M. SCARSELLA IN SUPPORT OF  
DUKE ENERGY FLORIDA'S  
REQUEST FOR CONFIDENTIAL CLASSIFICATION**

STATE OF FLORIDA

COUNTY OF PINELLAS

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

1. My name is Joseph M. Scarsella. I am over the age of 18 years old and I have been authorized by Duke Energy Florida (hereinafter "DEF" or the "Company") to give this affidavit in the above-styled proceeding on DEF's behalf and in support of DEF's Request for Confidential Classification. The facts attested to in my affidavit are based upon my personal knowledge.

2. I am the Collections Claims Investigator in the Claims Department. This section reviews and collects claims submitted to Duke Energy facilities and equipment and work to resolve letters of denial from third parties damagers.

3. As the Collections Claims Investigator, I am responsible, along with the other members of the section, for investigation of damage claims to identify the party

responsible for damage to Duke Energy asset, verify accuracy of billing information and facilitate proactive communications to prevent damage events from occurring to Duke Energy facilities and equipment.

4. DEF is seeking confidential classification for certain information contained in the response to Staff's Data Request regarding CATS NO: 1157616E. The confidential information at issue is contained in confidential Exhibit A to DEF's Request for Confidential Classification and is outlined in DEF's Justification Matrix that is attached to DEF's Request for Confidential Classification as Exhibit C. DEF 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 on favorable terms.

5. Strict procedures are established and followed to maintain the confidentiality of the confidential documents and information at issue, including restricting access to those persons who need the information and documents to assist the Company. At no time has the Company publicly disclosed that information. The Company has treated and continues to treat the information and contracts and terms at issue as confidential.

6. This concludes my affidavit.

Further affiant sayeth not.

Dated the 13<sup>th</sup> day of November, 2014.

Joseph M. Scarsella  
(Signature)  
Joseph M. Scarsella  
Collections Claims Investigator  
Duke Energy  
526 South Church  
Charlotte, NC 28202

13<sup>th</sup> THE FOREGOING INSTRUMENT was sworn to and subscribed before me this day of November, 2014 by Joseph Scarsella. He is personally known to me, or has produced his \_\_\_\_\_ driver's license, or his \_\_\_\_\_ as identification.

(AFFIX NOTARIAL SEAL)



Joanne A. Godsey-Baur  
(Signature)  
Joanne A. Godsey-Baur  
(Printed Name)  
NOTARY PUBLIC, STATE OF Florida  
August 8, 2015  
(Commission Expiration Date)  
EE 082112  
(Serial Number, If Any)