

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Nuclear Cost Recovery Clause

Docket No. 160009-EI
Submitted for Filing: July 22, 2016

**DUKE ENERGY FLORIDA, LLC'S NOTICE OF FILING AFFIDAVIT
IN SUPPORT OF FIRST REQUEST FOR EXTENSION
OF CONFIDENTIAL CLASSIFICATION**

Duke Energy Florida, LLC ("DEF" or the "Company"), by and through their undersigned counsel, hereby gives notice of filing the Affidavit of Christopher M. Fallon as Vice President of Nuclear Development, in support of DEF's First Request for Extension of Confidential Classification filed July 12, 2016 (document no. 04474-16) requesting that portions of the Florida Public Service Commission Staff-Generated Auditors' Workpapers, remain confidential.

Respectfully submitted this 22nd day of July, 2016.

s/Dianne M. Triplett

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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 mail this 22nd day of July, 2016.

s/Dianne M. Triplett

Attorney

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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Nuclear Cost Recovery
Clause

Docket No. 160009-EI
Submitted for Filing: July 23 2016

**AFFIDAVIT OF CHRISTOPHER M. FALLON IN SUPPORT OF DUKE ENERGY
FLORIDA, LLC'S REQUEST FOR EXTENSION OF CONFIDENTIAL CLASSIFICATION**

STATE OF NORTH CAROLINA

COUNTY OF MECKLENBURG

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

1. My name is Christopher M. Fallon. I am employed by Duke Energy Business Services, LLC ("Duke Energy") in the capacity of Vice President of Nuclear Development. I am over the age of 18 years old and I have been authorized to give this affidavit in the above-styled proceeding on Duke Energy Florida's ("DEF" or the "Company") behalf and in support of DEF's Request for Extension of Confidential Classification. The facts attested to in my affidavit are based upon my personal knowledge.

2. As Vice President of Nuclear Development, I am responsible for the Levy nuclear power plant project ("Levy").

3. DEF is seeking an extension of confidential classification for certain information contained in portions of the Florida Public Service Commission Staff-Generated auditors' workpapers (the "Workpapers") filed on September 17, 2014 in Docket No. 140009-EI (document no. 05217-14). There are no changes to the information contained in DEF's confidential Exhibit A, redacted Exhibit B, and justification matrix Exhibit C. The referenced Exhibits are on file with the Clerk. DEF is seeking an extension of confidential classification of this information because the documents contain confidential contractual, financial, and vendor information, the disclosure of which would impair DEF's competitive business interests.

4. The Company is requesting confidential classification of this information because the Workpapers contain proprietary and confidential financial information that would impair DEF's competitive business interests if publicly disclosed, including information concerning contractual and financial data, the disclosure of which would impair the Company's ability to contract on favorable terms and, in many cases, the information constitutes trade secrets of the Company and its contract partners. Specifically, portions of these documents contain confidential contractual data, including pricing agreements, payment information and other confidential financial and contractual terms, the release of which would impair DEF's competitive business interests. The disclosure of this information would compromise DEF's competitive business interests and in certain instances violate contractual confidentiality provisions with DEF's vendors.

5. If such information was disclosed to DEF's competitors and/or other potential suppliers, DEF's efforts to obtain or disposition competitive nuclear equipment and service options that provide economic value to both the Company and its customers could be compromised by the Company's competitors and/or suppliers changing their offers, consumption, or purchasing behavior within the relevant markets. DEF must be able to assure these vendors that sensitive business information, such as the terms of their contracts, will be kept confidential. If other third parties were made aware of confidential contractual terms that DEF has with other parties, they may offer less competitive contractual terms in future contractual negotiations. Without the Company's measures to maintain the confidentiality of sensitive terms in contracts with these nuclear contractors, the Company's efforts to obtain competitive contracts could be undermined to the detriment of DEF and its customers.

6. Upon receipt of all this confidential information, 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. At no time since negotiating and receiving the contracts and performing the analyses in question has the Company publicly disclosed the information or the terms of the contracts at issue. The Company has treated and continues to treat the information at issue as confidential.

7. This concludes my affidavit.

Further affiant sayeth not.

Dated this 21 day of July, 2016.

Christopher M Fallon

(Signature)

Christopher M. Fallon

THE FOREGOING INSTRUMENT was sworn to and subscribed before me this 21 day of July, 2016 by Christopher M. Fallon. He is personally known to me, or has produced his North Carolina driver's license, or his _____ as identification.



Freda K. Crump

(Signature)

Freda K. Crump

(Printed Name)

NOTARY PUBLIC, STATE OF N.C.

August 17, 2016

(Commission Expiration Date)

(Serial Number, if Any)