

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Review of coal costs for Progress Energy
Florida's Crystal River Units 4 and 5 for 2006
and 2007.

DOCKET NO. 070703-EI
ORDER NO. PSC-09-0224-CFO-EI
ISSUED: April 10, 2009

ORDER GRANTING PROGRESS ENERGY FLORIDA, INC.'S REQUEST FOR
CONFIDENTIAL CLASSIFICATION (DOCUMENT NO. 00959-08)

On February 7, 2008, pursuant to Section 366.093, Florida Statutes (F.S.), and Rule 25-22.006, Florida Administrative Code (F.A.C.), Progress Energy Florida, Inc. (PEF) filed a request for confidential classification of certain information provided in PEF's response to Office of Public Counsel's (OPC) First Request for Production of Documents Nos. 1-13 (Document No. 00959-08). This request was filed in Docket No. 070703-EI.

Section 366.093(1), F.S., provides that "any records received by the commission which are shown and found by the commission to be proprietary confidential business information shall be kept confidential and shall be exempt from Section 119.07(1) [the Public Records Act]." Section 366.093(3), F.S., defines proprietary confidential business information as information that is intended to be and is treated by the company as private, in that disclosure of the information would cause harm to the company's ratepayers or business operations, and has not been voluntarily disclosed to the public. Paragraphs (d) and (e) of Section 366.093(3), F.S., provide that proprietary confidential business information includes, but is not limited to "[i]nformation concerning bids or other contractual data, the disclosure of which would impair the efforts of the public utility or its affiliates to contract for goods or services on favorable terms;" and "[i]nformation relating to competitive interests, the disclosure of which would impair the competitive business of the provider of the information."

PEF contends that portions of information contained in its response to OPC's First Request for Production of Documents Nos. 1-13, as more specifically described in the table in Attachment A, fall within these categories and, thus, constitute proprietary confidential business information entitled to protection under Section 366.093, F.S., and Rule 25-22.006, F.A.C. PEF states that this information is intended to be and is treated by PEF as private and has not been publicly disclosed.

PEF claims that certain information provided in its response to OPC's First Request for Production of Documents Nos. 1-13 contains proprietary confidential business information regarding contractual matters, the disclosure of which would cause irreparable harm to PEF, its customers, and the entities with whom it has entered into contracts. Specifically, PEF contends that Document Nos. 1, 2, 3, 7, 8, 9, and 10 contain confidential contractual information regarding the purchase of coal and transportation services for that coal. PEF alleges that disclosure of the contract and the correspondence citing to the contract would negatively impact PEF's ability to negotiate pricing favorable to its customers in future capacity contracts because potential counterparties may refuse to enter into contracts with PEF or would charge higher prices if the

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contract terms were made public. Additionally, PEF states that Document No. 6 contains confidential and sensitive analysis done by PEF involving internal strategies for purchasing equipment, and forecasts PEF had made for coal prices and transportation costs.

Upon review, it appears the above-referenced information satisfies the criteria set forth in Section 366.093(3), F.S., for classification as proprietary confidential business information. The information constitutes “[i]nformation concerning bids or other contractual data, the disclosure of which would impair the efforts of the public utility or its affiliates to contract for goods or services on favorable terms;” and “[i]nformation relating to competitive interests, the disclosure of which would impair the competitive business of the provider of the information.” Thus, the information identified in Document No. 00959-08 shall be granted confidential classification.

Pursuant to Section 366.093(4), F.S., the information for which confidential classification is granted herein shall remain protected from disclosure for a period of 18 months from the date of issuance of this Order. At the conclusion of the 18-month period, the confidential information will no longer be exempt from Section 119.07(1), F.S., unless PEF or another affected person shows, and the Commission finds, that the records continue to contain proprietary confidential business information.


Based on the foregoing, it is

ORDERED by Chairman Matthew M. Carter II, as Prehearing Officer, that Progress Energy Florida, Inc.’s Request for Confidential Classification of Document No. 00959-08 is granted. It is further

ORDERED that the information in Document No. 00959-08 for which confidential classification has been granted shall remain protected from disclosure for a period of 18 months from the date of issuance of this Order. It is further

ORDERED that this Order shall be the only notification by the Commission to the parties of the date of declassification of the materials discussed herein.

By ORDER of Chairman Matthew M. Carter II, as Prehearing Officer, this 10th day of
April, 2009.



MATTHEW M. CARTER II
Chairman and Prehearing Officer

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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

Any party adversely affected by this order, which is preliminary, procedural or intermediate in nature, may request: (1) reconsideration within 10 days pursuant to Rule 25-22.0376, Florida Administrative Code; or (2) judicial review by the Florida Supreme Court, in the case of an electric, gas or telephone utility, or the First District Court of Appeal, in the case of a water or wastewater utility. A motion for reconsideration shall be filed with the Office of Commission Clerk, in the form prescribed by Rule 25-22.0376, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.

Attachment A

DOCUMENT DESCRIPTION	PAGES/LINES
PEF's Responses to OPC's First Request for Production of Documents (Nos. 1-13)	Page 2 Response to Question 1, contract Expiration Dates for Glencore Ltd. And Guasare Coal International
PEF's Responses to OPC's First Request for Production of Documents (Nos. 1-13)	Bates No. PEF-CC-000001: All information under column Price
PEF's Responses to OPC's First Request for Production of Documents (No. 1)	Bates No. PEF-CC-000002: Subheading Contract Quantity, 1 st line, 12 th word; Subheading Contact Price, 1 st line, 6 th & 7 th words; Subheading Loading Point Price, 2 nd line, 9 th word
PEF's Responses to OPC's First Request for Production of Documents (No. 1)	Bates No. PEF-CC-000022: Subheading Contract Quantity, tonnage amount; Subheading Contract Price, price per Ton
PEF's Responses to OPC's First Request for Production of Documents (No. 1)	Bates No. PEF-CC-000024: Subheading Contract Quality, tonnage amount; Subheading Contract Price, price per ton
PEF's Responses to OPC's First Request for Production of Documents (No. 1)	Bates No. PEF-CC-000026: Subheading Contract Quantity, total tonnage and tonnage shipped per month; Subheading Contract Price, price
PEF's Responses to OPC's First Request for Production of Documents (No. 1)	Bates No. PEF-CC-000028: Subheading Contract Quantity, tonnage amount; Subheading Contract Price, price per ton
PEF's Responses to OPC's First Request for Production of Documents (No. 1)	Bates No. PEF-CC-000030: Subheading Contract Quantity, tonnage amount; Subheading Contract Price, price per ton
PEF's Responses to OPC's First Request for Production of Documents (No. 1)	Bates No. PEF-CC-000033: Subheading Contract Quantity, tonnage; Subheading Contract Price, price per ton
PEF's Responses to OPC's First Request for Production of Documents (No. 1)	Bates No. PEF-CC-000061: Subheading Price, 1 st line cost basis; Subheading Tonnage, 1 st paragraph, 1 st line in its entirety, 2 nd line, words 5 through 8; Subheading Other Contract Items, 1 st paragraph, 1 st line, words 5 through 8
PEF's Responses to OPC's First Request for Production of Documents (No. 1)	Bates No. PEF-CC-000067: Paragraph No. 2, subparagraph (a), 7 th word, subparagraph (b), 2 nd line, 1 st word

DOCUMENT DESCRIPTION	PAGES/LINES
PEF's Responses to OPC's First Request for Production of Documents (No. 1)	Bates No. PEF-CC-000077: 1 st paragraph, 13 th line, words 2 through 5, 14 th line, 4 th & 5 th words, 16 th line, 1 st through 4 th words, 17 th line, 4 th word, 18 th line, 7 th word; 2 nd paragraph, Subparagraph (i), 1 st line, 19 th word, 2 nd line, 8 th word, Subparagraph (ii), 2 nd line, 1 st word, 3 rd line, 2 nd and 9 th word, 5 th line, 1 st word, 7 th line, 6 th 13 th word, Subparagraph (iii), 3 rd line 8 th word, 6 th line, 7 th word, Subparagraph (iv), 1 st line 11 th word, 2 nd line 8 th word
PEF's Responses to OPC's First Request for Production of Documents (No. 1)	PEF-CC-000089: Paragraph 1 through remainder of page
PEF's Responses to OPC's First Request for Production of Documents (No. 1)	Bates Nos. PEF-CC-000090 through PEF-CC-000097: entire pages
PEF's Responses to OPC's First Request for Production of Documents (No. 1)	Bates No. PEF-CC-000098: paragraphs 14 through 18 in their entirety
PEF's Responses to OPC's First Request for Production of Documents (No. 1)	Bates No. PEF-CC-000089: 1st Paragraph through remainder of page
PEF's Responses to OPC's First Request for Production of Documents (No. 1)	Bates Nos. PEF-CC-000100: 1 st 3 paragraphs
PEF's Responses to OPC's First Request for Production of Documents (No. 1)	Bates Nos. PEF-CC-000101 through PEF-CC-000111: entire pages
PEF's Responses to OPC's First Request for Production of Documents (No. 1)	Bates No. PEF-CC-000112: all information on page excluding signature blocks
PEF's Responses to OPC's First Request for Production of Documents (No. 1)	Bates No. PEF-CC-000122: all information on page following Buyer/Seller information
PEF's Responses to OPC's First Request for Production of Documents (No. 1)	Bates Nos. PEF-CC-000123 through PEF-CC-000125: entire pages
PEF's Responses to OPC's First Request for Production of Documents (No. 1)	Bates No. PEF-CC-000126: 1 st 2 paragraphs
PEF's Responses to OPC's First Request for Production of Documents (No. 1)	Bates No. PEF-CC-000127: entire page following Buyer/Seller information

DOCUMENT DESCRIPTION	PAGES/LINES
PEF's Responses to OPC's First Request for Production of Documents (No. 1)	Bates No. PEF-CC-000128: entire page
PEF's Responses to OPC's First Request for Production of Documents (No. 1)	Bates No. PEF-CC-000129: 1 st 3 paragraphs
PEF's Responses to OPC's First Request for Production of Documents (No. 1)	Bates No. PEF-CC-000130 through PEF-CC-000143: entire pages
PEF's Responses to OPC's First Request for Production of Documents (No. 1)	Bates No. PEF-CC-000180: all information following addressee's name and address
PEF's Responses to OPC's First Request for Production of Documents (No. 2b)	Bates No. PEF-CC-000181 through PEF-CC-000212: entire pages
PEF's Responses to OPC's First Request for Production of Documents (No. 1)	Bates No. PEF-CC-000214: Subheading Volume, 2 nd line, 1 st 5 words; Subheading Price, 1 st line, 11 th word, 2 nd line 1 st word; Subheading Price Adjustments, 2 nd line in its entirety
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000216: Subheading Tonnage, 3 rd word; Subheading Base Price per Ton FOB Mine, 2 nd word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000219: Entire page following greeting
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000220 through PEF-CC-000221: entire pages
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000222: entire page following greeting
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000223 through PEF-CC-000228: entire pages
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000231: entire page following greeting
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000232 through PEF-CC-000233: entire pages

DOCUMENT DESCRIPTION	PAGES/LINES
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000236: Subheadings CY 2007 and CY 2008, price and quantity of tons
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000239: Subheadings CY 2007 and CY 2008, price and quantity of tons
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEC-CC-000242: Subheadings Quantity and Price, tonnage and pricing
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	PEF-CC-000248: Subheading Tonnage, 2 nd paragraph, tonnage for years 2006-08; Subheading Base Price Per Ton CIF, pricing for years 2006-08
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	PEF-CC-000253: Subheading Tonnage, 2 nd paragraph, tonnage for years 2006-08; Subheading Base Price Per Ton CIF, pricing for years 2006-08
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000257: Subheading Tonnage, 2 nd paragraph, tonnage for years 2006-08; Subheading Base Price Per Ton CIF, pricing for years 2006-08
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000261: Subheading Tonnage, 2 nd paragraph, tonnage for years 2006-08; Subheading Base Price Per Ton CIF, pricing for years 2006-08
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000264: last line, 4 th and 5 th word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	PEF-CC-000265: 4 th line, 12 th word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000269: 2 nd to last line, 11 th word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000276 through PEF-CC-000278: entire pages
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000279: 1 st line following greeting, 7 th word; 2 nd line 6 th word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000281: Subheading Term/Price, 2 nd line, 1 st word, 4 th line, 2 nd word; Subheading Quantity: 1 st word

DOCUMENT DESCRIPTION	PAGES/LINES
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000282: Subheading Price, 1 st word; Subheading Tonnage, 1 st line, 1 st word, 2 nd line, 3 rd word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000284: 1 st e-mail, 2 nd line, 2 nd word; 2 nd email, 2 nd paragraph, 1 st line, 16 th word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	BATES NO. PEF-CC-000286: 1 ST email, 2 ND paragraph, 16 TH word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000288: Subheading Tonnage, 1 st and 5 th word; Subheading Base Price per Ton FOB Mine, 1 st word; Subheading Producer's Comments, 1 st line 9 th and last word; 2 nd line, 1 st three words, 4 th line all words of 1 st sentence
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000293: Subheading Term and Pricing, 2 nd line, 2 nd word to end of paragraph; Subheading Tonnage: 1 st line, 1 st and 8 th word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000294: Subheading Price FOB Origin Point, 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000295: Subheading Tonnage, 1 st and 5 th word; Subheading Base Price per Ton FOB Mine, 1 st word; Subheading Producer's Comments, 1 st line, 9 th and last two words; entire 2 nd line, 3 rd line all words of 1 st sentence
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000299: 1 st description paragraph, entire line; Subheading Counterparty Contract chart: pricing and volume information
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000300: 2 nd email, 1 st paragraph 4 th line, 3 rd from last word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000301: Subheadings Tonnage and Base Price Per Ton FOB Mine, tonnage and pricing
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000309: Subheading Volume, tonnage
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000310: Subheading Option 1, 2 nd line, 4 th and 8 th words; Subheading Option 2, 4 th line, 1 st , 7 th , and 16 th word, 5 th line, 3 rd and 13 th word, 6 th line, 1 st word; Subheading Option 3, 3 rd line, 9 th word, 4 th line, last word, 6 th line, 1 st word

DOCUMENT DESCRIPTION	PAGES/LINES
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000314: Subheadings Tonnage and Base Price per Ton FOB Mine, tonnage and pricing
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000325: Subheading Volume, 1 st five words; Subheading Price, 2 nd word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000326: 2 nd line, 2 nd word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000327: Subheadings Tonnage and Base Price per Ton FOB Mine, tonnage and pricing
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000333: Subheading Base Price, pricing; Subheading Delivery Schedule, 1 st eight words; Subheading Quantity/Tons, amounts
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000338: Subheadings Tonnage and Base Price per Ton FOB Mine, tonnage and pricing
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000339: Subheadings Tonnage and Base Price per Ton FOB Mine, tonnage and pricing
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000343: Subheadings Tonnage and Base Price per Ton FOB Mine, tonnage and pricing
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000346: Subheading Quantity, 1 st word; Subheading Price, 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000349: Subheading Counterparty Contract chart: pricing and volume information
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000351: Subheadings Tonnage and Base Price per Ton FOB Mine, tonnage and pricing; Subheadings Producer's Comments, last 4 words
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000356: Subheadings Tonnage and Base Price per Ton FOB Mine, tonnage and pricing
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000361: Subheading Tonnage, 1 st line 8 th , 9 th and 10 th word, 2 nd line, 1 st word

DOCUMENT DESCRIPTION	PAGES/LINES
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000365: Subparagraph Tons, 1 st line, 2 nd , 3 rd , and 4 th words, and last 3 words at end, 2 nd line, 1 st word; Subparagraph Price, 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000369: Sub-paragraph Tonnage, 1 st line 8 th , 9 th and 10 th words, 2 nd line 1 st 3 words
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000372: Subheading Counterparty Contract chart: pricing and volume information
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000375: Subheadings Tonnage and Base Price Per Ton FOB Mine, tonnage and pricing; Subheading Producer's Comments: 3 rd line 1 st 3 words and 12 th word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000379: 1 st line following greeting, 4 th word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000380: 1 st email, 3 rd line following greeting, 3 rd word; 2 nd email 2 nd paragraph, tonnage and pricing
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000381: 1 st email, 3 rd paragraph following greeting, 1 st line 9 th word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000383: 2 nd paragraph following greeting, tonnage and pricing
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000385: Subheading Period, 2 nd line, 1 st word, 5 th line, 1 st word; Subheading Tonnage, 1 st line, 1 st word; Subheading Base Price Per Ton CIF, 1 st line, 1 st word, 4 th line, 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000389: 1 st paragraph following greeting, 2 nd line, 7 th and 8 th word, 3 rd line last 4 words, 5 th line, 5 th word; Handwritten notes, 1 st paragraph 5 th line, 2 nd word, 2 nd paragraph 2 nd line last word, 3 rd line 2 nd word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000391: Subheading Period, 2 nd line 1 st word, last line, 1 st word; Subheading Tonnage, 1 st line, 1 st word; Subheading Base Price per Ton CIF, 1 st line 2 nd word, 5 th line 2 nd word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000395: 1 st paragraph following greeting, 1 st line 9 th word, 2 nd line 8 th word

DOCUMENT DESCRIPTION	PAGES/LINES
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000397: Subheading Tonnage, 1 st paragraph, 1 st line 1 st word, 3 rd line, 1 st word, 2 nd paragraph, 1 st line 1 st , 2 nd and 3 rd words, last line, 1 st word; Subheading Base Price Per Ton CIF, 1 st paragraph, 1 st line, 2 nd word, 4 th line, 2 nd word, 2 nd paragraph, 1 st line, 2 nd word, 4 th line, 2 nd word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000405: Subheading Tonnage, 1 st line, 1 st word; Subheading Base Price Per Ton FOB Mine, 1 st line, 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000408: Subparagraphs following greeting, Subparagraph 1, 2 nd word, Subparagraph 5, 1 st line, 2 nd word, 2 nd line, 2 nd word, 3 rd line, 2 nd word, 4 th line, 2 nd word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000414: 1 st paragraph following greeting, 2 nd line, 12 th , 13 th , 14 th and 15 th words
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000415: Subheading Tonnage, 1 st word; Subheading Base Price Per Ton FOB Mine, 1 st line, 2 nd word, 2 nd line, 2 nd word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000420: Subheading Tonnage, 1 st , and 3 rd words; Subheading Base Price Per Ton Des IMT, 2 nd , 4 th and 6 th words
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000422: Subparagraph 1, 2 nd line 7 th and 8 th words, 2 nd line, 2 nd word; Subparagraph 2, 2 nd line 5 th and 13 th words, line 2 7 th word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(b))	Bates No. PEF-CC-000440: Subheading 2007, All information listed in Columns labeled Per Month Short Tons, Short Ton Price, Transp. Cost, SO2 Price, Utilization Cost/st, Delivered Cost \$/2t, Delivered Cost \$/M, Total Cost \$/st, and Total Cost \$/M
PEF's Responses to OPC's First Request for Production of Documents (No. 2(c))	Bates No. PEF-CC-000441: All information under columns fob \$/mmbtu, fob mine and Adjusted to:, Footnote last word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(c))	Bates No. PEF-CC-000442: All information under columns del \$/mmbtu, tons, fob \$/mmbtu, fob mine, CSX Rate and Adjusted to:; Footnote last word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(c))	Bates No. PEF-CC-000446: 1 st paragraph, 1 st line, 5 th and 6 th word; Subheading Quantity, 1 st word, Subheading Price, 1 st word, Subheading Market Price, last word, Subheading Maximum Value of Contract, 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(c))	Bates No. PEF-CC-000447: 2 nd paragraph, all information in 5 th column, EA Value and last word in FOB note

DOCUMENT DESCRIPTION	PAGES/LINES
PEF's Responses to OPC's First Request for Production of Documents (No. 2(c))	Bates No. PEF-CC-000448: 1 st paragraph, 1 st line 5 th and 6 th word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(c))	BATES NO. PEF-CC-000451: 1 st paragraph, 1 st line, 5 th and 6 th word; Subheading Quantity, 1 st word, Subheading Price, 1 st word; Subheading Market Price, last word; Subheading Maximum Value of Contract, last word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(c))	Bates No. PEF-CC-000452: 1 st paragraph, 2 nd line, last word, 3 rd line, last word, 2 nd paragraph, 1 st line last word, 2 nd line last word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(c))	Bates No. PEF-CC-000453: 1 st paragraph, 6 th word, 2 nd paragraph, 1 st line 6 th word, 2 nd line, 1 st word, 3 rd line, 1 st word; 3 rd Paragraph 1 st line 7 th word; 4 th Paragraph 1 st line 8 th word, 2 nd line 1 st word, 3 rd line first word, 4 th line 4 th and 9 th word, 5 th line 1 st word; 5 th paragraph, 2 nd line 2 nd word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(c))	Bates No. PEF-CC-000455: 1 st paragraph, 1 st line 5 th and 6 th word; Subheading Quantity, 1 st word; Subheading Price, 1 st word; Subheading Maximum Value of Contract, 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(c))	Bates No. PEF-CC-000457: 3 rd paragraph, 1 st line last word, 2 nd line 1 st word, 3 rd line 1 st word, 4 th line, 1 st and last word, 5 th line 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(c))	Bates No. PEF-CC-000458: 1 st paragraph, 1 st line 5 th and 6 th words; Subheading Quantity, 1 st and 2 nd words; Subheading Price, 1 st word; Subheading Market Price, last word; Subheading Maximum Value of Contract, last word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(c))	Bates No. PEF-CC-000459: 3 rd paragraph, 1 st line last word, 2 nd line 1 st word, 3 rd line last word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(c))	Bates No. PEF-CC-000461: 1 st paragraph, 1 st line 5 th and 6 th words; Subheading Quantity, 1 st word; Subheading Price, 1 st word; Subheading Maximum Value, last word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(c))	Bates No. PEF-CC-000463: 2 nd paragraph, 1 st line, last word, 2 nd line, last word; 3 rd paragraph, 1 st line last word, 3 rd line 1 st word; 4 th paragraph, 3 rd word; 5 th paragraph, 1 st line 3 rd word, 2 nd line, 1 st word, 3 rd line 1 st word, 4 th line, 4 th word; 5 th paragraph, 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(c))	Bates No. PEF-CC-000464: 1 st paragraph, 1 st line 5 th and 6 th word; Subheading Quantity, 1 st word; Subheading Price, 1 st word; Subheading Maximum Value, last word

DOCUMENT DESCRIPTION	PAGES/LINES
PEF's Responses to OPC's First Request for Production of Documents (No. 2(c))	Bates No. PEF-CC-000466: Handwritten notes, all information in 3 rd column
PEF's Responses to OPC's First Request for Production of Documents (No. 2(c))	Bates No. PEF-CC-000467: SO2 Emmissions Calculator, all values and emission; Handwritten Notes 2 nd line, last word, handwritten calculations 1 st column
PEF's Responses to OPC's First Request for Production of Documents (No. 2(c))	Bates No. PEF-CC-000468: SO2 Emmissions Calculator, all values and emission; Handwritten Notes 2 nd line, last word, handwritten calculations 1 st column
PEF's Responses to OPC's First Request for Production of Documents (No. 2(c))	Bates No. PEF-CC-000469: SO2 Emmissions Calculator, all values and emission; Handwritten Notes 2 nd line, last word, handwritten calculations 1 st column
PEF's Responses to OPC's First Request for Production of Documents (No. 2(c))	Bates No. PEF-CC-000470: Customer Location Chart, All information under Columns Tons and \$/Ton; Handwritten note 2 nd line, 2 nd word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(c))	Bates No. PEF-CC-000481: 1 st paragraph, 1 st line 5 th and 6 th word; Subheading Quantity, 1 st and 2 nd words; Subheading Price, 1 st word; Subheading Maximum Value, last word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(c))	Bates No. PEF-CC-000483: Handwritten calculations, 1 st paragraph, all information in 4 th column; 2 nd paragraph, all information in 2 nd column
PEF's Responses to OPC's First Request for Production of Documents (No. 2(c))	Bates No. PEF-CC-000487: 1 st paragraph, 2 nd line, last 2 words; Subheading Term, all words; Subheading Quantity, 1 st , 3 rd and 4 th words; Subheading Maximum Value, last word
PEF's Responses to OPC's First Request for Production of Documents (No. 2(c))	Bates No. PEF-CC-000488: All information under columns Per Motn short Tons, Short Ton Price, Transp. Cost, So2 Price, Utilization Cost/st. Cash Cost \$/st. Cash Cost \$/M, Evaluated Utilized Cost \$/st and Evaluated Utilized Cost \$/M
PEF's Responses to OPC's First Request for Production of Documents (No. 2(c))	Bates No. PEF-CC-000489: Subheading Coal Price, Text Box, Sub-Columns Term 5 th and 9 th lines, SubColumn Total Volume, and bottom of page Comments
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000496 through PEF-CC-000515: entire pages
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000517: 2 nd email, entire document following greeting
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000520: 2 nd email, 1 st paragraph, 1 st line, 5 th word; 3 rd email, 1 st paragraph, 1 st line, 13 th word, 2 nd paragraph, 1 st line, 1 st , 2 nd , 4 th and 5 th words

DOCUMENT DESCRIPTION	PAGES/LINES
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000521: 2 nd paragraph, 2 nd word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000523: 3 rd email, 2 nd paragraph, 1 st line, 1 st , 7 th , 8 th and 10 th word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000525: Subheading Coal Price Text Box; column labeled Term, 5 th and 9 th line; Column labeled Volume, 1 st and 2 nd line; Subheading Comments, 1 st line 5 th and 6 th word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000526: 3 rd email, 1 st paragraph, 1 st line 5 th and 8 th words
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000527: 1 st email, 1 st paragraph, 1 st line, 11 th word through end of line; 2 nd email paragraph, 1 st line, 9 th word; 3 rd email, 1 st paragraph, 1 st line, 4 th and 7 th words; 4 th email, 1 st paragraph, 1 st line, 13 th word; 5 th email, 1 st paragraph, 1 st line, 10 th word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000528: 1 st line, 6 th word; 2 nd email, 1 st paragraph, 3 rd line, 6 th word; 3 rd email, 2 nd paragraph, 1 st and 2 nd word, 5 th paragraph, 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000530: Subheading Coal Price Text Box; column labeled Term, 5 th and 9 th line; Column labeled Volume, 1 st and 2 nd line
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000531: 1 st email, 1 st line, 6 th word; 2 nd email, 1 st paragraph, 1 st line, 8 th word, 3 rd line, 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000533: Subheading Loaded Tonnage, 1 st word; Subheading Net Tonnage, 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000540: Subheading Loaded Tonnage, 1 st word; Subheading Net Tonnage, 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000541: Subheading Loaded Tonnage, 1 st word; Subheading Net Tonnage, 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000544: Subheading Coal Price Text Box, 1 st word; column labeled Term, 5 th and 9 th line; Column labeled Volume, 1 st and 2 nd line
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000545: 2 nd email, 1 st paragraph, 1 st line, 13 th and 14 th word; 2 nd line 10 th word; 3 rd email, Subheading Quantity, 1 st four words, Subheading Price, 1 st word

DOCUMENT DESCRIPTION	PAGES/LINES
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000551: All information under Columns Short Ton, Ton Price, Bunker, Transp. Cost, SO2 Price, Utilization Cost/st, Cash Cost/st, Cash Cost \$/M, Evaluated Utilized Cost \$/st, Evaluated Utilized Cost/\$M; Notes Text Box, 2 nd line, 4 th , 9 th , 13 th and 23 rd word, 3 rd line, 4 th , 8 th , 12 th 16 th and 29 th word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000552: All information under Columns Short Tons, Short Ton Price, Bunker, Transp. Cost, SO2 Price, Utilization Cost/st, Cash Cost/st, Cash Cost \$/M, Evaluated Utilized Cost \$/st, Evaluated Utilized Cost/\$M; Notes Text Box, 2 nd line, 4 th , 9 th , 13 th and 23 rd word, 3 rd line, 4 th , 8 th , 12 th 16 th and 29 th word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000553: All information under Columns Short Tons, Short Ton Price, Bunker, Transp. Cost, SO2 Price, Utilization Cost/st, Cash Cost/st, Cash Cost \$/M, Evaluated Utilized Cost \$/st, Evaluated Utilized Cost/\$M; Notes Text Box, 2 nd line, 4 th , 9 th , 13 th and 23 rd word, 3 rd line, 4 th , 8 th , 12 th 16 th and 29 th word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000554: All information under Columns Short Tons, Short Ton Price, Bunker, Transp. Cost, SO2 Price, Utilization Cost/st, Cash Cost/st, Cash Cost \$/M, Evaluated Utilized Cost \$/st, Evaluated Utilized Cost/\$M; Notes Text Box, 2 nd line, 4 th , 9 th , 13 th and 23 rd word, 3 rd line, 4 th , 8 th , 12 th 16 th and 29 th word; Handwritten Notes Column Three Year Bid Cash Basis Column \$1mmBTU, 1 st line , 3 rd word, 2 nd line, 3 rd word; Handwritten Notes Column Evaluated Basis \$1mmBTU, 1 st line , 3 rd word, 2 nd line, 3 rd word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000561: 1 st paragraph, 1 st line, 7 th word, 2 nd line, 2 nd word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000562: 1 st email, 1 st paragraph, 2 nd line 8 th word; 2 nd email, 2 nd paragraph, 2 nd word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000564: 1 st Paragraph, 1 st line 8 th word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000565: 1 st paragraph, 1 st line 8 th word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000568: Subheading Tonnage, 1 st and 8 th word

DOCUMENT DESCRIPTION	PAGES/LINES
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000569: Subheading Price fob origin point, 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000570: 1 st paragraph, 4 th line, 15 th word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000571: Subheading Tonnage, 1 st and 8 th word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000572: Subheading Price fob origin point, 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000574: 2 nd email, 2 nd paragraph, 2 nd line, 3 rd word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000575: 2 nd line, 2 nd , 3 rd , 4 th and 10 th words; 4 th line, 2 nd , 3 rd , 4 th and 10 th words; 6 th line, 2 nd , 3 rd , 4 th and 10 th words
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000579: 2 ND email, 1 st paragraph, 4 th line, 3 rd word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000581: 2 nd line, 2 nd , 3 rd , 4 th and 10 th words; 4 th line, 2 nd , 3 rd , 4 th and 10 th words; 6 th line, 2 nd , 3 rd , 4 th and 10 th words
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000595: 2 ND email, paragraph b., 14 th word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000596: Paragraph (b), 1 st line, 9 th , 10 th , and 14 th words; paragraph (c) 9 th , 10 th and 14 th words; Paragraph 2., 4 th line, 2 nd word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000599: Paragraph 1., 4 th line, 14 th , 15 th , 16 th and 19 th words, 5 th line, 5 th and 23 rd words; 2. 3 rd line, 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000602: Paragraph 2., 1 st line, 3 rd word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000604: Paragraph 2., 1 st line, 3 rd word

DOCUMENT DESCRIPTION	PAGES/LINES
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000606: Paragraph 2., 1 st line, 3 rd word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000614: Subheading Price, 1 st paragraph, 1 st word; Subheading Tonnage, 1 st paragraph, 1 st line, 2 nd , 3 rd , and from 8 th word to end of line, 2 nd line, 5 th and 6 th words; Subheading Tonnage, 2 nd paragraph, 1 st line, 2 nd , 3 rd and from 8 th word to end of line, 2 nd line, 5 th and 6 th words
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000617: Subheading Price, 1 st line, 1 st word; Subheading Tonnage, 2 nd line, 1 st , 2 nd , 7 th and 8 th words, 3 rd line, 1 st , 2 nd , 7 th and 8 th words
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000619: Paragraph 1., 5 th line, 5 th and 13 th words; Paragraph 2., 3 rd line, 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000621: Subheading Price, 1 st line, 1 st word; Subheading Tonnage, 2 nd paragraph, 2 nd , 3 rd , 8 th and 9 th words, 2 nd line, 1 st and 2 nd words
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000625: Subheading Price, 1 st line, 1 st word; Subheading Tonnage, 2 nd paragraph, 2 nd , 3 rd and 8 th words, 3 rd paragraph, 1 st , 2 nd and 8 th words
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000629: Contract # 1, Subheading Massey's Proposal, 1 st word; Contract # 2, Subheading Quantity, 1 st word; Subheading Massey's Proposal, 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000632: Subheading Price, 1 st line, 1 st word; Subheading Tonnage, 2 nd paragraph, line, 2 nd , 3 rd and 8 th words, 3 rd paragraph, 2 nd , 3 rd and 8 th words
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000635: 1 st paragraph, 1 st line, 14 th word; Subheading Tons/Years, 1 st and 2 nd words; Subheading Price, 1 st and 6 th word, 2 nd line 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000637: 1 st paragraph, 1 st line, 14 th word; Subheading Tons/Years, 1 st and 2 nd words; Subheading Price, 1 st and 6 th word, 2 nd line 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000647: Subheading Quantity, 1 st and 2 nd words, Subheading Price, 1 st word; 2 nd paragraph, 11st line, 7 th and 8 th word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000649: Subheading Quantity, 1 st and 4 th words; Subheading Price, 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000654: 5 th email, 1 st paragraph, 5 th line, 3 rd word

DOCUMENT DESCRIPTION	PAGES/LINES
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000659: 1 st paragraph, 5 th line, 5 th word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000661: 2 ND email, 1 st paragraph, 1 st line, 8 th word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000709: Subheading Tons, 1 st line, 2 nd and 14 th words;
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000709: Subheading Tons: 2 nd and 14 th word; Subheading Price, 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000715: Subheading Tonnage, 1 st line, 8 th word, 2 nd line 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000716: Subheading Price, 2 nd line, 2 nd word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000726: 2 nd paragraph, 1 st line, 1 st 7 th and 10 th words
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000727: 1 ST email, 1 st paragraph, 1 st line, 5 th word; 2 nd email, 2 nd paragraph, 1 st line, 4 th word; 2 nd email, Subheading Price, 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000739: 3 rd paragraph, 2 nd line, 10 th /11 th word, 3 rd line 2 nd word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000742: 1 st paragraph, 13 th word; 2 nd paragraph, 1 st and 4 th words; Subheading Price, 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000743: 2 ND paragraph 1 st line, 1 st 3 rd and 4 th words, 4 th line, 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000754: 1 st email, 1 st paragraph, 2 nd line 10 th word; 2 nd email, 1 st paragraph, 1 st line, 7 th word; 3 rd email, 1 st paragraph, 1 st line, 11 th and 13 th word, 2 nd line, 6 th word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000755: 1 st email, 1 st paragraph, 1 st line, 2 nd to last word; 2 nd email, 1 st line, 4 th and 7 th words; 3 rd email, 1 st paragraph, 1 st line, 3 rd from last word; 4 th email, 1 st paragraph, 1 st line, 10 th word, 2 nd line 6 th word

DOCUMENT DESCRIPTION	PAGES/LINES
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000756: 1 st paragraph 3 rd line, 6 th word; 2 nd email, 2 nd paragraph, 1 st line, 1 st and 3 rd words, 4 th line, 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000758: 1 st email, 1 st paragraph, 2 nd line, 6 th and 12 th word; 2 nd email, 2 nd paragraph, 1 st line, 1 st and 3 rd words, 4 th line, 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000759: 1 st email, 1 st line, 4 th and 7 th words; 2 nd email, 1 st paragraph, 1 st line 13 th word; 3 rd email, 1 st paragraph, 1 st line, 10 th word, 2 nd line 6 th word; 4 th email, 1 st paragraph, 2 nd line, last word, 3 rd line, 6 th word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000760: email, 2 nd paragraph, 1 st line, 1 st and 3 rd words, 4 th line, 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000761: 1 st email, 1 st paragraph, 1 st line, 10 th and 18 th words; 2 nd email, 1 st paragraph, 2 nd line, 6 th , and 12 th words; 3 rd email, 2 nd paragraph, 1 st line, 1 st and 3 rd words, 4 th line, 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000763: 1 st email, 1 st line, second to last word; 2 nd email, 1 st line, 4 th and 7 th words; 3 rd email, 1 st line, 13 th word; 4 th email, 1 st line, 10 th word, 2 nd line 6 th word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000764: 1 st email, 2 nd line following greeting, last word, 3 rd line, 6 th word; 2 nd email, 2 nd paragraph, 1 st line, 1 st and 3 rd words, 4 th line, 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000766: 2 nd email, 1 st line following greeting, 5 th word; 3 rd email, 1 st paragraph, 1 st line, 13 th word, 2 nd paragraph, 1 st line, 1 st and 4 th words
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000767: Subheading Price, 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000768: 1 st line, 1 st and 3 rd words, 4 th line, 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000769: 1 st email, 1 st line, 7 th word; 2 nd email, 1 st paragraph, 1 st line, 11 th and 13 th words; 3 rd email, 1 st line, last word from end; 4 th email, 1 st line, 4 th and 7 th words
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000770: 2 nd line, 3 rd from last word; 2 nd email, 1 st line, 10 th word, 2 nd line, 6 th word; 3 rd email, 2 nd line, last word, 3 rd line, 6 th word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000772: 1 st email, 1 st line, 11 th and 13 th words; 2 nd email, 1 st line, 9 th word; 3 rd email, 1 st line, 4 th and 7 th words

DOCUMENT DESCRIPTION	PAGES/LINES
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000773: 1 st line, 10 th word, 2 nd line 6 th word; 2 nd email, 2 nd line, last word, 3 rd line, 6 th word; 3 rd email, 2 nd paragraph, 1 st line, 1 st and 3 rd words, 4 th line, 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000744: 2 nd email, 1 st line, 4 th word from end
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000784: 1 st email, 2 nd line 9 th word; 2 nd email, Subheading, 1 st word, Subheading Price, 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000784: 1 st email, 2 nd line, 10 th word; 2 nd email, Subheading Quantity, 1 st word; Subheading Price, 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000834: 1 st email, 1 st line, 2 nd word from last; 2 nd email, 2 nd line, 2 nd word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000838: 2 nd to last line, 1 st word; last line, 7 th word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-000839: Subheading Quantity, 1 st and 3 rd words; Subheading Price, 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 3)	Bates No. PEF-CC-001022: Column Heading B/C Ratio, 1 st word; Column Heading NPV, 1 st word, Column Hearing Discounter Breakeven, 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 6)	Bates No. PEF-CC-001024: Column Heading B/C Ratio, 1 st word; Column Heading NPV, 1 st word, Column Hearing Discounter Breakeven, 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 6)	Bates No. PEF-CC-001026: Column Heading B/C Ratio, 1 st word; Column Heading NPV, 1 st word, Column Hearing Discounter Breakeven, 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 6)	Bates No. PEF-CC-001029 through PEF-CC-001038: Entire Pages
PEF's Responses to OPC's First Request for Production of Documents (No. 6)	Bates No. PEF-CC-001040 through PEF-CC-001044: entire pages
PEF's Responses to OPC's First Request for Production of Documents (No. 6)	Bates No. PEF-CC-001047 through PEF-CC-001049: entire pages

DOCUMENT DESCRIPTION	PAGES/LINES
PEF's Responses to OPC's First Request for Production of Documents (No. 6)	Bates No. PEF-CC-001051 through PEF-CC-001053: entire pages
PEF's Responses to OPC's First Request for Production of Documents (No. 6)	Bates No. PEF-CC-001056: Column Heading B/C Ratio, 1 st word; Column Heading NPV, 1 st word, Column Hearing Discounter Breakeven, 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 6)	Bates No. PEF-CC-001058: Column Heading B/C Ratio, 1 st word; Column Heading NPV, 1 st word, Column Hearing Discounter Breakeven, 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 6)	Bates No. PEF-CC-001060: Column Heading B/C Ratio, 1 st word; Column Heading NPV, 1 st word, Column Hearing Discounter Breakeven, 1 st word
PEF's Responses to OPC's First Request for Production of Documents (No. 6)	Bates No. PEF-CC-001063 through PEF-CC-001075: entire pages
PEF's Responses to OPC's First Request for Production of Documents (No. 6)	Bates No. PEF-CC-001077 through PEF-CC-001082: entire pages
PEF's Responses to OPC's First Request for Production of Documents (No. 6)	Bates No. PEF-CC-001084 through PEF-CC-001090: entire pages
PEF's Responses to OPC's First Request for Production of Documents (No. 6)	Bates No. PEF-CC-001133 through PEF-CC-001134: entire pages
PEF's Responses to OPC's First Request for Production of Documents (No. 6)	Bates No. PEF-CC-001143 through PEF-CC-001144: entire pages
PEF's Responses to OPC's First Request for Production of Documents (No. 6)	Bates No. PEF-CC-001159: All information under columns Fixed, Fuel, and Total
PEF's Responses to OPC's First Request for Production of Documents (No. 7)	Bates No. PEF-CC-001173: All information under columns Fixed, Fuel, and Total
PEF's Responses to OPC's First Request for Production of Documents (No. 7)	Bates No. PEF-CC-001199: All information under columns Fixed, Fuel, and Total
PEF's Responses to OPC's First Request for Production of Documents (No. 7)	Bates No. PEF-CC-001203: Section 2.1, entire paragraph; Section 2.2, entire paragraph; Article III: Quantity, entire 1 st paragraph; Section 3.1., entire paragraph

DOCUMENT DESCRIPTION	PAGES/LINES
PEF's Responses to OPC's First Request for Production of Documents (No. 7)	Bates No. PEF-CC-001204: entire page except section titles 3.2 and 3.3
PEF's Responses to OPC's First Request for Production of Documents (No. 7)	Bates No. PEF-CC-001205 through PEF-CC-001219: entire pages
PEF's Responses to OPC's First Request for Production of Documents (No. 7)	Bates No. PEF-CC-001220: Continued paragraph (ii), paragraphs (iii), (iv), (v) and final paragraph of section
PEF's Responses to OPC's First Request for Production of Documents (No. 7)	Bates No. PEF-CC-001221: Entire Section 10.2
PEF's Responses to OPC's First Request for Production of Documents (No. 7)	Bates No. PEF-CC-001222: Entire Section 10.9
PEF's Responses to OPC's First Request for Production of Documents (No. 7)	Bates No. PEF-CC-001223: entire page
PEF's Responses to OPC's First Request for Production of Documents (No. 7)	Bates No. PEF-CC-001224: entire 1 st paragraph
PEF's Responses to OPC's First Request for Production of Documents (No. 7)	Bates No. PEF-CC-001225 through PEF-CC-001232: entire pages
PEF's Responses to OPC's First Request for Production of Documents (No. 7)	Bates No. PEF-CC-001234 through PEF-CC-001255: entire pages
PEF's Responses to OPC's First Request for Production of Documents (No. 7)	Bates No. PEF-CC-001257 through PEF-CC-001261: entire pages
PEF's Responses to OPC's First Request for Production of Documents (No. 7)	Bates No. PEF-CC-001264: Paragraph 2., 2 nd line, 5 words from end, 3 rd line, all words except last word
PEF's Responses to OPC's First Request for Production of Documents (No. 7)	Bates No. PEF-CC-001265: 1 st line, last 5 words, 2 nd line, entire line
PEF's Responses to OPC's First Request for Production of Documents (No. 7)	Bates No. PEF-CC-001272 through PEF-CC-001283: entire pages

DOCUMENT DESCRIPTION	PAGES/LINES
PEF's Responses to OPC's First Request for Production of Documents (No. 8)	Bates No. PEF-CC-001313 through PEF-CC-001317: entire pages
PEF's Responses to OPC's First Request for Production of Documents (No. 8)	Bates No. PEF-CC-001321 through PEF-CC-001348: entire pages
PEF's Responses to OPC's First Request for Production of Documents (No. 8)	Bates No. PEF-CC-001350 through PEF-CC-001355: entire pages
PEF's Responses to OPC's First Request for Production of Documents (No. 8)	Bates No. PEF-CC-001358: last line, last word
PEF's Responses to OPC's First Request for Production of Documents (No. 8)	Bates No. PEF-CC-001369: All information under columns Fixed, Fuel and Total
PEF's Responses to OPC's First Request for Production of Documents (No. 8)	Bates No. PEF-CC-001370: All information under columns Fixed, Fuel and Total; Paragraph 3., 12 th word
PEF's Responses to OPC's First Request for Production of Documents (No. 8)	Bates No. PEF-CC-001388: All information under columns Quantity, Amount, and \$/Ton
PEF's Responses to OPC's First Request for Production of Documents (No. 9)	Bates No. PEF-CC-000001: All information under column Price