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ORIGINAL
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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Petition for Declaratory
Statement Regarding Eligibility
For Standard Offer Contract And
Payment Thereunder By Florida
Power Corporation

DOCKET NO. 950110-EI

RE-NOTICE OF INTENT TO REQUEST CONFIDENTIAL CLASSIFICATION

COMES NOW, PANDA-KATHLEEN, L.P./PANDA ENERGY CORPORATION,
[hereinafter "Panda"], by and through its undersigned counsel of
record, and pursuant to Rule 25-22.006, Florida Administrative
Code, and, to the extent applicable, pursuant to the August 3, 1995
Agreed Order for the Handling of Confidential Information in Panda-
Kathleen L.P. v. Florida Power Corporation, United States District
Court (Middle District of Florida), case No. 95-992-CIV-T-24C¹,
Panda hereby files this Re-Notice of Intent to Request Confidential
Classification herein. In support thereof, Panda provides the
following:

1. On January 24, 1996, Florida Power Corporation filed

ACK herein the rebuttal testimony of Brian A. Morrison, which contained
AFA information derived from documents which Panda contends and asserts
APP
CAF are confidential. Such rebuttal testimony was therefore filed in
CMU redacted form. Also on January 24, 1996, Panda filed its Notice of

CTR
EAC Hoff
LEG

LIN 5 ¹On December 29, 1995, Florida Power Corporation filed herein
CFC a Motion Requesting Approval of Stipulation Confirming Agreement
ROH Regarding Discovery, wherein Florida Power requested for the
SEC Commission to grant approval of Florida Power and Panda's
WAS Stipulation Confirming Agreement Regarding Discovery and the August
OTH 3, 1995 Agreed Order for the Handling of Confidential Information.
Such motion is presently pending before the Commission.

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FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

01582 FEB-9 1372

FPSC-RECORDS/REPORTING

Intent to Request Confidential Classification of the redacted portions of Morrison's testimony.

2. Florida Power Corporation has now filed Amended Rebuttal Testimony of Brian A. Morrison, in redacted form, along with exhibits. Panda is therefore filing this Re-Notice of Intent to Request Confidential Classification as to all redacted portions of Morrison's amended rebuttal testimony, and as to Exhibits 2 through 7, and 20 through 37. Such redacted portions of Morrison's Amended Rebuttal Testimony, and Exhibits 2 through 7 and 20 through 37, contain confidential financial information and material regarding Panda and public disclosure of such information and material would prejudice Panda's ability to obtain financing for its project.

3. A Request for Confidential Classification, and pursuant to Rule 25-22.006(4)(a), Florida Administrative Code, one copy of the material for which confidential treatment is requested, will be filed within the applicable time constraints.

4. Pursuant to Rule 25-22.006, Florida Administrative Code, and further pursuant to the August 3, 1995 Agreed Order for the Handling of Confidential Information from Panda-Kathleen, L.P. v. Florida Power Corporation, United States District Court (Middle District of Florida), Case No. 95-992-CIV-T-24C, two copies of all material for which confidential treatment is requested has been filed by Florida Power in a sealed fashion along with an original plus fifteen (15) copies of Mr. Morrison's redacted rebuttal testimony pending a ruling on the Request for Confidential Classification.

5. Counsel for Florida Power Corporation has been contacted, and has authorized undersigned counsel to represent that Florida Power has no objection to this Notice of Intent to Request Confidential Classification, and also has no objection to the later Request for Confidential Classification being granted.

Respectfully submitted,

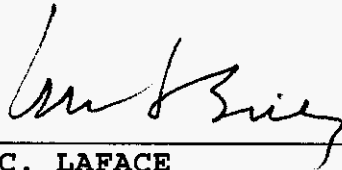
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RONALD C. LAFACE
(Fla Bar ID No. 098614)
LORENCE JON BIELBY,
(Fla Bar ID No. 0393517)

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing
has been furnished by U.S. Mail/^{AND}~~Hand Delivery~~/Telecopy to Donald R.
Schmidt, Esquire, and Steven Dupre, Esquire, Post Office Box 2861,
Saint Petersburg, Florida 33731, by U.S. Mail/~~Hand~~
^{AND}~~Delivery~~/Telecopy to Robert Vandiver, Esquire, and Martha Carter-
Brown, Esquire, Florida Public Service Commission, 2450, Shumard
Oak Boulevard, Tallahassee, Florida 32399-0892, by U.S. Mail/~~Hand~~
^{AND}~~Delivery~~/Telecopy to James A. McGee, Esquire, and Jeffery A.
Froeschloe, Esquire, Post Office Box 14042, St. Petersburg, Florida
33733-4042, this 9th day of Feb, 1996.



RONALD C. LAFACE