

**Florida  
Power**  
CORPORATION

**JAMES A. MCGEE**  
SENIOR COUNSEL

October 25, 2000

Ms. Blanca S. Bayó, Director  
Division of Records and Reporting  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850

Re: Docket No. 000824-EI;  
**Request for Confidential Classification.**

Dear Ms. Bayó:

Enclosed for filing in the subject docket is Florida Power Corporation's Request for Confidential Classification accompanied by a sealed envelope containing the document subject to the Request, with the confidential information highlighted. Also enclosed are two copies of the document with the confidential information redacted. **The highlighted portions of the unredacted version should be held as Confidential Information in accordance with Rule 25-22.006, F.A.C.**

Please acknowledge your receipt of the above filing on the enclosed copy of this letter and return to the undersigned. Also enclosed is a 3.5 inch diskette containing the above-referenced Request in WordPerfect format. Thank you for your assistance in this matter.

Very truly yours,

James A. McGee

JAM/kbd  
Enclosures

cc: Parties of record

RECEIVED & FILED

FPSC BUREAU OF RECORDS

One Progress Plaza, Suite 1500 • Post Office Box 14042 • St. Petersburg, Florida 33733-4042  
Phone: (727) 820-5184 • Fax: (727) 820-5519 • Email: james.a.mcgee@fpc.com

*A Florida Progress Company*

DOCUMENT NUMBER - DATE

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FPSC - RECORDS/REPORTING

**FLORIDA POWER CORPORATION**

**DOCKET NO. 000824-EI**

**CERTIFICATE OF SERVICE**

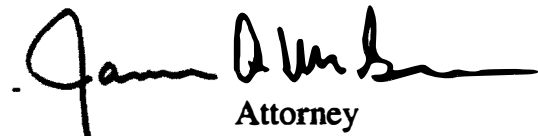
I HEREBY CERTIFY that a true copy of Florida Power Corporation's Request for Confidential Classification has been furnished to the following individuals by regular U.S. Mail this 25th day of October, 2000.

Robert V. Elias, Esquire  
Division of Legal Services  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

Jack Shreve, Esquire  
J. Roger Howe, Esquire  
Office of the Public Counsel  
c/o The Florida Legislature  
111 West Madison Street, Room 812  
Tallahassee, FL 32399-1400

John W. McWhirter, Jr., Esquire  
McWhirter, Reeves, et al.  
100 North Tampa Street, Suite 2900  
Tampa, FL 33602

Ronald C. LaFace, Esquire  
Seann M. Frazier, Esquire  
Greenberg, Traurig, et al.  
101 East College Avenue  
Tallahassee, FL 32301

  
Attorney

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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In re: Review of Florida Power Corporation's earnings, including effects of proposed acquisition of Florida Power Corporation by Carolina Power & Light.

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Docket No. 000824-EI

Submitted for filing:  
October 26, 2000

**REQUEST FOR CONFIDENTIAL CLASSIFICATION**

Florida Power Corporation (Florida Power or the Company), pursuant to Section 366.093, F.S., and Rule 25-22.006, F.A.C., hereby requests confidential classification of highlighted portions of the seventeen-page document contained in the sealed envelope enclosed with this request (the Document). Two public copies of the Document, with the confidential information redacted, are also enclosed. The Document was requested by Staff in connection with its Second Set of Interrogatories to Florida Power Corporation, Number 41, propounded upon the Company in the subject docket. In support of its request, Florida Power states as follows:

1. The Document contains the names of vendors with which Florida Power has maintained contracts between the dates of August 1, 1999 and October 11, 2000. The Document also contains the value of each contract. Many of these contracts have been established through a competitive bidding process and many of the vendors listed desire to keep the nature of their relationship with Florida Power confidential. The associated contact values contained in the Document

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FLORIDA POWER CORPORATION

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represent negotiated figures which, if publicly disclosed, would inhibit the ability of the Company to obtain the most cost-effective services on behalf of its customers. Under normal circumstances, this information is not distributed to individuals within Florida Power unless there is a business need, and is not provided to anyone outside of the company. Florida Power contends that the highlighted information contained in the Document is commercially sensitive and justifies its protection from disclosure to the Company's competitors and potential vendors.

2. Subsection 366.093(1) provides that any records "found by the commission to be propriety confidential business information shall be kept confidential and shall be exempt from s. 119.07(1) [requiring disclosure under the Public Records Act]." Subsection 366.093(3) states that "Propriety confidential business information includes, but is not limited to: \*\*\* (e) information relating to competitive interests, the disclosure of which would the competitive business of the provider of the information." The designated portions of the Document fall within this statutory category and, thus, constitute propriety confidential business information entitled to protection under Section 366.093 and Rule 25-22.006.

3. The designated information for which confidential classification is sought is intended to be and is treated by the Company as private and has not been publicly disclosed.

4. Attachment A hereto contains a justification matrix supporting Florida Power's request for confidential classification of the highlighted information in the Document. The information is identified on a page-by-page, column-by-column basis.

WHEREFORE, Florida Power respectfully requests that the highlighted information in the Document contained in the sealed envelope enclosed with this request be classified as confidential for the reasons set forth above and in Attachment A hereto.

Respectfully submitted,

OFFICE OF THE GENERAL COUNSEL  
FLORIDA POWER CORPORATION

By 

James A. McGee  
Post Office Box 14042  
St. Petersburg, FL 33733-4042  
Telephone: (727) 820-5184  
Facsimile: (727) 820-5519

## ATTACHMENT A

<b>Page</b>	<b>Row</b>	<b>Column</b>	<b>Justification</b>
1-17	all	2 Contractor Name	Individual contractors names are held confidential within the confines of Florida and are not released outside of Florida Power. Disclosure of these names to potential vendors of comparable services in the future would enable such vendors to identify their competitors and tailor their bids accordingly and prevent Florida Power from receiving their lowest prices.
1-17	all	7-9 Contract Value, Amended Amount, and Total Contract Value	Contract Values of various services contracted by Florida Power is sensitive competitive information. Vendors who have provided Florida Power price concessions more favorable than offered to other purchasers will be unwilling to do so in the future if these prices are disclosed. Disclosure of contract values to potential vendors of comparable services in the future would enable such vendors to tailor their bids accordingly and prevent Florida Power from receiving their lowest prices. These effects of disclosure would thus impair the efforts of the Company to contract for goods and services on favorable terms for the benefit of its customers.