



Florida Power

A Progress Energy Company

ORIGINAL

JAMES A. MCGEE
ASSOCIATE GENERAL COUNSEL

June 11, 2002

Ms. Blanca S. Bayó, Director
Division of the Commission Clerk
and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

RECEIVED-PPSC
02 JUN 12 AM 10:59
COMMISSION
CLERK

Re: Docket No. 011605-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 with the Request 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/scc
Enclosure

cc: Parties of record

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DOCUMENT NUMBER - DATE
06095 JUN 12 2002
FPSC-COMMISSION CLERK

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Review of investor-owned
electric utilities' risk management
policies and procedures.

Docket No. 011605-EI

Submitted for filing:
June 12, 2002

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 the highlighted information on pages 55 and 56 of the draft copy of the Bureau of Regulatory Review's audit report entitled "Internal Controls of Florida's Investor Owned Utilities for Fuel and Wholesale Energy Transactions", which was provided to Florida Power under cover of a letter from Lisa S. Harvey dated May 30, 2002.¹ The information subject to this request was initially included in Florida Power's response to a series of questions regarding the Company's risk management strategies for 2002 that was designated as confidential and provided to Staff during the course of the audit. Pages 55 and 56 of the draft audit report are attached to this request in a separate, sealed envelope, with the information for which Florida Power seeks confidential classification highlighted in "redline" format. Two public copies of these pages, with the confidential information redacted, are also enclosed with this request. In addition, Florida Power hereby waives its right under

¹ Exhibit 14 on page 49 of the draft audit report contains information which has been accorded confidential classification by Order No. PSC-01-2528-CFO-EI, issued December 28, 2001 in Docket No. 010001-EI. This information should continue to be protected from public disclosure when the audit report is issued.

DOCUMENT NUMBER-DATE

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subsection 25-22.006(3) to file further confidentiality requests regarding any other audit information during the remainder of the 21-day period following the audit exit conference. In support of its request, Florida Power states as follows:

1. 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].” Proprietary confidential business information includes, but is not limited to, “[i]nformation concerning . . . 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.” Subsection 366.093(3)(d). The designated portions of pages 55 and 56 of the draft audit report fall within this statutory category and, thus, constitute propriety confidential business information entitled to protection under Section 366.093 and Rule 25-22.006.

2. In particular, disclosure of the highlighted information on pages 55 and 56 of the draft audit report would place Florida Power at a disadvantage against the Company’s potential suppliers of fuel and wholesale power by giving them otherwise unavailable knowledge of the specific types and quantities of fuel and wholesale power the Company must purchase and the specific contractual term (long-term, mid-term, short-term and spot) and, in the case of oil and wholesale power, other procurement details under which the quantities of each fuel type and wholesale power will be purchased. This knowledge would enable potential suppliers to tailor their bids according to Florida Power’s specific fuel and wholesale power needs and purchasing strategies and prevent the Company from receiving their best terms and lowest prices. These effects of disclosure would thus impair the

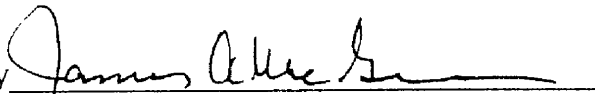
efforts of Florida Power to contract for goods and services on favorable terms for the benefit of its customers.

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.

WHEREFORE, Florida Power respectfully requests that the highlighted information on pages 55 and 56 of the draft audit report be accorded confidential classification for the reasons set forth above.

Respectfully submitted,

FLORIDA POWER CORPORATION

By 

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing has been furnished to the following individuals by regular U.S. Mail the 12th day of June, 2002:

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