



Public Service Commission
-M-E-M-O-R-A-N-D-U-M-

DATE: July 30, 2002
TO: Office of the General Counsel (Keating)
FROM: Division of Economic Regulation (McNulty) *WBM*
RE: Docket No. 011605-EI, Document No. 05903-02

On June 5, 2002, Florida Power Corporation ("FPC", or "the Company") filed a request for confidential classification for the highlighted information appearing in its supplement to FPC's Hedging Program Proposal filed on the same date in Docket No. 011605-EI. The materials for which confidentiality is requested were assigned Document No. 05903-02. FPC provided statutory justification for their request, citing Chapter 366.093(3)(d) and (e). FPC indicated that this statute entitles the utility to confidential classification of the information based on the assertion that public disclosure of such information concerning bids or other contractual data would impair the efforts of the Company to contract for goods or services on favorable terms and that it would impair the competitive business of the Company. Specifically, FPC contends that such disclosure would provide highly sensitive information to recipients regarding the manner and timing of FPC's entry into the commodities markets.

I have reviewed the information submitted by the utility. My recommendation is that the Company be granted confidential status for the requested documents based on the statutory justification cited in its request.

WBM:kb
cc: Blanca Bayo, Director, Commission Clerk and Administrative Services
Office of the General Counsel

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