

# ORIGINAL

## BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for Determination )  
of Need of Hines Unit 4 Power )  
Plant )  
\_\_\_\_\_ )

DOCKET NO. 040817-EI

Submitted for filing: October 12, 2004

### THIRD NOTICE OF INTENT TO REQUEST CONFIDENTIAL CLASSIFICATION

Progress Energy Florida ("PEF" or the "Company"), pursuant to Section 366.093, Fla. Stats., and Rule 25-22.006, F.A.C., files this Third Notice of Intent to Request Confidential Classification of PEF's response to Staff's First Set of Interrogatories, Interrogatory Number 17, and PEF's responses to Staff's First Request for Production of Documents, Requests 16 and 17. PEF's response to Staff's Interrogatory Number 17 contains details and facts regarding confidential negotiations between PEF and potential fuel suppliers. PEF's responses to Staff's Requests for Production 16 and 17 contain copies of confidential documents detailing PEF's negotiations with potential fuel suppliers. Accordingly, PEF hereby submits the following.

1. A separate, sealed envelope containing one copy of the confidential Appendix A

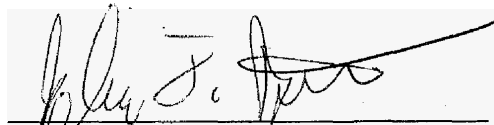
CMP \_\_\_\_\_ to PEF's Third Request for Confidential Classification for which PEF intends to request  
COM \_\_\_\_\_ confidential classification with the appropriate section, pages, or lines containing the confidential  
CTR \_\_\_\_\_ information highlighted. **This information should be accorded confidential treatment**  
ECR 1  
GCL \_\_\_\_\_ pending the filing of PEF's request and a decision on PEF's request by the Florida Public  
OPC \_\_\_\_\_ Service Commission.  
MMS \_\_\_\_\_  
RCA \_\_\_\_\_ 2 Two copies of the confidential responses with the information for which PEF  
SCR \_\_\_\_\_ intends to request confidential classification redacted by section, page, or lines where  
SEC 1  
OTH 1 conf records  
11/17/946857.2

DOCUMENT NUMBER-DATE

10982 OCT 12 04

Respectfully submitted this 12<sup>th</sup> day of October, 2004.

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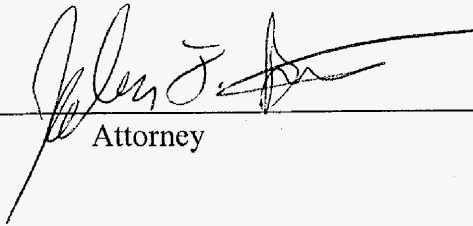
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served by e-mail and U.S. Mail to Wm. Cochran Keating, IV, Senior Attorney, Office of the General Counsel, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850 and via U.S. Mail to all other interested parties as listed on the attachment this 12th day of October, 2004.

  
\_\_\_\_\_  
Attorney

Parties of Record and Interested Persons in Docket 040817

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