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Attached for filing on behalf of Progress Energy Florida is a Fifth Notice of Intent to Request Confidential Classification

From: Costello, Jeanne [jcostello@CartonFields.com]
 Sent: Thursday, February 03, 2005 2:45 PM
 To: Filings@psc.state.fl.us
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 Subject: Docket No. 041272

Matilda Sanders

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Progress Energy Florida, Inc.'s)
 petition for approval of storm cost) Docket No.: 041272
 recovery clause for extraordinary)
 expenditures related to Hurricanes)
 Charley, Frances, Jeanne, and Ivan.) Submitted for Filing: February 3, 2005

**FIFTH NOTICE OF INTENT TO REQUEST
CONFIDENTIAL CLASSIFICATION**

Progress Energy Florida ("PEF" or the "Company"), pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, files this Fifth Notice of Intent to Request Confidential Classification of portions of deposition transcripts (and exhibits thereto) of Mark Vincent Wimberly and Javier Portuondo taken on January 24, 2005. Specifically, portions of the testimony and/or exhibits contain information that PEF has or will declare as confidential. Berryhill & Associates, Inc. has provided the testimony and exhibits to PEF so that PEF can review it for any confidential information contained therein, and pursuant to Rule 25-22.006(3)(a)(1), PEF will file a Request for Confidential Classification for any such confidential information contained therein.

Respectfully submitted this 3rd day of February, 2005.

Respectfully submitted,


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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing has been furnished to the following individuals as indicated in the service list on this 21st day of February, 2005.


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