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COMMISSION CLERK

DATE: September 6, 2005

TO: Jennifer Rodan, Office of the General Counsel

FROM: Andrew Maurey, Division of Economic Regulation *ALM*

RE: Docket No. 050078-EI, Petition for Rate Increase by Progress Energy Florida - Confidentiality Request - Document No. 08160-05 *JDJ for TD*

On August 24, 2005, Progress Energy Florida (PEF or Company) filed a request for confidential classification of Document No. 08160-05. Specifically, the Company requested confidential treatment for portions of PEF's responses to Staff's 8<sup>th</sup> request for production of documents, Nos. 59 and 60. The proprietary business information in question deals with business information such as budgets, projected earnings, projected costs, and proprietary third party information.

Staff has reviewed Document No. 08160-05 and recommends PEF's request for confidential classification for the identified portions of these responses be granted. Staff is in agreement with the Company that the information in question relates to PEF's competitive interests, the disclosure of which could adversely impact PEF's competitive business interests. As such, staff believes this information should be afforded confidential treatment under Section 366.093(3)(e), Florida Statutes.

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  - SEC 1
  - OTH Lockard
- cc: CCA - Bureau of Records and Hearing Services ✓  
 Marshall Willis  
 Denise Greene  
 Karla Barnes

DOCUMENT NUMBER-DATE

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