

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Progress Energy Florida's Responses to Staff Data Request regarding FPSC Complaint # 742137E.

Docket No.: 070599-EI

Dated: October 9, 2007

COMMISSION CLERK

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**PROGRESS ENERGY FLORIDA INC.'S REQUEST FOR CONFIDENTIAL CLASSIFICATION**

Progress Energy Florida, Inc., ("PEF" or "Company"), pursuant to Section 366.093, Florida Statutes (F.S.), and Rule 25-22.006, Florida Administrative Code (F.A.C.), submits this Request for Confidential Classification for certain information provided in response to Staff's Data Request regarding FPSC Complaint # 742137E. In support of this Request, PEF states:

1. In response to Staff's Data Request, PEF has provided information containing "proprietary business information" under Section 366.093(3), Florida Statutes.

2. The following exhibits are included with this request:

(a) Sealed Composite Exhibit A is a package containing unredacted copies of all the documents for which PEF seeks confidential treatment. Composite Exhibit A is being submitted

CMP \_\_\_\_\_ separately in a sealed envelope labeled "CONFIDENTIAL." In the unredacted versions, the COM \_\_\_\_\_ information asserted to be confidential is highlighted by yellow marker.

CTR \_\_\_\_\_

ECR 1 (b) Composite Exhibit B is a package containing two copies of redacted versions

GCL 1 of the documents for which the Company requests confidential classification. The specific

OPC \_\_\_\_\_ information for which confidential treatment is requested has been blocked out by opaque marker or

RCA \_\_\_\_\_

SCR \_\_\_\_\_ other means.

SGA \_\_\_\_\_

SEC \_\_\_\_\_

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(c) Exhibit C is a table which identifies by page and line the information for which PEF seeks confidential classification and the specific statutory bases for seeking confidential treatment.

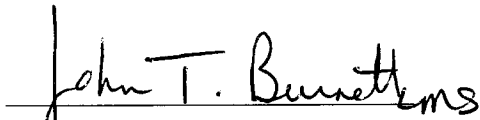
3. As indicated in Exhibit C, the information for which PEF requests confidential classification is “proprietary confidential business information” within the meaning of Section 366.093(3), F.S. Specifically, the information at issue is confidential internal processes, the disclosure of which could jeopardize PEF’s ability to effectively evaluate and adjust claims. *See* § 366.093(3)(e), F.S.; Affidavit of Thomas Currier at ¶ 5. Accordingly, such information constitutes “proprietary confidential business information” which is exempt from disclosure under the Public Records Act pursuant to Section 366.093(1), F.S.

4. The information identified as Exhibit “A” is intended to be and is treated as confidential by the Company. See Affidavit of Thomas Currier at ¶ 6. The information has not been disclosed to the public, and the Company has treated and continues to treat the information at issue as confidential. See Affidavit of Thomas Currier at ¶ 6.

5. PEF requests that the information identified in Exhibit A be classified as “proprietary confidential business information” within the meaning of section 366.093(3), F.S., that the information remain confidential for a period of at least 18 months as provided in section 366.093(4) F.S., and that the information be returned as soon as it is no longer necessary for the Commission to conduct its business.

WHEREFORE, for the foregoing reasons, PEF respectfully requests that this Request for Confidential Classification be granted.

RESPECTFULLY SUBMITTED this 9th day of October, 2007.

Handwritten signature of John T. Burnett in black ink, written over a horizontal line.

R. ALEXANDER GLENN

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**CONFIDENTIAL**

**Public Service Commission**

**ACKNOWLEDGEMENT**

DATE: 10/9/07

TO: J. Burnett

FROM: Ruth Nettles , Office of Commission Clerk

RE: **Acknowledgement of Receipt of Confidential Filing**

This will acknowledge receipt of a **CONFIDENTIAL DOCUMENT** filed in Docket Number 070599-EI or, if filed in an undocketed matter, concerning Staff's data request regarding FPSC Complaint #742137E, and filed on behalf of Progress. The document will be maintained in locked storage.

If you have any questions regarding this document, please contact Marguerite Lockard, Deputy Clerk, at (850) 413-6770.

DOCUMENT NUMBER - DATE  
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