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Ruth Nettles

From: Costello, Jeanne [JCostello@CarltonFields.com]
Sent: Friday, April 18, 2008 11:51 AM
To: Filings@psc.state.fl.us
Cc: jbrew@bbrslaw.com; burgess.steve@leg.state.fl.us; Katherine Fleming;
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Michael; Triplett, Dianne; john.burnett@pgnmail.com
Subject: Filing Docket 080148
Attachments: PEF Notice of Filing Verified Affidavit.pdf



PEF Notice of
Filing Verified A..

Docket No. 080148 In re: Petition for Determination of Need for Levy Units 1 and
2 Nuclear Power Plants

This electronic filing is made by:

Dianne M. Triplett
Carlton Fields, P.A.
4221 W. Boy Scout Blvd., Ste 1000
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dtriplett@carltonfields.com
On behalf of Progress Energy Florida

Consisting of 5 pages

The attached document for filing is PEF's Notice of Filing Verified Affidavit in Support
of PEF's Second Request for Confidential Classification.

Jeanne Costello
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DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition for Determination of)
Need for Levy Units 1 and 2 Nuclear)
Power Plants.)
_____)

Docket No: 080148-EI

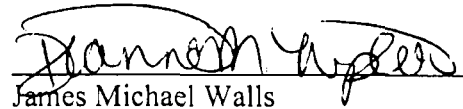
Submitted for Filing: April 18, 2008

**NOTICE OF FILING VERIFIED AFFIDAVIT IN SUPPORT OF
PEF'S SECOND REQUEST FOR CONFIDENTIAL CLASSIFICATION**

Progress Energy Florida, Inc. hereby gives notice of filing the verified affidavit of Sasha Weintraub in support of its Second Request for Confidential Classification .

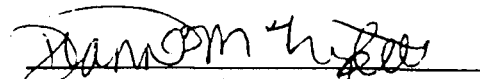
Respectfully submitted,

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Deputy General Counsel
PROGRESS ENERGY SERVICE
COMPANY, LLC
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Telephone: (727) 820-5587
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY a true and correct copy of the foregoing has been furnished to counsel and parties of record as indicated on the attached service list via U.S. Mail this 16th day of April, 2008.


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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for determination of need
for Levy Units 1 and 2 nuclear power plants,
by Progress Energy Florida, Inc.

Docket No. 080148-EI

Submitted for Filing: April 17, 2008

**AFFIDAVIT OF ALEXANDER (SASHA) WEINTRAUB IN SUPPORT OF PROGRESS
ENERGY FLORIDA'S REQUEST FOR CONFIDENTIAL CLASSIFICATION
REGARDING STAFF'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS**

STATE OF NORTH CAROLINA

COUNTY OF WAKE

BEFORE ME, the undersigned authority duly authorized to administer oaths, personally appeared Sasha Weintraub, who being first duly sworn, on oath deposes and says that:

1. My name is Sasha Weintraub. I am over the age of 18 years old and I have been authorized by Progress Energy Florida (hereinafter "PEF" or the "Company") to give this affidavit in the above-styled proceeding on PEF's behalf and in support of PEF's Request for Confidential Classification. The facts attested to in my affidavit are based upon my personal knowledge.

2. I am the Vice President of Regulated Fuels Department. This department is responsible for the procurement of coal, natural gas, and fuel oil for PEF and Progress Energy Carolinas ("PEC") systems.

3. As the Vice President of Regulated Fuels Department, I am responsible for, among other things, the procurement of coal, natural gas, and fuel oil for PEF and PEC. I am also responsible for the Company's coal, natural gas, and fuel oil price forecasts used for

resource planning purposes and in connection with the Company's Ten Year Site Plan filing each year.

4. PEF is seeking confidential classification for portions of its responses to the Staff's First Request for Production (Nos. 1-3), specifically portions of the responses to request 1. A detailed description of the confidential information at issue is contained in confidential Exhibit A to PEF's Second Request for Confidential Classification and is outlined in PEF's Justification Matrix that is attached to PEF's Second Request for Confidential Classification as Exhibit C. PEF is requesting confidential classification of this portion of the response, because it contains confidential information regarding contracts between PEF and outside vendors who provide fuel forecasting data, the disclosure of which would compromise PEF's competitive business interests.

5. Staff's Request for Production number 1 calls for documents regarding coal, oil, and natural gas forecasting data and market information, which PEF purchases from third party entities. The terms of the contracts under which PEF purchases these fuel forecasts requires PEF to maintain the information contained in these reports as confidential. Disclosure of this information would violate the terms of those confidentiality agreements. In addition, if PEF disclosed this confidential forecasting data, the third parties that sell this data may be unwilling in the future to offer such information to PEF, which could adversely affect PEF's competitive business interests in buying fuel.

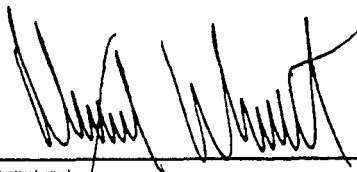
6. Upon receipt of this confidential information, and with its own confidential information, strict procedures are established and followed to maintain the confidentiality of the terms of the documents and information provided, including restricting access to those persons who need the information to assist the Company, and restricting the number of, and access to the

information and contracts. At no time since receiving the contracts and information in question has the Company publicly disclosed that information or contracts. The Company has treated and continues to treat the information and contracts at issue as confidential.

7. This concludes my affidavit.

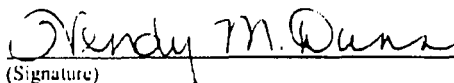
Further affiant sayeth not.

Dated the 17 day of April, 2008.



(Signature)
Alexander (Sasha) Weintraub
Vice President
Regulated Fuels Department
410 S. Wilmington Street
Raleigh, NC 27601

THE FOREGOING INSTRUMENT was sworn to and subscribed before me this 17th day of April, 2008 by Sasha Weintraub. He is personally known to me, or has produced his n/a driver's license, or his n/a as identification.



(Signature)

Wendy M. Dunn

(Printed Name)

(AFFIX NOTARIAL SEAL)

NOTARY PUBLIC, STATE OF NC

July 5, 2012

(Commission Expiration Date)

n/a

(Serial Number, If Any)