

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and purchased power cost recovery clause with generating performance incentive factor.

Docket No. 080001-EI

Dated: June 30, 2008

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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 Midcourse Data Request dated June 12, 2008. In support of this Request, PEF states:

1. In response to Staff's Midcourse Data Request, specifically Question 1, Attachment titled "E-10 Schedules for 2008 & 2009", PEF provided documents containing information that is "proprietary business information" under Section 366.093(3), Florida Statutes.

2. The following exhibits are included with this request:

(a) Composite Exhibit A, the document for which PEF seeks confidential

CMP _____ treatment, which was previously filed with PEF's Notice of Intent filed on June 17, 2008.

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

COM _____

CTR _____

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

OCR 1 information for which confidential treatment is requested has been blocked out by opaque marker or

OPC _____

PCA _____ other means.

(c) Exhibit C is a table which identifies by page and line the information for

SCR _____

STIA _____

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records

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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, PEF is requesting confidential classification of this information because public disclosure of this information would violate confidentiality agreements between PEF and its nuclear vendors, the disclosure of which would impair the efforts of the Company to contract for nuclear goods and services on competitive and favorable terms. *See* § 366.093(3)(d), F.S.; Affidavit of Lori Cross at ¶ 5. Furthermore, the information at issue relates to the competitive interests of PEF and its nuclear vendors, the disclosure of which would impair their competitive businesses. *Id.* § 366.093(3)(e); Affidavit of Lori Cross at ¶ 6. 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 Lori Cross at ¶ 7. The information has not been disclosed to the public, and the Company has treated and continues to treat the information and contracts at issue as confidential. *See* Affidavit of Lori Cross at ¶ 7.

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.

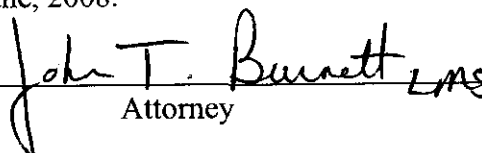
RESPECTFULLY SUBMITTED this 30th day of June, 2008.


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PROGRESS ENERGY FLORIDA, INC.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of Progress Energy Florida, Inc.'s Request for Confidential Classification in Docket No. 080001-EI has been furnished by regular U.S. mail to the following this 30th day of June, 2008.



Attorney

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Exhibit A

(A separate sealed envelope labeled “confidential” was previously filed on June 17, 2008 with PEF’s Notice of Intent to Request Confidential Classification. The envelope contains one copy of the confidential documents for which PEF seeks confidential treatment)

Exhibit C

**PROGRESS ENERGY FLORIDA
Confidentiality Justification Matrix**

DOCUMENT/RESPONSES	PAGE/LINE	JUSTIFICATION
PEF Response to Staff Midcourse DR-2: Attachment titled "E-10 Schedules for 2008 & 2009"	Section (A): Lines 1-4; Jan-Dec '09 dollar amounts & % change.	§366.093(3)(d), F.S. The document in question contains confidential information, the disclosure of which would impair PEF's efforts to contract for goods or services on favorable terms.
	Section (B): Lines 1-4; Jan-Dec '09 dollar amounts & % change.	
	Section (C): Lines 1-4; Jan-Dec '09 dollar amounts & % change.	§366.093(3)(e), F.S. The document in question contains confidential information relating to competitive business interests, the disclosure of which would impair the competitive business of the provider/owner of the information.
	Section (D): Lines 1-4; Jan-Dec '09 dollar amounts & % change.	

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