

Docket 070626-EI

**Audit Control No.
08-086-4-1**

Exhibit D

COM ___
ECR ___
GCL
OPC ___
RCP
SSC ___
SGA ___
ADM ___
CLK ___

DOCUMENT NUMBER-DATE

09337 OCT-28

FPSC-COMMISSION CLERK

EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

STATE OF TEXAS)
)
TRAVIS COUNTY)

AFFIDAVIT OF PAUL MARKOVICH

BEFORE ME, the undersigned authority, personally appeared Paul Markovich who, being first duly sworn, deposes and says:

1. My name is Paul Markovich. I am currently employed by Green Mountain Energy Company ("Green Mountain") as Senior Vice President. My business address is 300 West 6th Street, 9th Floor, Austin, Texas. I have personal knowledge of the matters stated in this affidavit.

2. With respect to Exhibit C, I have reviewed the documents that are included in Exhibit A to Green Mountain's Request for Confidential Classification of Information. The information which is asserted by Green Mountain to be proprietary confidential business information includes information that is competitively sensitive to Green Mountain, both in terms of its business operations and its negotiations and contractual relationships with other parties.

3. Green Mountain has had no objection and continues to have no objection to the full disclosure of this information to the Florida Public Service Commission and its Staff to allow them to fulfill their regulatory function; however, certain portions, if publicly disclosed, would impair the competitive business of Green Mountain and harm its business operations. Green Mountain has maintained the confidentiality of these documents and materials.

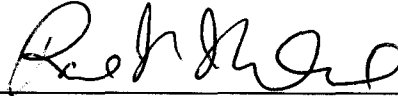
4. Consistent with the provisions of the Florida Administrative Code, these documents should remain confidential for a period of not less than 18 months. In addition, it should be returned to Green Mountain as soon as the information is no longer necessary for the Commission to conduct its business, so that Green Mountain can continue to maintain the confidentiality of these documents.

DOCUMENT NUMBER-DATE

09337 OCT-28

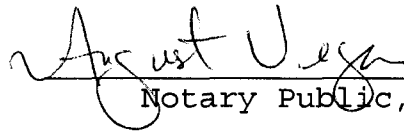
FPSC-COMMISSION CLERK

5. Affiant says nothing further.



Paul Markovich

SWORN TO AND SUBSCRIBED before me this 23rd day of September, 2008, by Paul Markovich, who is personally known to me or who has produced AV (type of identification) as identification and who did take an oath.



Notary Public, State of Texas

My Commission Expires:

