

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

RECEIVED-FPSC
09 JAN 12 PM 1:48

COMMISSION
CLERK

In re: FPSC Review of Customer Property
Damage Claims of Florida's Four Major
Investor-Owned Utilities.

Docket No. Undocketed

Dated: January 12, 2009

**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 information contained in the FPSC's Review of Customer Data Security of Florida's Four Investor-Owned Utilities, PEF Responses to Data Requests 1, 2 and 3 and certain information contained in Staff's audit workpapers, specifically certain information regarding PEF. In support of this Request, PEF states:

1. In Staff's Review, there is sensitive PEF information that is "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 pages of the FPSC Review of Customer Property Damage Claims of Florida's Four Major

Investor-Owned Utilities, PEF Responses to Data Requests 1, 2 and 3 and Staff's audit workpapers
for which PEF seeks confidential treatment. Composite Exhibit A is being submitted separately in a
sealed envelope labeled "CONFIDENTIAL." In the unredacted versions, the information asserted to
be confidential is highlighted by yellow marker.

COM _____
SCR _____
GCL 1
DPC _____
RCP 1
SSC _____
SGA _____
ADM _____
CLK 1

DOCUMENT NUMBER-DATE
00277 JAN 12 8
FPSC-COMMISSION CLERK

(b) Composite Exhibit B is a package containing two copies of redacted versions of the documents for which the Company requests confidential classification. The specific information for which confidential treatment is requested has been blocked out by opaque marker or other means.

(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 relates to PEF’s internal data security processes and security procedures outlined in the FPSC Review, Data Request responses and Staff’s audit workpapers. The documentation outlines elements of PEF’s data security procedures, which if disclosed, could impair the efforts of the Company to maintain secure customer and business information. If the information at issue was made public, it could be used to attempt to breach PEF’s data security policies and procedures. See § 366.093(3)(c), F.S.; Affidavit of Lawrence Mazer at ¶

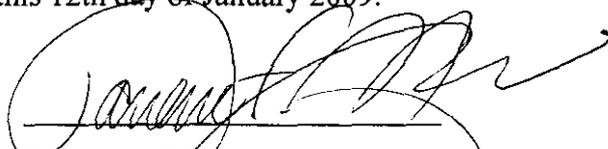
4. Furthermore, the information at issue relates to sensitive customer information, the disclosure of which could impair data security interests for both PEF and its customers. *Id.* § 366.093(3)(e); Affidavit of Lawrence Mazer at ¶ 6. Accordingly, such information constitutes “proprietary confidential business information” which is exempt from disclosure under the Public Records Act pursuant to Section 366.093(1), F.S.

5. The information identified as Exhibit "A" is intended to be and is treated as confidential by the Company. See Affidavit of Lawrence Mazer. The information has not been disclosed to the public, and the Company has treated and continues to treat its internal processes, security procedures and the information at issue as confidential. See Affidavit of Lawrence Mazer.

6. 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 12th day of January 2009.



Lawrence Mazer
Associate General Counsel – Claims
Progress Energy Florida, Inc.
Post Office Box 14042
St. Petersburg, Florida 33733-4042
Telephone: 727-820-5787
Facsimile: 727-820-5041
Email: larry.mazer@pgnmail.com

Attorney for
PROGRESS ENERGY FLORIDA, INC.

COMMISSIONERS:
MATTHEW M. CARTER II, CHAIRMAN
LISA POLAK EDGAR
KATRINA J. MCMURRIAN
NANCY ARGENZIANO
NATHAN A. SKOP

STATE OF FLORIDA



OFFICE OF COMMISSION CLERK
ANN COLE
COMMISSION CLERK
(850) 413-6770

Public Service Commission

ACKNOWLEDGEMENT

DATE: January 12, 2009

TO: Lawrence Mazer, Progress Energy Florida, Inc.

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 090000 or, if filed in an undocketed matter, concerning information contained in FPSC's Review of Customer Data Security of Florida Four Investor-Owned Utilities, PEF's responses to Data Requests 1, 2 and 3, and filed on behalf of Progress Energy. 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
00278 JAN 12 09
FPSC-COMMISSION CLERK

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD • TALLAHASSEE, FL 32399-0850
An Affirmative Action/Equal Opportunity Employer

PSC Website: <http://www.floridapsc.com>

Internet E-mail: contact@psc.state.fl.us