

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

RECEIVED-FPSC
09 MAY - 1 AM 11:15
COMMISSION
CLERK

In re: Petition for increase in rates by
Progress Energy Florida, Inc.

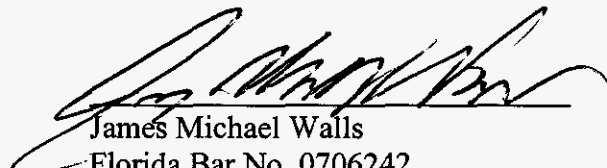
Docket No. 090079-EI
Submitted for Filing: May 1, 2009

**NOTICE OF FILING AFFIDAVITS IN SUPPORT OF PROGRESS ENERGY FLORIDA,
INC.'S SECOND REQUEST FOR CONFIDENTIAL CLASSIFICATION**

Notice is hereby given, through the undersigned counsel, on behalf of Progress Energy Florida, Inc. of filing the Affidavits of Masceo DesChamps and Peter Toomey in support of Progress Energy Florida's Second Request for Confidential Classification regarding PEF's responses to Staff's Second Request for Production of Documents No. 7 and Staff's First Set of Interrogatories Nos. 1-2.

Respectfully submitted this day of May 1, 2009.

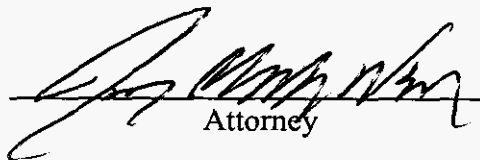
R. Alexander Glenn
General Counsel
PROGRESS ENERGY SERVICE
COMPANY, LLC
Post Office Box 14042
St. Petersburg, FL 33733-4042
Telephone: (727) 820-5587
Facsimile: (727) 820-5519


James Michael Walls
Florida Bar No. 0706242
Dianne M. Triplett
Florida Bar No. 0872431
CARLTON FIELDS, P.A.
Post Office Box 3239
Tampa, FL 33601-3239
Telephone: (813) 223-7000
Facsimile: (813) 229-4133

ECR 1
GCL 1

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 below via electronic and U.S. Mail this 1st day of May, 2009.


Attorney

Katherine Fleming, Esq.
Office of General Counsel
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850
keflemin@psc.state.fl.us

Robert Scheffel Wright
John T. LaVia, III
Young van Assenderp, P.A.
225 S. Adams Street, Suite 200
Tallahassee, FL 32301
swright@yvlaw.net

J.R.Kelly / Charles Rehwinkel.
Office of Public Counsel
c/o The Florida Legislature
111 West Madison Street, #812
Tallahassee, FL 32399
Kelly.jr@leg.state.fl.us
Rehwinkel.charles@leg.state.fl.us

Mr. James W. Brew, Esq.
c/o Brickfield Law Firm
1025 Thomas Jefferson St., NW
8th Floor, West Tower
Washington, DC 20007
jbrew@bbrslaw.com

Bill McCollum / Cecelia Bradley
Office of the Attorney General
The Capitol – PL01
Tallahassee, FL 32399-1050
cecilia.bradley@myfloridalegal.com

Keefe Law Firm
Vicki Gordon Kaufman/Jon C. Moyle, Jr.
118 North Gadsden Street
Tallahassee, FL 32301
vkaufman@kagmlaw.com

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for rate increase by
Progress Energy Florida, Inc.

Docket No. 090079-EI

**AFFIDAVIT OF MASCEO DESCHAMPS IN SUPPORT OF PROGRESS ENERGY
FLORIDA'S SECOND REQUEST FOR CONFIDENTIAL CLASSIFICATION**

STATE OF NC

COUNTY OF Wake

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

1. My name is Masceo DesChamps. 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 Second Request for Confidential Classification ("the Request"). The facts attested to in my affidavit are based upon my personal knowledge.

2. I am the Director of Compensation and Benefits for Progress Energy Service Company, LLC. As the Director of Compensation and Benefits, I am responsible, among other things, for providing leadership in the planning, evaluation, design, implementation, and communication of all compensation and benefits plans for employees, executives, retirees, and Board members. I direct the design and on-going evaluation of base, annual and long-term incentive compensation plans, merit and other salary increases, management of job evaluations, and wage and salary surveys.

3. In its Second Request for Confidential Classification, PEF is seeking confidential classification for certain information contained in its responses to Staff's First Set of

Interrogatories. An unredacted version of the information at issue is contained in confidential Appendix A to PEF's Request and the confidential portions thereof are outlined in PEF's Justification Matrix attached to the Request as Appendix C. PEF is requesting confidential classification of portions of these interrogatory responses because they contains proprietary confidential business information, the disclosure of which would compromise PEF's competitive business interests.

4. In response to Staff's First Interrogatories, PEF has provided certain confidential and proprietary information, such as the amount of salary and potential bonuses the Company is willing to pay its executives. That information is confidential and proprietary in formation, the disclosure of which could harm PEF's competitive business interests if disclosed to the public, or to other utilities with which PEF competes for qualified executives. This information could provide firms with which PEF is constantly competing for qualified employees with a competitive advantage in acquiring and retaining such employees, and could also give prospective employees an advantage in negotiating compensation packages, leading to increases in the overall amount of compensation paid to employees. This overall increase in the amount paid in compensation could adversely impact rates paid by PEF's ratepayers, or make the Company a less attractive investment to potential investors. In sum, the disclosure of this information could adversely affect the Company's competitive business interests, and for that reason is treated by PEF as proprietary and confidential.

5. With respect to the confidential information at issue, strict procedures are established and followed to maintain the confidentiality of that information; such procedures include, but are not limited to, restricting access to the information to only those persons who require it to assist the Company. PEF has treated and continues to treat the information contained in the schedules as confidential

6. This concludes my affidavit.

Dated this 30th day of April, 2009

Masceo D. Deschamps

(Signature)

Masceo Deschamps

Director of Compensation and Benefits, Progress Energy
Service Company

THE FOREGOING INSTRUMENT was sworn to and subscribed before me this 30th day of April, 2009 by Masceo DesChamps. He is personally known to me, or has produced his _____ driver's license, or his _____ as identification.

Brianna Martin

(Signature)

Brianna Martin

(Printed Name)

(AFFIX NOTARIAL SEAL)

NOTARY PUBLIC, STATE OF NC

11/12/2012

(Commission Expiration Date)

(Serial Number, If Any)

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for rate increase by
Progress Energy Florida, Inc.

Docket No. 090079-EI

**AFFIDAVIT OF PETER TOOMEY IN SUPPORT OF PROGRESS ENERGY
FLORIDA'S SECOND REQUEST FOR CONFIDENTIAL CLASSIFICATION**

STATE OF FLORIDA

COUNTY OF PINELLAS

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

1. My name is Peter Toomey. 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 Second Request for Confidential Classification ("the Request"). The facts attested to in my affidavit are based upon my personal knowledge.

2. I am the Vice President of Finance of Progress Energy Florida, Inc. As the Vice President of Finance, I am responsible for strategic planning, financial planning and forecasting, business planning, budgeting, cost management, management accounting, and key performance management.

3. In its Second Request for Confidential Classification, PEF is seeking confidential classification for certain information contained in its responses to Staff's Second Set of Requests for Production. An unredacted version of the information at issue is contained in confidential Appendix A to PEF's Request and the confidential portions thereof are outlined in PEF's Justification Matrix attached to the Request as Appendix C. PEF is requesting confidential

classification of portions of these documents because they contain proprietary confidential business information and contractual data, the disclosure of which would compromise PEF's competitive business interests.

4. Certain portions of the documents being produced in response to Staff's Second Request for Production contain information regarding PEF's confidential contractual information, including costs and billing arrangements between PEF and its vendors. Disclosure of this proprietary and confidential information could adversely affect the Company's ability to secure such goods and services at favorable terms in the future. Furthermore, disclosure of this information could affect the behavior of such third party vendors when offering prices and contractual terms for these goods and services. Finally, PEF is required to maintain this contractual information as confidential pursuant to the terms of the contracts with its third party vendors.

5. With respect to the confidential information at issue, strict procedures are established and followed to maintain the confidentiality of that information; such procedures include, but are not limited to, restricting access to the information to only those persons who require it to assist the Company. PEF has treated and continues to treat the information contained in the schedules as confidential

6. This concludes my affidavit.

Dated this 30th day of April, 2009.



(Signature)

Peter Toomey

Vice President of Finance of Progress Energy Florida, Inc.

THE FOREGOING INSTRUMENT was sworn to and subscribed before me this 30th day of April, 2009 by Peter Toomey He is personally known to me or has produced his _____ driver's license, or his _____ as identification.

Anne M. Pastick
(Signature)

ANNE M. PASTICK
(Printed Name)

NOTARY PUBLIC, STATE OF FLORIDA

4-12-2010
(Commission Expiration Date)

DD 677153
(Serial Number, If Any)

(AFFIX NOTARIAL SEAL)

