

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Nuclear Power Plant Cost
Recovery Clause

Docket No. 090009-EI
Filed: May 12, 2009

RECEIVED-FPSC
09 MAY 12 PM 4:45
COMMISSION
CLERK

**THIRD NOTICE OF INTENT TO REQUEST
CONFIDENTIAL CLASSIFICATION**

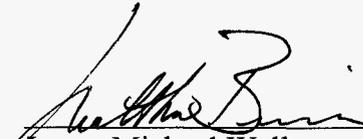
Progress Energy Florida ("PEF" or the "Company"), pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, files this Third Notice of Intent to Request Confidential Classification of the confidential portions of the documents and information produced in response to OPC's Second Request for Production of Documents, request number 59. Portions of the documents and information contained in these responsive documents contain proprietary and confidential business information which the Company does not disclose to the public including contractual data the disclosure of which would impair PEF's ability to contract for necessary goods and services and in many cases would violate contractual confidentiality clauses, and other information the disclosure of which would harm the Company's competitive business interests.

Pursuant to Rule 25-22.006(3)(a)(1), PEF will file its Request for Confidential Classification for such confidential information contained therein within twenty-one (21) days of filing this request.

COM
ECL 1
GCL 1
OPC
RCI
SSC
SGA
ADM
CLR 1

R. Alexander Glenn
General Counsel

Respectfully submitted this 12th day of May, 2009.


James Michael Walls
Florida Bar No. 0706242

15008545.1

This docketed notice of intent was filed with Confidential Document No. 04600-09. The document has been placed in confidential storage pending timely receipt of a request for confidentiality.

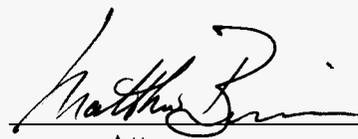
DOCUMENT NUMBER-DATE
04599 MAY 12 09
FPSC-COMMISSION CLERK

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

Dianne M. Triplett
Florida Bar No. 0872431
Matthew R. Bernier
Florida Bar No. 0059886
CARLTON FIELDS, P.A.
Post Office Box 3239
Tampa, FL 33601-3239
Telephone: (813) 223-7000
Facsimile: (813) 229-4133

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 12th day of May, 2009.



Attorney

Mr. Paul Lewis, Jr.
Progress Energy Florida, Inc.
106 East College Avenue, Ste. 800
Tallahassee, FL 32301-7740
Phone: (850) 222-8738
Facsimile: (850) 222-9768
Email: paul.lewisjr@pgnmail.com

Keino Young
Lisa Bennett
Jennifer Brubaker
Staff Attorney
Florida Public Service Commission
2540 Shumard Oak Blvd
Tallahassee 32399
Phone: (850) 413-6218
Facsimile: (850) 413-6184
Email: kyoung@psc.state.fl.us
lbennett@psc.state.fl.us
jbrubake@psc.state.fl.us

Charles Rehwinkel
Associate Counsel
Office of Public Counsel
c/o The Florida Legislature
111 West Madison Street
Room 812
Tallahassee, FL 32399-1400
Phone: (850) 488-9330
Email: rehwinkel.charles@leg.state.fl.us

Bryan S. Anderson
Jessica Cano
Florida Power & Light
700 Universe Boulevard
Juno Beach, FL 33408-0420
Phone: (561) 691-7101
Facsimile: (561) 691-7135
Email: bryan.anderson@fpl.com
jessica.cano@fpl.com

John W. McWhirter
McWhirter Law Firm
400 North Tampa Street, Ste. 2450
Tampa, FL 33602
Phone: (813) 224-0866
Facsimile: (813) 221-1854
Email: jmwhirter@mac-law.com

James W. Brew
F. Alvin Taylor
Brickfield Burchette Ritts & Stone, PC
1025 Thomas Jefferson St NW
8th FL West Tower
Washington, DC 20007-5201
Phone: (202) 342-0800
Fax: (202) 342-0807
Email: jbrew@bbrslaw.com

Vicki Gordon Kaufman
Jon C. Moyle, Jr.
118 North Gadsden Street
Tallahassee, FL 32301
Phone: (850) 681-3828
Facsimile: (850) 681-8788
Email: vkaufman@kagmlaw.com

E. Leon Jacobs, Jr.
Williams Law Firm
1720 S. Gadsden Street MS 14, Ste. 20
Tallahassee, FL 32301
Email: Ljacobs50@comcast.net

Karin S. Torain
PCS Administration (USA), Inc.
1101 Skokie Boulevard, Ste. 400
Northbrook, IL 60062
Phone: (850) 222-8738
Fax: (850) 222-9768
Email: KSTorain@potashcorp.com

Randy B. Miller
White Springs Agricultural Chemicals, Inc.
P.O. Box 300
White Springs, FL 32096
Email: RMiller@pcsphosphate.com

STATE OF FLORIDA

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



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

Public Service Commission

ACKNOWLEDGEMENT

DATE: May 12, 2009

TO: Michael Walls, Carlton Fields

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 090009 or, if filed in an undocketed matter, concerning portions of documents and information produced in response to OPC's 2nd Request for Production of Document No. 59, and filed on behalf of Progress Energy Florida. 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
04600 MAY 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