

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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IN RE: NUCLEAR POWER PLANT COST
RECOVERY CLAUSE

Docket No. 090009-EI
Served: May 28, 2009

**FOURTH 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 Fourth Notice of Intent to Request Confidential Classification of the confidential portions of the documents and information produced in response to the Office of Public Counsel's ("OPC") Third Request for Production of Documents (Nos. 60-64), specifically numbers 60 and 61. Portions of the documents and information contained in these responses 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.

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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)

This docketed notice of intent was filed with Confidential Document No. OS 313-09 The document has been placed in confidential storage pending timely receipt of a request for confidentiality.

DOCUMENT NUMBER-DATE

05312 MAY 28 8

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days of filing this request.

Respectfully submitted this 28th day of May, 2009.

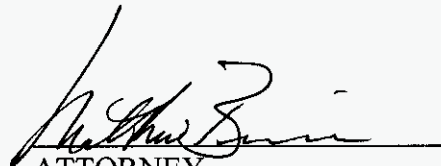
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CERTIFICATE OF SERVICE

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 28th day of May, 2009.



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Public Service Commission

ACKNOWLEDGEMENT

DATE: May 28, 2009

TO: James 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 produced in response to OPC's 3rd Request for PODs (60-64), specifically Nos. 60 and 61, 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.

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