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Public Service Commission  
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DATE: 07/20/09

TO: X DIVISION OF ECONOMIC REGULATION  
DIVISION OF REGULATORY COMPLIANCE  
DIVISION OF SERVICE, SAFETY & CONSUMER ASSISTANCE  
DIVISION OF STRATEGIC ANALYSIS & GOVERNMENTAL AFFAIRS  
OFFICE OF THE GENERAL COUNSEL

FROM: OFFICE OF COMMISSION CLERK

RE: CONFIDENTIALITY OF CERTAIN INFORMATION

DOCUMENT NO(s): 07280-09

DESCRIPTION: Progress (Bernier) - (CONFIDENTIAL) Portions of response to OPC's 5th request for PODs (Nos. 75, 76, 78, 79, and 80). [CLK note: Document provided in electronic format only.]

COM \_\_\_\_\_  
ECR \_\_\_\_\_  
GCL \_\_\_\_\_

OPC \_\_\_\_\_ SOURCE: Progress Energy Florida, Inc.

RCP \_\_\_\_\_  
SSC \_\_\_\_\_ DOCKET NO(s): 090009-EI

SGA \_\_\_\_\_  
ADM \_\_\_\_\_ The above material was received with a request for confidential classification. Please prepare a recommendation for the attorney assigned to the case by completing the section below and forwarding a copy of this memorandum, together with a brief memorandum supporting your recommendation, to the attorney. Copies of your recommendation should also be provided to the Division of the Commission Clerk and Administrative Services, Bureau of Records and Hearing Services, and to the Office of General Counsel.

*K. Penar*

DOCUMENT NUMBER DATE  
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Please read each of the following and check if applicable.

- The document(s) is (are), in fact, what the utility asserts it (them) to be.
- The utility has provided enough details to perform a reasoned analysis of its request.
- The material has been received incident to an inquiry.
- The material is confidential business information because it includes:
  - (a) Trade secrets;
  - (b) Internal auditing controls and reports of internal auditors;
  - (c) Security measures, systems, or procedures;
  - (d) Information concerning bids or other contractual data, the disclosure of which would impair the efforts of the company to contract for services on favorable terms;
  - (e) Employee personnel information unrelated to compensation, duties, qualifications, or responsibilities;
  - (f) Tax returns or tax-related information;
  - (g) Information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of information.
- The material appears to be confidential in nature and harm to the company or its ratepayers will result from public disclosure.
- The material appears not to be confidential in nature.
- The material is a periodic or recurring filing and each filing contains confidential information.

Response prepared by: James E. Brennan

Date: July 27, 2009

- cc:  CLK       RCP  
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 GCL       SSC