

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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COMMISSION
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IN RE: PETITION FOR INCREASE IN
RATES BY PROGRESS ENERGY
FLORIDA, INC.

Docket No. 090079-EI
Submitted for Filing: August 4, 2009

PEF'S 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 Notice of Intent to Request Confidential Classification of the documents produced in response to the Florida Public Service Commission's Staff's ("Staff") Thirteenth Request for Production of Documents (Nos. 67-96), specifically request numbers 70, 71 and 90. The information being provided in response to these requests contains confidential contractual information, as well as other confidential information relating to the Company's competitive interests, the release of which would harm the Company's competitive business interests, as well as violate contractual confidentiality provisions. Some of the information being provided also includes confidential and sensitive financing information, the disclosure of which would harm the Company's competitive business interests. For these reasons, PEF is requesting that the Commission afford these documents confidential classification.

PEF is providing a CD containing the confidential information in question, attached as

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Exhibit A.

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.

This docketed notice of intent was filed with Confidential Document No. 08015-09. The document has been placed in confidential storage pending timely receipt of a request for confidentiality.

DOCUMENT NUMBER-DATE

08014 AUG -4 8

Respectfully submitted,

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served via electronic and U.S. Mail to the following counsel of record as indicated below on this 4th day of August, 2009.


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Public Service Commission

ACKNOWLEDGEMENT

DATE: August 5, 2009

TO: James Michael Walls, Matthew R. Bernier/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 090079 or, if filed in an undocketed matter, concerning documents produced in response to staff's 13th Request for PODs, Nos. 67-96, specifically, 70,71, and 90, provided on CD, 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
08015 AUG-4 09
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