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DATE: September 15, 2009

TO: Kenio Young, Senior Attorney, Office of General counsel

FROM: William Coston, Operations Review Specialist, Division of Regulatory Compliance *WJC*

RE: Document 07728-09 (Docket 090009-EI)—Portions of documents produced to Commission's auditor for use in preparing review of project management internal controls nuclear plant and uprate an construction projects draft report, dated 7/2009.

Staff has completed its review of the request for confidential classification submitted by Progress Energy Florida on July 28, 2009 within docket 090009-EI. This request is divided into two sections: document 07731-09 and document 07732-09.

Document 07731-09

This material included in this request, for the reasoning cited by the company, appears confidential in nature, and harm to the company or its ratepayers will result from public disclosure, with the expectation of the eight requests listed in the matrix on Attachment A.

Document 07732-09

This material included in this request, for the reasoning cited by the company, appears confidential in nature, and harm to the company or its ratepayers will result from public disclosure.

- cc: Beth Salak, Director of Regulatory Compliance
 Dale Mailhot, Assistant Director of Regulatory Compliance
 Lisa Harvey, Chief, Bureau of Policy Analysis
 Carl Vinson, Public Utilities Supervisor

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Document 07731-09 in Docket 090009-EI

Staff Exceptions to:

Progress Energy Florida's Request for Confidential Classification as to Documents Provided to the PSC in Response to its Audit Document/Record Request (CR3) Confidentiality Justification Matrix (Attachment C)

Item	Page/Line	Company Justification	Staff's Recommendation
Request 1, question 10 Documents bearing bates number:09PMA-DR1-10-000221 through 09PMA-DR1-10-000279 (page 4, row 2, of attachment C--document 07731-09)	Entire Document	§366.093(3)(e), F.S.	This is a monthly management report generated by the company. The company selectively redacted previous versions of this report in response to Request 1, question 10, bates 09PMA-DR1-10-000102 through 09PMA-DR1-10-000182. The company should have selectively redacted this document accordingly.
Request 3, question 2 Documents bearing bates number:09PMA-DR3-2-000063 through 09PMA-DR3-2-000090 (page 61, row 2, of attachment C--document 07731-09)	Entire Document	§366.093(3)(e), F.S.	This is a periodic, status update management report generated by the company. The company selectively redacted previous versions of this report in response to Request 1, question 10, bates 09PMA-DR1-10-000001. The company should have selectively redacted this document accordingly.
Request 3, question 2 Documents bearing bates number:09PMA-DR3-2-000091 through 09PMA-DR3-2-000117 (page 61, row 3, of attachment C--document 07731-09)	Entire Document	§366.093(3)(e), F.S.	This is a periodic, status update management report generated by the company. The company selectively redacted previous versions of this report in response to Request 1, question 10, bates 09PMA-DR1-10-000001. The company should have selectively redacted this document accordingly.
Request 3, question 2 Documents bearing bates number:09PMA-DR3-2-000118 through 09PMA-DR3-2-000130 (page 61, row 4, of attachment C--document 07731-09)	Entire Document	§366.093(3)(e), F.S.	This is a periodic, status update management report generated by the company. The company selectively redacted previous versions of this report in response to Request 1, question 10, bates 09PMA-DR1-10-000001. The company should have selectively redacted this document accordingly.

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Request 3, question 2 Documents bearing bates number:09PMA-DR3-2-000131 through 09PMA-DR3-2-000254 (page 62, row 1, of attachment C--document 07731-09)	Entire Document	§366.093(3)(e), F.S.	This is a periodic, status update management report generated by the company. The company selectively redacted previous versions of this report in response to Request 1, question 10, bates 09PMA-DR1-10-000001. The company should have selectively redacted this document accordingly.
Request 5, question 4 Documents bearing bates number:09PMA-DR5CR3-4-000118 through 09PMA-DR5CR3-4-000145 (page 84, row 3, of attachment C--document 07731-09)	Entire Document	§366.093(3)(e), F.S.	This is a periodic, status update management report generated by the company. The company selectively redacted previous versions of this report in response to Request 1, question 10, bates 09PMA-DR1-10-000001. The company should have selectively redacted this document accordingly.
Request 5, question 4 Documents bearing bates number:09PMA-DR5CR3-4-000146 through 09PMA-DR5CR3-4-000166 (page 84, row 4, of attachment C--document 07731-09)	Entire Document	§366.093(3)(e), F.S.	This is a periodic, status update management report generated by the company. The company selectively redacted previous versions of this report in response to Request 1, question 10, bates 09PMA-DR1-10-000001. The company should have selectively redacted this document accordingly.
Request 5, question 4 Documents bearing bates number:09PMA-DR5CR3-4-000167 through 09PMA-DR5CR3-4-000186 (page 85, row 1, of attachment C--document 07731-09)	Entire Document	§366.093(3)(e), F.S.	This management report contains information related to the CR3 uprate project that was included with staff's final report document. The company did not request this information confidential within the final report. The company should have selectively redacted this document accordingly.