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OFFICE OF THE GENERAL COUNSEL  
MARY ANNE HELTON  
ACTING GENERAL COUNSEL  
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# Public Service Commission

November 19, 2009

John T. Burnett, Esq.  
Post Office Box 14042  
St. Petersburg, FL 33733-4042

**Re: DOCKET NO. 090499-EQ - Petition for Approval Of Letter Agreement to Negotiated Purchase Power Contract With Pinellas County Resource Recovery By Progress Energy Florida, Inc.**

Dear Mr. Burnett:

By this letter, the Commission staff requests that Progress Energy Florida, Inc. (PEF) provide responses to the following data requests.

### Staff Data Request No. 1

1. The preamble of the petition indicates the letter of agreement is dated August 18, 2009. The petition filing date is November 2, 2009. Please explain the delay in filing the petition beyond the 30 day time criteria specified by Rule 25-17.0836, Florida Administrative Code.
2. Please explain why a contract modification is required rather than simply reducing payments during the period of reduced capacity in accordance with the existing agreement?
3. Paragraph 4 of the petition states that the contracted committed capacity of 54.75 MW will be reduced to 36.5 MW. What does PEF forecast for its reserve margin during each month of the curtailment?

The following four questions refer to the discussion of savings for PEF ratepayers in paragraph 5 of the petition.

4. How will the curtailment of 18.25 MW (54.74 MW – 36.5 MW = 18.25 MW) of committed capacity be replaced?
5. What will replacement of the curtailed capacity cost per month?
6. Are the costs of replacing the curtailed capacity included in the savings to ratepayers shown in paragraph 5 of the petition and Exhibit B?

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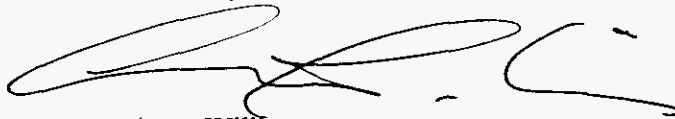
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Mr. Burnett  
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7. Please expand Exhibit B to show the "TOTAL CC reduction savings" less the replacement cost for the 18.25 MW of capacity as the "TOTAL cost impact to PEF customers."

Please file the original and five copies of the requested information by December 3, 2009, with Ms. Ann Cole, Commission Clerk, Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida, 32399-0850. Please feel free to call me at (850) 413-6076 if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read 'Anna Williams', with a large, stylized flourish extending to the right.

Anna Williams  
Attorney

ARW:th

Cc: Office of Commission Clerk  
Docket No. 090499-EQ