

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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COMMISSION CLERK

In re: Nuclear Power Plant Cost
Recovery Clause

Docket No. 100009

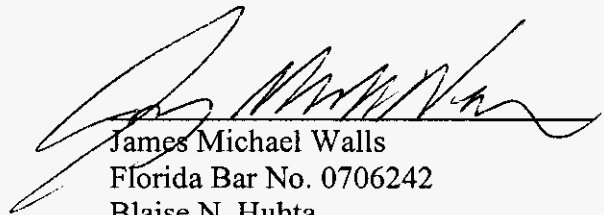
Submitted for Filing: March 1, 2010

**PROGRESS ENERGY FLORIDA, INC.'S NOTICE OF FILING AFFIDAVITS
IN SUPPORT OF PROGRESS ENERGY FLORIDA, INC. FIRST REQUEST
FOR CONFIDENTIAL CLASSIFICATION REGARDING THE
TESTIMONY OF WILL GARRETT AND EXHIBITS THERETO AND THE
TESTIMONY OF SUE HARDISON**

Progress Energy Florida hereby gives notice of filing the following affidavits in support of Progress Energy Florida, Inc.'s First Request for Confidential Classification Regarding the Testimony of Will Garrett and Exhibits thereto and the Testimony of Sue Hardison:

1. Affidavit of Sue Hardison in Support of Progress Energy Florida's Request for Confidential Classification Regarding the Testimony and Exhibits Filed with the Testimony of Will Garrett and the Testimony of Sue Hardison; and
2. Affidavit of Jon Franke in Support of Progress Energy Florida's Request for Confidential Classification Regarding the Testimony and Exhibits Filed with the Testimony of Will Garrett and the Testimony of Sue Hardison.

Respectfully submitted this 1st day of March, 2010.



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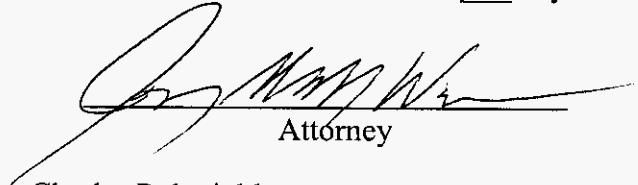
DOCUMENT NUMBER-DATE

01348 MAR-1 2010

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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 1st day of March, 2010.



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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Nuclear Power Plant Cost
Recovery Clause

Docket No. 100009-EI
Submitted for Filing: March 1, 2010

**AFFIDAVIT OF SUE HARDISON IN SUPPORT OF PROGRESS ENERGY FLORIDA'S
REQUEST FOR CONFIDENTIAL CLASSIFICATION REGARDING THE TESTIMONY
AND EXHIBITS FILED WITH THE TESTIMONY OF WILL GARRETT AND THE
TESTIMONY OF SUE HARDISON**

STATE OF NORTH CAROLINA

COUNTY OF WAKE

BEFORE ME, the undersigned authority duly authorized to administer oaths, personally appeared Sue Hardison, who being first duly sworn, on oath deposes and says that:

1. My name is Sue Hardison. I am over the age of 18 years old and I have been authorized by Progress Energy Florida (hereinafter "PEF" or the "Company") to give this affidavit in the above-styled proceeding on PEF's behalf and in support of PEF's Request for Confidential Classification Regarding Portions of the Testimony and Exhibits filed with the Testimony of Will Garrett, as well as portions of the Testimony of Sue Hardison (the "Request"). The facts attested to in my affidavit are based upon my personal knowledge.

2. PEF is seeking confidential classification for portions of the exhibits filed with, and sponsored by, the testimony of Will Garrett, filed with the Public Service Commission ("PSC" or the "Commission") as Exhibits WG-1 and WG-2, as well as portions of Mr. Garrett's testimony and my testimony. An unredacted version of the exhibits and testimony at issue is contained in confidential Appendix A to PEF's Request and the confidential portions thereof are outlined in PEF's Justification Matrix attached to the Request as Appendix C. PEF is requesting confidential classification of portions of these exhibits and this testimony because they contain

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confidential contractual information regarding the purchase of goods and services necessary to complete the Levy Nuclear Project (“LNP” or the “Project”), the disclosure of which would compromise PEF’s competitive business interests.

3. Certain portions of these exhibits and this testimony contain contractual descriptions, durations, quantities, obligations and pricing arrangements between PEF and providers of equipment and services required for the LNP that would adversely impact PEF’s competitive business interests if disclosed to the public, including the highly confidential Engineering, Procurement and Construction (“EPC”) Agreement. The Company must be able to assure these vendors that sensitive business information, such as the pricing, payment and quantity terms of their contracts, will be kept confidential. Indeed, most of the contracts at issue, including the EPC agreement, contain confidentiality provisions that prohibit disclosure of contractual terms to third parties. Specifically, the information at issue relates to competitively negotiated contractual data, such as quantity, pricing of goods and services and payments made and other contractual terms and obligations, the disclosure of which would impair the efforts of the Company to negotiate these contracts on favorable terms. If third parties were made aware of confidential contractual terms that the Company has with other parties, they may offer PEF less competitive contractual terms in future contractual negotiations. Without PEF’s measures to maintain the confidentiality of sensitive terms in contracts between PEF and these nuclear contractors, the Company’s efforts to obtain competitive contracts for the Project would be undermined.

4. As stated above, the EPC agreement contains a confidentiality provision and is considered highly confidential; therefore, PEF is requesting confidential classification of this information to avoid public disclosure that would violate the confidentiality agreements between PEF and the other parties. PEF has kept confidential and has not publicly disclosed the proprietary contract terms and provisions at issue here. Absent such measures, PEF would run


the risk that sensitive business information regarding what the Company is willing to pay for necessary equipment, goods, supplies and real property would be made available to the public and, as a result, other potential sellers of similar materials and services could change their position in their negotiations to the detriment of PEF. In addition, by the terms of these contracts, all parties thereto - including PEF - have agreed to protect proprietary and confidential information, which is defined to include the pricing provisions, from public disclosure.

5. Upon receipt of this confidential information, as with all confidential information, strict procedures are established and followed to maintain the confidentiality of the terms of the documents and information provided therein. Such procedures include, but are not limited to, restricting access to the documents and information to only those persons who require it to assist the Company. At no time since the developing or entering the contracts in question has PEF publicly disclosed the contracts' terms; PEF has treated and continues to treat the information contained in the subject contracts as confidential.

6. This concludes my affidavit.

Further affiant sayeth not.

Dated this 25th day of February 2010.



(Signature)
Sue Hardison
General Manager – Corporate Development Group
Business Services

THE FOREGOING INSTRUMENT was sworn to and subscribed before me this 25th day of February 2010 by Sue Hardison. She is personally known to me, or has produced her _____ driver's license, or her _____ as identification.



(Signature)

(AFFIX NOTARIAL SEAL)

**Betsy Whaley Cox, Notary Public
Wake County, North Carolina
My Commission Expires 12/21/2011**

Betsy Whaley Cox
(Printed Name)

NOTARY PUBLIC, STATE OF NC

12/21/2011
(Commission Expiration Date)

(Serial Number, If Any)

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Nuclear Power Plant Cost
Recovery Clause

Docket No. 100009-EI
Submitted for Filing: March 1, 2010

**AFFIDAVIT OF JON FRANKE IN SUPPORT OF PROGRESS ENERGY FLORIDA'S
REQUEST FOR CONFIDENTIAL CLASSIFICATION REGARDING PORTIONS OF THE
EXHIBITS FILED WITH THE TESTIMONY OF WILL GARRETT AND THE TESTIMONY
OF SUE HARDISON**

STATE OF FLORIDA

COUNTY OF CITRUS

BEFORE ME, the undersigned authority duly authorized to administer oaths, personally appeared Jon Franke, who being first duly sworn, on oath deposes and says that:

1. My name is Jon Franke. I am over the age of 18 years old and I have been authorized by Progress Energy Florida (hereinafter "PEF" or the "Company") to give this affidavit in the above-styled proceeding on PEF's behalf and in support of PEF's Request for Confidential Classification Regarding Portions of the Testimony and Exhibits filed with the Testimony of Will Garrett, as well as the Testimony of Sue Hardison (the "Request"). The facts attested to in my affidavit are based upon my personal knowledge.

2. PEF is seeking confidential classification for portions of the testimony and the exhibits filed with, and sponsored by, the testimony of Will Garrett, filed with the Public Service Commission ("PSC" or the "Commission") as Exhibits WG-1 and WG-2. An unredacted version of the testimony and exhibits at issue is contained in confidential Appendix A to PEF's Request and the confidential portions thereof are outlined in PEF's Justification Matrix that is attached to PEF's Request as Appendix C. PEF is requesting confidential classification of the portions of the testimony and exhibits that contain confidential contractual information regarding the purchase of goods and services necessary to complete the CR3 Uprate, the disclosure of which would compromise PEF's competitive business interests.

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3. Certain portions of this exhibit contain contractual quantities, durations, and pricing arrangements between PEF and providers of various equipment and services required for the CR3 Uprate that would adversely impact PEF's competitive business interests if disclosed to the public. The Company must be able to assure these vendors that sensitive business information, such as the pricing and quantity terms of their contracts, will be kept confidential. Indeed, most of the contracts at issue contain confidentiality provisions that prohibit the disclosure of the terms of the contract to third parties. Specifically, the information at issue relates to competitively negotiated contractual data, such as quantity and pricing of goods and services and other contractual terms such as the agreements' duration, the disclosure of which would impair the efforts of the Company to negotiate these contracts on favorable terms. If third parties were made aware of confidential contractual terms that the Company has with other parties, they may offer PEF less competitive contractual terms in future contractual negotiations. Without PEF's measures to maintain the confidentiality of sensitive terms in contracts between PEF and these nuclear contractors, the Company's efforts to obtain competitive contracts for the CR3 Uprate would be undermined.

4. As stated above, most of the contracts at issue contain confidentiality provisions; therefore, PEF is requesting confidential classification of this information to avoid public disclosure that would violate the confidentiality agreements between PEF and the other parties. PEF has kept confidential and has not publicly disclosed the proprietary contract terms and provisions at issue here. Absent such measures, PEF would run the risk that sensitive business information regarding what the Company is willing to pay for necessary equipment, goods and supplies would be made available to the public and, as a result, other potential sellers of similar materials and services could change their position in their negotiations to the detriment of PEF. In addition, by the terms of these contracts, all parties thereto - including PEF - have agreed to

protect proprietary and confidential information, which is defined to include the pricing provisions, from public disclosure.

5. Upon receipt of this confidential information, as with all confidential information, strict procedures are established and followed to maintain the confidentiality of the terms of the documents and information provided therein. Such procedures include, but are not limited to, restricting access to the documents and information to only those persons who require it to assist the Company. At no time since developing or entering the contracts in question has PEF publicly disclosed the contracts' terms; PEF has treated and continues to treat the information contained in the subject contracts as confidential.

6. This concludes my affidavit.

Further affiant sayeth not.

Dated this 26 day of February, 2010.



(Signature)
Jon Franke
Vice President
Crystal River Unit 3
15760 W. Powerline St.
Crystal River, Florida 34442

THE FOREGOING INSTRUMENT was sworn to and subscribed before me this 26 day of February, 2010 by Jon Franke. He is personally known to me, or has produced his _____ driver's license, or his _____ as identification.

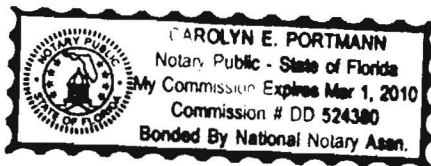


(Signature)
Carolyn E Portmann
(Printed Name)

(AFFIX NOTARIAL SEAL)

NOTARY PUBLIC, STATE OF _____

Nov 1, 2010
(Commission Expiration Date)



DD524380
(Serial Number, If Any)