

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

100370-EI

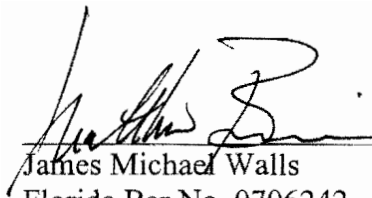
IN RE:

Docket No. - EI  
Submitted for Filing: April 30, 2010

**NOTICE OF FILING AFFIDAVIT OF WILL GARRETT  
IN SUPPORT OF PROGRESS ENERGY FLORIDA'S REQUEST  
FOR CONFIDENTIAL CLASSIFICATION REGARDING THE  
ANNUAL STATUS REPORT**

Notice is hereby given, through the undersigned counsel, on behalf of Progress Energy Florida, Inc. of filing the Affidavit of WILL GARRETT in support of Progress Energy Florida's Request for Confidential Classification regarding the Annual Status Report.

Respectfully submitted,



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**AFFIDAVIT OF WILL GARRETT IN SUPPORT OF PROGRESS ENERGY  
FLORIDA'S REQUEST FOR CONFIDENTIAL CLASSIFICATION**

STATE OF FLORIDA

COUNTY OF PINELLAS

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

1. My name is Will Garrett. 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. The facts attested to in my affidavit are based upon my personal knowledge.

2. I am the Controller for PEF in the Accounting Department. This department is responsible for financial reporting and regulatory accounting functions for PEF. As the Controller for PEF, I am responsible, along with the other members of the section, for the production and review of the financial documents of PEF. This section is also in charge of the oversight with respect to compliance with reporting standards brought upon by the Securities and Exchange Commission (SEC), the Federal Energy Regulatory Commission (FERC), and the Florida Public Service Commission (FPSC).

3. PEF is seeking confidential classification of portions of Annual Status Report (the "Report") filed with the Florida Public Service Commission on April 30, 2010. A detailed

**description of the confidential information at issue is contained in confidential Attachment A to PEF's Request and is outlined in PEF's Justification Matrix that is attached to PEF's Request as Appendix C.**

**4. The Company is requesting confidential classification of this information because portion of the Report contain and include proprietary and confidential information that would impair PEF's competitive business interests if publicly disclosed, as well as information concerning contractual data the disclosure of which would impair the Company's ability to contract on favorable terms. In many instances, the disclosure of this information would violate contractual confidentiality provisions. Specifically, portions of the Report contain details regarding PEF's budgeted and estimated costs for the LNP, costs which are driven by confidential contracts with various vendors.**

**5. If this information was disclosed to the public, it could adversely impact PEF's competitive interests. If such information was disclosed to PEF's competitors and/or other potential suppliers, PEF's efforts to obtain competitive nuclear equipment and service options that provide economic value to both the Company and its customers could be compromised by the Company's competitors and/or suppliers changing their offers, consumption, or purchasing behavior within the relevant markets.**

**6. PEF must be able to assure these vendors that sensitive business information, such as the terms of their contracts, will be kept confidential. Indeed, as discussed above, some of the contracts at issue, including the Engineering, Procurement and Construction Agreement ("EPC Agreement"), 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 the disclosure of which would impair the efforts of the Company to negotiate these contracts on favorable terms. If other third parties were made aware of confidential**

contractual terms that PEF has with other parties, such as pricing arrangements, they may offer less competitive contractual terms in future contractual negotiations. Without the Company's measures to maintain the confidentiality of sensitive terms in contracts with these nuclear contractors, the Company's efforts to obtain competitive contracts could be undermined to the detriment of PEF and its ratepayers.

7. Upon receipt of all this confidential information, and with its own confidential information, strict procedures are established and followed to maintain the confidentiality of the terms of the documents and information provided, including restricting access to those persons who need the information to assist the Company. At no time since negotiating and receiving the contracts and performing the analyses in question has the Company publicly disclosed the information or the terms of the contracts at issue. The Company has treated and continues to treat the information at issue as confidential.

8. This concludes my affidavit.

Further affiant sayeth not.

Dated this 30 day of April, 2010.



(Signature)

Will Garrett  
Controller  
Accounting Department  
Progress Energy Florida  
Post Office Box 14042  
St. Petersburg, FL 33733

THE FOREGOING INSTRUMENT was sworn to and subscribed before me this 30<sup>th</sup> day of April, 2010 by Will Garrett. He is personally known to me, or has produced his \_\_\_\_\_ driver's license, or his \_\_\_\_\_ as identification.

Sandra L. Brice  
(Signature)

Sandra L. Brice  
(Printed Name)

(AFFIX NOTARIAL SEAL)

NOTARY PUBLIC, STATE OF FLORIDA

\_\_\_\_\_  
(Commission Expiration Date)

\_\_\_\_\_  
(Serial Number, If Any)

