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STATE OF FLORIDA



DALE MAILHOT, DIRECTOR
OFFICE OF AUDITING & PERFORMANCE
ANALYSIS
(850) 413-6854
10 OCT 14 AM 8:19

COMMISSIONER
CLERK

Public Service Commission

October 5, 2010

Mr. James Michael Walls
Carlton Fields P.A.
Post Office Box 3239
Tampa, FL 33601-3239

Re: Docket 100009-EI, Progress Energy Florida, Inc's (PEF's) May 17, 2010 request for a confidential treatment of portions of the PSC staff audit working papers obtained or prepared during the Audit of Progress Energy Florida Inc. Nuclear Cost Recovery Clause -- Levy Units 1 & 2 -- as of December 31, 2009, Audit Control Number 10-006-2-1, Documents Nos. 03936-10 and 04148-10

Dear Mr. Walls:

We have read the company's May 17, 2010 request and find the following perceived technical deficiency:

1. Rule 25-22.006(4), Florida Administrative Code, titled "Requests for confidential classification" provides that the company's request shall identify the page and line where the confidential information is found. We have read the company's request and find the company request did not specifically identify which audit working paper pages were to be classified confidential.
2. We have analyzed the request, but the company's justification of sensitive documents did not match the listing of commission documents listed by audit working paper number as provided to Ms. Cynthia Lee on/about May 10, 2010. Rather the company used its own unique identifying system which did not specifically refer to which staff audit working papers were affected.

For your convenience, I have enclosed a copy of the May 10, 2010, correspondence from Jeffery A. Small, PSC Staff Audit Manager, to Ms. Lee, Manager Regulatory Accounting, Progress Energy Florida, Inc.

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PSC Website: <http://www.floridapsc.com>

Internet E-mail: contact@psc.state.fl.us

DOCUMENT NUMBER
08585 OCT 14 09
FPSC-COMMISSIONER

Mr. James Michael Walls

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September 20, 2010

The company may modify its filing with the Commission Clerk to correct this perceived deficiency within the next 21 days or a recommendation will be made to the assigned Prehearing Officer based upon the existing record.

If I can be of any further assistance in this matter, please let me know at telephone 850-413-6485 or email bfreeman@psc.state.fl.us. If you have any procedural questions regarding this matter or if you would like to talk to the staff attorney assigned to this matter, please call Ms. Lisa Bennett at telephone 850-413-6230.

Sincerely,



Robert Freeman

Government Analyst

Bureau of Audit

Enclosure

CC: Office of General Counsel (Bennett) w/o enclosure
Office of the Commission Clerk (2) w/o enclosure ✓

STATE OF FLORIDA

COMMISSIONERS:
NANCY ARGENZIANO, CHAIRMAN
LISA POLAK EDGAR
NATHAN A. SKOP
DAVID E. KLEMENT
BEN A. "STEVE" STEVENS III



TAMPA DISTRICT OFFICE
4950 W. KENNEDY BOULEVARD
SUITE 310
TAMPA, FL 33609
(813) 637-8660

Public Service Commission

May 6, 2010

Ms. Cynthia Lee
Manager, Regulatory Accounting
Progress Energy Florida, Inc.
299 1st Avenue North
PEF - 132
Saint Petersburg, FL 33701

Re: Progress Energy Florida, Inc.
NCRC Levy Units 1 & 2
Docket No. 100009-EI
Audit Control No. 10-006-2-1

Dear Ms. Lee

I have completed my field work in the above referenced audit. Included with this letter are copies of the audit report and workpapers which the Commission is maintaining in a Temporary Confidential Status and an index of the enclosed documents. Please sign and date a copy of this letter indicating that you have received these copies. The Utility must file a Request for Confidential Classification according to Rule 25-22.006, F. A. C. in order to maintain this confidentiality. This request must be filed with the Commission within twenty-one days from today or these workpapers will become public documents.

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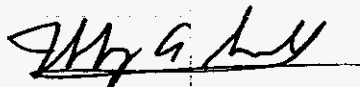
PSC Website: <http://www.floridapsc.com>

Internet E-mail: contact@psc.state.fl.us

Ms. Cynthia Lee
May 6, 2010
Page 2

Thank you for your assistance in this regard, and should you have any questions, please call me at (850)413-6437.

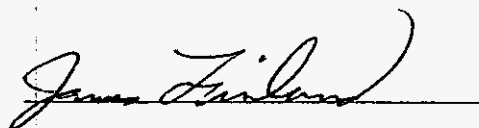
Sincerely,



Jeffery A. Small
Professional Accountant Specialist
Office of Auditing and Performance Analysis
Tampa District Office

Received by:

Signature:



Date:

5/6/10

Title:

LEAD BFA

enclosures

cc: File// Audit Workpapers

w/o James Finland, Lead Business Financial Analyst
Progress Energy Florida, Inc.

✓ w/o Clarence Prestwood, Chief
Bureau of Auditing
Office of Auditing and Performance Analysis