

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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In re: Fuel and purchased power cost recovery clause with generating performance incentive factor.

Docket No. 110001-EI

COMMISSION CLERK

Dated: May 23, 2011

**PROGRESS ENERGY FLORIDA INC.'S REQUEST FOR CONFIDENTIAL CLASSIFICATION**

Progress Energy Florida, Inc., ("PEF" or "Company"), pursuant to Section 366.093, Florida Statutes (F.S.), and Rule 25-22.006, Florida Administrative Code (F.A.C.), submits this Request for Confidential Classification for certain information provided in response to Staff's First Request for Production of Documents (Nos. 1-13) propounded on PEF. In support of this Request, PEF states:

1. In response to Staff's First Request for Production of Documents, PEF has provided responses containing information that is "proprietary business information" under Section 366.093(3), Florida Statutes.

2. The following exhibits are included with this request:

(a) Sealed Composite Exhibit A is a package containing unredacted copies of all the documents for which PEF seeks confidential treatment. Composite Exhibit A is being submitted separately in a sealed envelope labeled "CONFIDENTIAL." In the unredacted versions, the information asserted to be confidential is highlighted by yellow marker.

(b) Composite Exhibit B is a package containing two copies of redacted versions of the documents for which the Company requests confidential classification. The specific information for which confidential treatment is requested has been blocked out by opaque marker or other means.

- COM
- APA
- ECR
- GCL
- RAD
- SSC
- ADM
- OPC
- CLK

claim of confidentiality  
 notice of intent  
 request for confidentiality filed by OPC  
 For DN 03597-11 which is in locked storage. You must be authorized to view this DN.-CLK

DOCUMENT NUMBER-DATE  
 03596 MAY 23 =  
 FPSC-COMMISSION CLERK

(c) Exhibit C is a table which identifies by page and line the information for which PEF seeks confidential classification and the specific statutory bases for seeking confidential treatment.

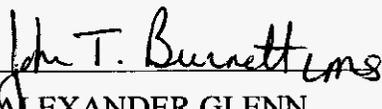
3. As indicated in Exhibit C, the information for which PEF requests confidential classification is “proprietary confidential business information” within the meaning of Section 366.093(3), F.S. Specifically, the information at issue relates to competitively negotiated data, such as RFP bid evaluations, coal contracts, transportation-related contracts, and pricing, the disclosure of which would impair the efforts of the Company or its affiliates to negotiate fuel supply contracts on favorable terms. *See* § 366.093(3)(d), F.S.; Affidavit of Joseph McCallister at ¶ 5. Affidavit of Brett Phipps at ¶ 5. Furthermore, the information at issue relates to the competitive interests of PEF and its fuel suppliers, the disclosure of which would impair their competitive businesses. *Id.* § 366.093(3)(e); Affidavit of Joseph McCallister at ¶ 6. Affidavit of Brett Phipps at ¶ 6. Accordingly, such information constitutes “proprietary confidential business information” which is exempt from disclosure under the Public Records Act pursuant to Section 366.093(1), F.S.

4. The information identified as Exhibit “A” is intended to be and is treated as confidential by the Company. *See* Affidavit of Joseph McCallister at ¶ 7. *See* Affidavit of Brett Phipps at ¶ 7. The information has not been disclosed to the public, and the Company has treated and continues to treat the information and contracts at issue as confidential. *See* Affidavit of Joseph McCallister at ¶ 7. *See* Affidavit of Brett Phipps at ¶ 7.

5. PEF requests that the information identified in Exhibit A be classified as “proprietary confidential business information” within the meaning of section 366.093(3), F.S., that the information remain confidential for a period of at least 18 months as provided in section 366.093(4) F.S., and that the information be returned as soon as it is no longer necessary for the Commission to conduct its business.

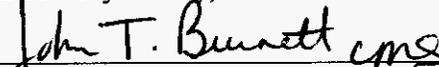
WHEREFORE, for the foregoing reasons, PEF respectfully requests that this Request for Confidential Classification be granted.

RESPECTFULLY SUBMITTED this 23<sup>rd</sup> day of May, 2011.

  
R. ALEXANDER GLENN  
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Attorneys for  
PROGRESS ENERGY FLORIDA, INC.

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via US Mail (\* via hand delivery) to the following this 23<sup>rd</sup> day of May, 2011.

  
\_\_\_\_\_  
Attorney

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**REDACTED**

**Exhibit B**

**REDACTED**

DOCUMENT NUMBER-DATE

03596 MAY 23 =

FPSC-COMMISSION CLERK

**REDACTED**

**REDACTED**

PEF-11FL-00005 through PEF-11FL-00014  
STAFF'S 1<sup>st</sup> POD #2

**REDACTED**

**REDACTED**

PEF-11FL-00015 through PEF-11FL-00116  
STAFF'S 1<sup>st</sup> POD #3

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**REDACTED**

**REDACTED**

PEF-11FL-00117 through PEF-11FL-00438  
STAFF'S 1<sup>st</sup> POD #4

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**REDACTED**

**REDACTED**

# **STAFF 1<sup>st</sup> POD**

# **#6**

Docket No. 110001

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RFP# FPC-LT-051210

**Executive Summary – Dated June 25, 2010**

**High Level Overview**

To ensure that PEF has a reliable and competitively-priced long-term natural gas supply portfolio to meet forecasted gas-fired generation needs. This transaction complies with the FPO – PEF Procurement Targets.

**General Terms**

Buyer	PEF
Seller	[REDACTED]
Product	Natural Gas Supply
Term	January 1, 2011 – December 31, 2013 (36 months)
Service	Firm Baseload
Primary Receipt Point	Enterprise TX – Magnet Withers into FGT (FGT Zone 1)

**Quantity & Price**

Quantity	PEF's FGT Zone 1 Contract Volume plus FGT Fuel (Based on currently effective FGT fuel of 3.47% the average daily volume is 18,270 MMBtu/day)
Commodity Charge	NYMEX Last Day Settle minus \$0.0325
Estimated Contract value	Based on June 11, 2010 forward prices the value is \$114.5 million for a total estimated contracted volume of approximately 20.0 Bcf.

**Summary Discussion**

PEF currently has three transportation agreements with Florida Gas Transmission ("FGT") with the Matagorda Offshore Pipeline System ("MOPS") interconnect with FGT in Refugio County, TX (FGT Zone 1) as a primary receipt point. PEF's firm transportation capacity at MOPS – FGT Refugio varies by month from a minimum of 16,118 MMBtu/day to a maximum of 18,086 MMBtu/day. In March 2010, Northern Natural Gas Company ("NNG"), operator of MOPS, filed with FERC for the authority to abandon MOPS due to NNG's position that MOPS has become uneconomic to operate. The filing requested that the abandonment be effective December 31, 2010. Given this development, PEF discussed the process with FGT to establish new Zone 1 primary receipt points given the MOPS system will not be operated. FGT has agreed to relocate PEF's primary receipt point capacity at MOPS to an alternate FGT Zone 1 receipt point that has available capacity. In addition, [REDACTED]

To determine potential alternate Zone 1 primary points for consideration, and to procure reliable and competitively-priced FGT Zone 1 natural gas supply, PEF issued RFP # FPC-LT-051210. [REDACTED]

RFP# FPC-LT-051210

[REDACTED]

The Enterprise – Magnet Withers interconnect is in Matagorda County, TX and has a design capacity of 100,000 MMBtu/day. As PEF has to request FGT to move the existing Zone 1 primary receipt point under its transportation agreements from MOPS to the Enterprise – Magnet Withers receipt point, the transaction contains a condition that FGT approves and makes PEF's primary receipt point the Enterprise - Magnet Withers receipt point replacing MOPs. Per discussions with FGT, PEF believes that the risk of not being able to move the primary receipt point as requested is low.

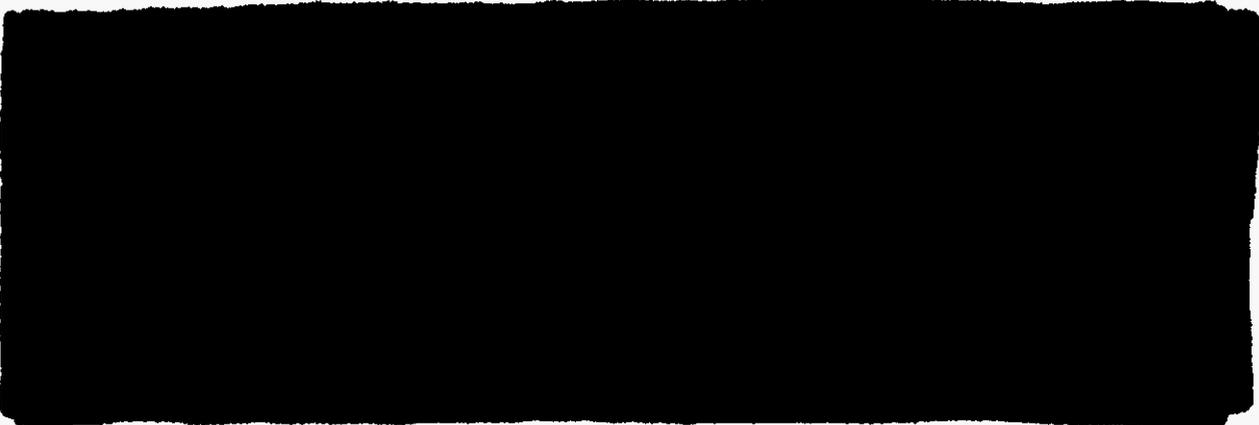
A credit exception was requested and approved. In addition, due to the term and estimated cost of the transaction based on market prices as of June 11, 2010, this transaction requires approval by the Vice President – Fuels and Power Optimization.

RFP# FPC-LT-051210

transportation upstream of the proposed point of sale were deemed to have more reliability supply and less risk than bidders that did not have this firm transportation for all or a portion of the gas to the point of sale. Lastly, the location of the point of sell was also a consideration that could impact flexibility and reliability.

***RFP Review and Selection Process***

The proposals were summarized and reviewed based on pricing and reliability offered by the bidders in response to the RFP.



With respect to the remaining bidders, in order to ensure that PEF was making relative apples to apples comparisons with respect to reliability factors, PEF had discussions with the top five bidders from a pricing perspective for various periods after the initial review. Bidders provided bids for certain annual periods of the three year period from January 1, 2011 through December 2013 as well as bids for the entire three year period. For its initial pricing review, PEF was not ready to perform a full cost comparison until further discussions took place with these companies to make sure that there was a clear understanding of the reliability factors before proceeding with the final review.

[Redacted] PEF follow-up discussions with these companies are summarized below:



RFP# FPC-LT-051210

[REDACTED]

[REDACTED]

[REDACTED]

After having these discussions, on a relative basis, PEF ranked [REDACTED] having the highest supply reliability as all the gas is being supplied from onshore sources, they stated they have firm transportation for the full amount of the gas being supplied to the proposed point of sale to PEF, and could supply 100% of the gas for the full three year term. Also, [REDACTED] indicated they could provide additional pricing based on NYMEX is preferred by PEF. In summary, the other companies were not supplying 100% of the gas from onshore sources, did not have firm transportation for all the gas being supplied the point of sale to PEF, and did not provide options for the entire three periods.

After having these discussions, PEF requested updated pricing from [REDACTED] to ensure the final comparisons were apples to apples. Outlined below is a summary of the updated proposals.

[REDACTED]

[REDACTED]

[REDACTED]

After reviewing the updated proposals, the [REDACTED] proposal was selected as it was the estimated least cost option with superior supply reliability. Their proposal provides PEF the best pricing for the three year term, is sourced from onshore sources and provides firm primary transportation rights to the point of sale to support the entire PEF volumes on FGT in Zone 1.

**REDACTED**

RFP# FPC-LT-051210

Once the agreement with [REDACTED] is executed, PEF will notify FGT to move the primary PEF's primary receipt points in Zone 1 to the interconnect with Enterprise at Magnet Withers. Although no issues are expected to move PEF's primary rights to this point, the agreement will include a contingency for PEF to be able to terminate the agreement if FGT is unable to move the point. Per discussions with FGT, PEF believes that the risk of not being able to move the primary receipt point as requested is low.

**Analysis**  
**FGT Zone 1 - Baseload - Jan. 2011-Dec. 2013**

**Counterparty:** [REDACTED]  
**Commodity Price:** [REDACTED]  
**Reservation Price (Demand Charge):** N/A  
**Location:** FGT Zone 1 - Enterprise Magnet Withers/FGT (DRN # 647818)  
**Estimated Deal Value:** As of 8/11/10 @ close

Month	Year	Days	Daily Volume*	Monthly Volume	Demand Charge	Total Demand	NYMEX	Estimated Basis**	Adder	100% Load Factor
January	2011	31	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.0800	[REDACTED]	[REDACTED]	[REDACTED]
February	2011	28	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.8340	[REDACTED]	[REDACTED]	[REDACTED]
March	2011	31	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.5120	[REDACTED]	[REDACTED]	[REDACTED]
April	2011	30	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.2840	[REDACTED]	[REDACTED]	[REDACTED]
May	2011	31	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.2780	[REDACTED]	[REDACTED]	[REDACTED]
June	2011	30	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.3200	[REDACTED]	[REDACTED]	[REDACTED]
July	2011	31	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.3720	[REDACTED]	[REDACTED]	[REDACTED]
August	2011	31	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.4140	[REDACTED]	[REDACTED]	[REDACTED]
September	2011	30	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.4430	[REDACTED]	[REDACTED]	[REDACTED]
October	2011	31	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.5280	[REDACTED]	[REDACTED]	[REDACTED]
November	2011	30	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.7480	[REDACTED]	[REDACTED]	[REDACTED]
December	2011	31	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.8980	[REDACTED]	[REDACTED]	[REDACTED]
January	2012	31	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.1740	[REDACTED]	[REDACTED]	[REDACTED]
February	2012	28	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.1090	[REDACTED]	[REDACTED]	[REDACTED]
March	2012	31	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.9390	[REDACTED]	[REDACTED]	[REDACTED]
April	2012	30	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.4840	[REDACTED]	[REDACTED]	[REDACTED]
May	2012	31	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.4880	[REDACTED]	[REDACTED]	[REDACTED]
June	2012	30	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.5210	[REDACTED]	[REDACTED]	[REDACTED]
July	2012	31	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.5810	[REDACTED]	[REDACTED]	[REDACTED]
August	2012	31	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.6260	[REDACTED]	[REDACTED]	[REDACTED]
September	2012	30	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.6510	[REDACTED]	[REDACTED]	[REDACTED]
October	2012	31	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.7440	[REDACTED]	[REDACTED]	[REDACTED]
November	2012	30	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.9490	[REDACTED]	[REDACTED]	[REDACTED]
December	2012	31	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.1740	[REDACTED]	[REDACTED]	[REDACTED]
January	2013	31	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.3540	[REDACTED]	[REDACTED]	[REDACTED]
February	2013	28	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.2040	[REDACTED]	[REDACTED]	[REDACTED]
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April	2013	30	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.6390	[REDACTED]	[REDACTED]	[REDACTED]
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June	2013	30	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.6840	[REDACTED]	[REDACTED]	[REDACTED]
July	2013	31	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.7250	[REDACTED]	[REDACTED]	[REDACTED]
August	2013	31	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.7760	[REDACTED]	[REDACTED]	[REDACTED]
September	2013	30	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.8080	[REDACTED]	[REDACTED]	[REDACTED]
October	2013	31	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.8990	[REDACTED]	[REDACTED]	[REDACTED]
November	2013	30	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.1150	[REDACTED]	[REDACTED]	[REDACTED]
December	2013	31	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.3510	[REDACTED]	[REDACTED]	[REDACTED]
<b>Total</b>						<b>\$0</b>				<b>\$114,510,134</b>
<b>Total Deal (100% LF)</b>										<b>\$114,510,134</b>

Counterparty: [REDACTED]  
 Commodity Price: [REDACTED]  
 Reservation Price (Demand Charge): N/A  
 Location: FGT Zone 1 - Enterprise Magnet Withers/FGT (DRN # 847818)  
 Estimated Deal Value: As of 8/11/10 @ close

Month	Year	Days	Daily Volume*	Monthly Volume	Demand Charge	Total Demand	NYMEX	Estimated Basis**	Adder	100% Load Factor
January	2011	31	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.6860	[REDACTED]	[REDACTED]	[REDACTED]
February	2011	28	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.6340	[REDACTED]	[REDACTED]	[REDACTED]
March	2011	31	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.5120	[REDACTED]	[REDACTED]	[REDACTED]
April	2011	30	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.2640	[REDACTED]	[REDACTED]	[REDACTED]
May	2011	31	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.2780	[REDACTED]	[REDACTED]	[REDACTED]
June	2011	30	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.3200	[REDACTED]	[REDACTED]	[REDACTED]
July	2011	31	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.3720	[REDACTED]	[REDACTED]	[REDACTED]
August	2011	31	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.4140	[REDACTED]	[REDACTED]	[REDACTED]
September	2011	30	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.4430	[REDACTED]	[REDACTED]	[REDACTED]
October	2011	31	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.5290	[REDACTED]	[REDACTED]	[REDACTED]
November	2011	30	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.7460	[REDACTED]	[REDACTED]	[REDACTED]
December	2011	31	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.9960	[REDACTED]	[REDACTED]	[REDACTED]
January	2012	31	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$6.1740	[REDACTED]	[REDACTED]	[REDACTED]
February	2012	29	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$6.1090	[REDACTED]	[REDACTED]	[REDACTED]
March	2012	31	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.9390	[REDACTED]	[REDACTED]	[REDACTED]
April	2012	30	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.4840	[REDACTED]	[REDACTED]	[REDACTED]
May	2012	31	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.4890	[REDACTED]	[REDACTED]	[REDACTED]
June	2012	30	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.5210	[REDACTED]	[REDACTED]	[REDACTED]
July	2012	31	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.5810	[REDACTED]	[REDACTED]	[REDACTED]
August	2012	31	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.6260	[REDACTED]	[REDACTED]	[REDACTED]
September	2012	30	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.6510	[REDACTED]	[REDACTED]	[REDACTED]
October	2012	31	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.7440	[REDACTED]	[REDACTED]	[REDACTED]
November	2012	30	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.9490	[REDACTED]	[REDACTED]	[REDACTED]
December	2012	31	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$6.1740	[REDACTED]	[REDACTED]	[REDACTED]
January	2013	31	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$6.3540	[REDACTED]	[REDACTED]	[REDACTED]
February	2013	28	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$6.2940	[REDACTED]	[REDACTED]	[REDACTED]
March	2013	31	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$6.1040	[REDACTED]	[REDACTED]	[REDACTED]
April	2013	30	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.6390	[REDACTED]	[REDACTED]	[REDACTED]
May	2013	31	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.6240	[REDACTED]	[REDACTED]	[REDACTED]
June	2013	30	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.6640	[REDACTED]	[REDACTED]	[REDACTED]
July	2013	31	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.7250	[REDACTED]	[REDACTED]	[REDACTED]
August	2013	31	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.7760	[REDACTED]	[REDACTED]	[REDACTED]
September	2013	30	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$6.8080	[REDACTED]	[REDACTED]	[REDACTED]
October	2013	31	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$5.8990	[REDACTED]	[REDACTED]	[REDACTED]
November	2013	30	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$6.1160	[REDACTED]	[REDACTED]	[REDACTED]
December	2013	31	[REDACTED]	[REDACTED]	\$0.0000	\$0	\$6.3510	[REDACTED]	[REDACTED]	[REDACTED]
					Total	\$0				\$114,710,889

Total Deal (100% LF)

\$114,710,889

Recommended Offer to Accept:

Counterparty: [REDACTED]  
 Volume: See Notes

Notes:

\*Volumes include FGT zone 1 contract volumes plus estimated FGT fuel based on the currently effective FGT Fuel Rate of 3.47% (Effective April 1, 2010). Actual volumes will be based on FGT Zone 1 contract volumes plus actual FGT fuel in effect during the delivery month.

\*\*Estimated Basis is based on best available pricing projections at the time of analysis.

FGT Zone 1 Contract Volumes:

Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec
18,086	18,086	17,667	17,122	17,676	17,676	17,676	17,676	17,676	16,118	18,086	18,086

**REDACTED**

PEF-11FL-00450  
STAFF'S 1<sup>st</sup> POD #6

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**REDACTED**

PEF-11FL-00469 through PEF-11FL-00471  
STAFF'S 1<sup>st</sup> POD #13

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# Exhibit C

## PROGRESS ENERGY FLORIDA Confidentiality Justification Matrix

DOCUMENT/RESPONSES	PAGE/LINE	JUSTIFICATION
PEF Response to Staff's First Request for Production of Documents (No. 2)	Bates Nos. PEF-11FL-00005 thru PEF-11FL-00014: April 2010 coal RFP bid evaluations.	<p>§366.093(3)(d), F.S. The document in question contains confidential information, the disclosure of which would impair PEF's efforts to contract for goods or services on favorable terms.</p> <p>§366.093(3)(e), F.S. The document in question contains confidential information relating to competitive business interests, the disclosure of which would impair the competitive business of the provider/owner of the information.</p>
PEF Response to Staff's First Request for Production of Documents (No. 3)	Bates Nos. PEF-11FL-00015 thru PEF-11FL-00116: coal contracts entered into as a result of the April 2010 RFP.	<p>§366.093(3)(d), F.S. The document in question contains confidential information, the disclosure of which would impair PEF's efforts to contract for goods or services on favorable terms.</p> <p>§366.093(3)(e), F.S. The document in question contains confidential information relating to competitive business interests, the disclosure of which would impair the competitive business of the provider/owner of the information.</p>

DOCUMENT NUMBER-DATE

03596 MAY 23 =

FPSC-COMMISSION CLERK

DOCUMENT/RESPONSES	PAGE/LINE	JUSTIFICATION
PEF Response to Staff's First Request for Production of Documents (No. 4)	Bates Nos. PEF-11FL-00117 thru PEF-11FL-00438: coal transportation-related contracts.	<p>§366.093(3)(d), F.S. The document in question contains confidential information, the disclosure of which would impair PEF's efforts to contract for goods or services on favorable terms.</p> <p>§366.093(3)(e), F.S. The document in question contains confidential information relating to competitive business interests, the disclosure of which would impair the competitive business of the provider/owner of the information.</p>
PEF Response to Staff's First Request for Production of Documents (No. 6)	Bates Nos. PEF-11FL-00442 thru PEF-11FL-00450: bid evaluation sheets for NG RFP.	<p>§366.093(3)(d), F.S. The document in question contains confidential information, the disclosure of which would impair PEF's efforts to contract for goods or services on favorable terms.</p> <p>§366.093(3)(e), F.S. The document in question contains confidential information relating to competitive business interests, the disclosure of which would impair the competitive business of the provider/owner of the information.</p>

<b>DOCUMENT/RESPONSES</b>	<b>PAGE/LINE</b>	<b>JUSTIFICATION</b>
PEF Response to Staff's First Request for Production of Documents (No. 13)	Bates Nos. PEF-11FL-00469 thru PEF-11FL-00471: bid evaluations for Light Oil RFP.	<p>§366.093(3)(d), F.S.  The document in question contains confidential information, the disclosure of which would impair PEF's efforts to contract for goods or services on favorable terms.</p> <p>§366.093(3)(e), F.S.  The document in question contains confidential information relating to competitive business interests, the disclosure of which would impair the competitive business of the provider/owner of the information.</p>