

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

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In re: Nuclear Power Plant Cost  
Recovery Clause

Docket No. 110009-EI  
Submitting for filing: July 15, 2011

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**AFFIDAVIT OF JOHN ELNITSKY IN SUPPORT OF PROGRESS ENERGY FLORIDA,  
INC.'S THIRTEENTH REQUEST FOR CONFIDENTIAL CLASSIFICATION**

STATE OF FLORIDA

COUNTY OF PINELLAS

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

1. My name is John Elnitsky. I am over the age of 18 years 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 late-filed exhibit number 1 from my June 17, 2011 deposition filed in this docket (the "Request"). The facts attested to in my affidavit are based upon my personal knowledge.

2. As Vice President of New Generation Programs and Projects, I am responsible for the licensing and construction of the Levy Nuclear Project ("LNP"), including the direct management of the Engineering, Procurement, and Construction Agreement ("EPC Agreement") with Westinghouse and Shaw, Stone, & Webster (the "Consortium").

3. 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 it contains proprietary and confidential contractual information related to and/or derived from contractual agreements necessary to complete the Levy Nuclear Project (“LNP”) including the Engineering, Procurement and Construction Agreement (“EPC Agreement”). Those agreements, including the EPC Agreement, contain non-disclosure provisions that limit the use and forbid the dissemination of the information. The late-filed exhibit also contains information regarding Senior Management’s strategy and planning for the future of the LNP. Publication of this information would provide PEF’s competitors and third-parties with whom PEF desires to contract with valuable insight into the long-term plans for the LNP. The disclosure of this information would impair the Company’s ability to contract on favorable terms, or at all, for necessary goods and services to complete the LNP. The Company and its customers would be harmed if PEF were not able to contract for the goods and services necessary to complete the LNP on favorable terms.

5. 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 has the Company publicly disclosed the information at issue. The Company has treated and continues to treat the information at issue as confidential.

6. This concludes my affidavit.

Further affiant sayeth not.

Dated this 7<sup>th</sup> day of July, 2011.

*[Handwritten Signature]*  
(Signature)  
John Elnitsky, Vice President of New Generation Programs and  
Projects

THE FOREGOING INSTRUMENT was sworn to and subscribed before me this 7<sup>th</sup> day  
of July, 2011 by John Elnitsky. He is personally known to me, or has produced his  
\_\_\_\_\_ driver's license, or his \_\_\_\_\_ as identification.

*Joanne A. Godsey-Baur*  
(Signature)


Joanne A. Godsey-Baur  
(Printed Name)

NOTARY PUBLIC, STATE OF Florida

August 08, 2011  
(Commission Expiration Date)

DD 70 398 2  
(Serial Number, If Any)

(AFFIX NOTARIAL SEAL)

NOTARY PUBLIC-STATE OF FLORIDA  
 Joanne A. Godsey-Baur  
Commission #DD703482  
Expires: AUG. 08, 2011  
BONDED THRU ATLANTIC BONDING CO., INC.