



Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FLORIDA 32399-0850

RECEIVED-FPSC

11 JUL 28 PM 4:00

COMMISSION CLERK

-M-E-M-O-R-A-N-D-U-M-

DATE: 7/22/11

TO: Division of Economic Regulation, Office of Primary Responsibility

FROM: Office of Commission Clerk

RE: CONFIDENTIALITY OF CERTAIN INFORMATION  
Docket No(s): 110009-EI Document No(s): 05102-11  
Description: Progress (Huhta) - (CONFIDENTIAL) Certain portions of the deposition transcript of John Elnitsky taken on 6/17/11; provided on CD only. [x-ref: DN 04721-11]  
Source: Progress Energy Florida, Inc.

The above-referenced confidential material was filed along with a fourteenth request for confidential classification. Please check all applicable information and forward a copy to the attorney assigned to the docket, along with a brief memorandum supporting your recommendation. Copies of your recommendation should also be filed with the Office of Commission Clerk and the Office of General Counsel.

- The document(s) is (are), in fact, what the utility asserts it (them) to be.
- The utility has provided enough details to perform a reasoned analysis of its request.
- The material has been received incident to an inquiry.
- The material is confidential business information because it includes:
  - (a) Trade secrets;
  - (b) Internal auditing controls and reports of internal auditors;
  - (c) Security measures, systems, or procedures;
  - (d) Information concerning bids or other contractual data, the disclosure of which would impair the efforts of the public utility or its affiliates to contract for goods or services on favorable terms;
  - (e) Information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of information;
  - (f) Employee personnel information unrelated to compensation, duties, qualifications, or responsibilities;
- The material appears to be confidential in nature and harm to the company or its ratepayers will result from public disclosure.
- The material appears not to be confidential in nature.
- The material is a periodic or recurring filing and each filing contains confidential information.

COM \_\_\_\_\_  
 APA \_\_\_\_\_  
 ECR \_\_\_\_\_  
 GCL \_\_\_\_\_  
 RAD \_\_\_\_\_  
 SSC \_\_\_\_\_  
 ADM \_\_\_\_\_  
 OPC \_\_\_\_\_  
 CLK MM

This response was prepared by Mark R. Laux on 07/28/11. I have provided one copy of the full recommendation to the Office of General Counsel and two copies to the Office of Commission Clerk for the docket file and processing of the confidential material.

DOCUMENT NUMBER-DATE  
05266 JUL 28 =  
 FPSC-COMMISSION CLERK

State of Florida



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TALLAHASSEE, FLORIDA 32399-0850

**-M-E-M-O-R-A-N-D-U-M-**

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**DATE:** July 28, 2011  
**TO:** Keino Young, Senior Attorney, Office of the General Counsel  
**FROM:** Mark R. Laux, Senior Analyst, Division of Economic Regulation <sup>MR.L</sup>  
**RE:** Document Number 05102-11

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Pursuant to Section 366.093 of the Florida Statutes, and Rule 25-22.006, Florida Administrative Code, Progress Energy Florida (PEF) requests confidential classification of certain highlighted information on approximately 85 pages.

Staff has reviewed PEF's confidentiality request. In staff's opinion, the request does meet the criteria for confidentiality contained in Section 366.093, Florida Statutes. Therefore, staff recommends that the request for confidentiality of certain information included in Document No. 05102-11 be approved.