

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: NUCLEAR POWER PLANT
COST RECOVERY CLAUSE

Docket No. 110009-EI
Submitted for Filing: August 15, 2011

COMMISSION
CLERK

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**NINTH NOTICE OF INTENT
TO REQUEST CONFIDENTIAL CLASSIFICATION**

Progress Energy Florida ("PEF" or the "Company"), pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, files this Notice of Intent to Request Confidential Classification of certain portions of the deposition transcript, and exhibits thereto, of John Elnitsky taken on August 3, 2011. Certain portions of the Mr. Elnitsky's deposition transcript and exhibits 2, 3, 4 and 5 contain PEF's confidential competitive business and strategic planning information as well as confidential contractual information, the release of which would harm PEF's competitive business interests and violate contractual non-disclosure agreements. Therefore, PEF is requesting that the Commission afford these documents confidential classification.

PEF is providing as Exhibit "A" a CD containing the confidential information in question.

Pursuant to Rule 25-22.006(3)(a)(1), PEF will file its Request for Confidential Classification for such confidential information contained therein within twenty-one (21) days of

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_____ claim of confidentiality
_____ notice of intent
X _____ request for confidentiality
_____ filed by OPC

For DN 05805-11, which is in locked storage. You must be authorized to view this DN.-CLK

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Respectfully submitted.



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CERTIFICATE OF SERVICE

I HEREBY CERTIFY a true and correct copy of the foregoing has been furnished to counsel and parties of record as indicated below via electronic and U.S. Mail this 15th day of August, 2011.



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