

# Hopping Green & Sams

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September 15, 2011

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## BY HAND DELIVERY

Ann Cole  
Director Records and Reporting  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399

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

For DN 06652-11, which  
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Re: Docket No. 110007-EI – Request for Confidential Classification

Dear Ms. Cole:

Enclosed for filing on behalf of Progress Energy Florida (PEF) are the following:

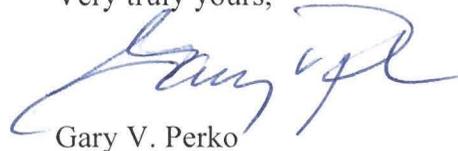
(1) The original and seven copies of its Request for Confidential Classification, including Exhibit A, which identifies by page and line the information for which PEF seeks confidential treatment.

(2) An envelope containing Exhibit B, which includes two redacted copies of the confidential documents; and

(3) A CONFIDENTIAL envelope containing Exhibit C which includes one copy of the documents on which the confidential material has been highlighted.

Please stamp and return the enclosed extra copy of this filing. If you have any questions regarding this filing, please contact the undersigned.

Very truly yours,



Gary V. Perko

DOCUMENT NUMBER - DATE  
06651 SEP 15 =  
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Enclosures

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## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via electronic-mail (\*) or regular U.S. mail this 15<sup>th</sup> day of September, 2011.

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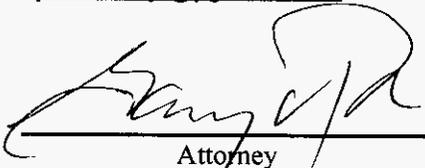
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BEFORE THE PUBLIC SERVICE COMMISSION

In re: Environmental Cost Recovery Clause.

DOCKET NO. 110007-EI

FILED: SEPTEMBER 15, 2011

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

Progress Energy Florida, Inc., (the "Company"), pursuant to Section 366.093, Florida Statutes (F.S.), and Rule 25-22.006, Florida Administrative Code, submits this Request For Confidential Classification of information included in the Company's Response to Staff's Sixth Set of Interrogatories to Progress Energy Florida, Inc. (Nos. 13-14). In support of this Request, Progress Energy states:

1. Contemporaneously with this request, the Company is serving responses to Staff's Sixth Set of Interrogatories to Progress Energy Florida, Inc. (Nos. 13-14). In response to Staff Interrogatory No. 14a, PEF is providing sensitive proprietary information concerning the length of a planned outage for Crystal River Unit 5 in 2012. Disclosure of this information could allow competitors to predict PEF's ability to make wholesale power sales or its need to make purchases. Knowledge of this information could impair PEF's efforts to contract for goods or services (i.e., power purchases) on favorable terms because potential power providers would no longer need to make their best offers to ensure the competitiveness of their rates. Instead, suppliers could simply offer the highest rates that would allow them to maintain a marginally competitive position against the Company's cost of generation. As such, disclosure of the information would impair the Company's efforts to contract for goods or services on favorable terms. *See* § 366.093(3)(d), F.S.

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2. In response to Staff Interrogatory No. 14b, PEF is providing sensitive proprietary information related to PEF's projected costs for various maintenance activities to be conducted on air pollution control equipment on PEF's Crystal River Unit 5. If such cost information is disclosed to potential contractors, PEF's future efforts to contract for similar services could be compromised as potential contractors could tailor their prices to remain marginally competitive with costs projected by the Company without offering their best price. Accordingly, such information qualifies for confidential classification pursuant to Section 366.093(d), Florida Statutes, which defines "proprietary confidential business information to include "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."

3. The following exhibits are included with this request:

(a) Exhibit A is a table which identifies the information for which PEF seeks confidential classification and the specific statutory bases for seeking confidential treatment;

(b) 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; and

(c) Exhibit C is a package containing unredacted copies of the documents for which the Company seeks confidential treatment. Exhibit C is being submitted separately in a sealed envelope labeled "CONFIDENTIAL". In the unredacted versions, the information asserted to be confidential is highlighted in yellow.

4. The information redacted in Exhibit B and highlighted in Exhibit C is intended to be and is treated as confidential by the Company. The information has not been disclosed to the public.

5. The Company requests that the information redacted in Exhibit B and highlighted in Exhibit C 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, Progress Energy Florida, Inc., respectfully requests that this Request for Confidential Classification be granted.

RESPECTFULLY SUBMITTED this 15<sup>th</sup> day of September, 2011.

HOPPING GREEN & SAMS, P.A.



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Attorneys for PROGRESS ENERGY FLORIDA

**EXHIBIT "A"**

DOCUMENT	PAGE	COLUMN	LINE	DESCRIPTION	STATUTORY JUSTIFICATION
Response to Staff Sixth Set of Interrogatories to PEF ( No. 14a)	9	N/A	1	Discussion of length of 2012 outage for Crystal River Unit 5	§ 366.093(3)(d), F.S.
Response to Staff's Sixth Set of Interrogatories to PEF (No. 14c) (Attachment 14-c)	1	3 (Total Cost)	1-33	Costs associated with maintenance activities to be conducted on CR5 absorber.	§ 366.093(3)(d), F.S.
	2	3 (Total Cost)	1-21	Costs associated with maintenance activities to be conducted on CR5 SCR system.	§ 366.093(3)(d), F.S.
	3	3 (Total Cost)	1-15	Costs associated with maintenance activities to be conducted on CR5 FGD system.	§ 366.093(3)(d), F.S.