BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION



Docket No. 120009-EI Submitted for Filing: August 6, 2012

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PROGRESS ENERGY FLORIDA, INC.'S NOTICE OF FILING

Progress Energy Florida, Inc. ("PEF"), hereby gives notice of filing the Affidavit of John

Elnitsky in Support of Progress Energy Florida's Eighth Request for Confidential Classification.

Respectfully submitted,

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R. Alexander Glenn

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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 6th day of August, 2012.

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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Nuclear Cost Recovery Clause Docket No. 120009-EI Submitting for filing: August 6, 2012

AFFIDAVIT OF JOHN ELNITSKY IN SUPPORT OF PROGRESS ENERGY FLORIDA'S EIGHTH 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 Elnitksy. 1 am over the age of 18 years and I have been authorized by Progress Energy Florida, Inc. (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 portions of PEF's Prehearing Statement filed in this docket (the "Request"). The facts attested to in my affidavit are based upon my personal knowledge.

2. As Vice President of Project Management and Construction, 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 Prehearing Statement contains sensitive proprietary and confidential capital cost information, related to and derived from contractual agreements necessary to complete the

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LNP. Specifically, the Prehearing Statement contains information related to the actual, estimated, and projected capital costs of the LNP. PEF considers this information to be highly confidential and proprietary in nature, and continues to take steps to protect against its public disclosure, including limiting the personnel who have access to this information. Public release of this information would harm the Company's ability to contract for necessary goods and services by signaling to the parties with whom PEF attempts to contract that the Company will not be able to maintain the confidentiality of the parties' contractual agreements, and in many instances, the disclosure of this information would violate contractual confidentiality provisions.

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 _____ day of August, 2012.

Kohn Elnitsky, Vice President Project Management and Construction

THE FOREGOING INSTRUMENT was sworn to and subscribed before me this <u>/</u> day of August, 2012 by John Elnitsky. He is personally known to me, or has produced his <u>driver's license</u>, or his <u>------as identification</u>.

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(AFFIX NOTARIAL SEAL)

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⁽Printed Name) NOTARY PUBLIC, STATE OF \underline{f} 2 - 27 - 14(Commission Expiration Date)