

BEFORE THE PUBLIC SERVICE COMMISSION

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In re: Petition of Progress Energy Florida, Inc. for approval of new environmental program for cost recovery under the Environmental Cost Recovery Clause

DOCKET NO. 120318-EL

COMMISSION CLERK

FILED: December 21, 2012

claim of confidentiality
notice of intent
[X] request for confidentiality
filed by OPC

PROGRESS ENERGY FLORIDA INC.'S REQUEST FOR CONFIDENTIAL CLASSIFICATION

For DN 08291-12, which is in locked storage. You must be authorized to view this DN.-CLK

Progress Energy Florida, Inc., ("PEF" or "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 being provided in Exhibit 1 to its "Petition for approval of new environmental program for cost recovery under the Environmental Cost Recovery Clause" filed contemporaneously with this Request. In support of this request, PEF states:

1. Contemporaneously with this request, PEF is filing a "Petition for approval of new environmental program for cost recovery under the Environmental Cost Recovery Clause." The Petition relates to new Groundwater Monitoring, Operation and Monitoring Requirements established by the Florida Department of Environmental Protection for PEF's Crystal River Energy Center. To comply with the new requirements, PEF will be contracting with outside vendors to conduct various activities explained in the Petition, including studies related to Crystal River industrial wastewater percolation basin system, installation of flow monitoring devices, inspections, and groundwater flow/contour mapping. Exhibit 1 to PEF's Petition,

provides costs estimates for such activities. If such cost information is disclosed to potential contractors, PEF's efforts to contract for such 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

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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.”

2. The following exhibits are included with this request:

(a) Exhibit A is a package containing two copies of a redacted version of the document for which the Company requests confidential classification. In the redacted version of the document, the confidential information has been blackened out by opaque marker or other means.

(c) Exhibit B is a package containing an unredacted copy of the document for which PEF seeks confidential treatment. Exhibit B is being submitted separately in a sealed envelope labeled “CONFIDENTIAL.” In the unredacted version of the document, the confidential information has been highlighted in yellow on page 3 (lines 1-2).

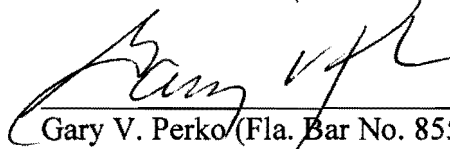
3. The information in Exhibit B is intended to be and is treated as confidential by PEF. The information has not been disclosed to the public.

4. Progress Energy requests that the information in Exhibit B 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 21<sup>st</sup> day of December, 2012.

HOPPING GREEN & SAMS, P.A.

A handwritten signature in black ink, appearing to read "Gary V. Perko", written over a horizontal line.

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