

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

**REDACTED**

In re: Fuel and purchased power cost recovery clause with generating performance incentive factor.

Docket No. 130001-EI

Dated: March 1, 2013

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

For DN 01072-13, which is in locked storage. You must be authorized to view this DN.-CLK

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

Progress Energy Florida, Inc., (“PEF” or “Company”), pursuant to Section 366.093, Florida Statutes (F.S.), and Rule 25-22.006, Florida Administrative Code (F.A.C.), submits this Request for Confidential Classification for certain information provided in Exhibit No. \_\_ (TGF-3T), specifically Schedule A12 to the direct testimony of Thomas G. Foster filed March 1, 2013. In support of this Request, PEF states:

1. Exhibit No. \_\_ (TGF-3T), specifically Schedule A12, contains information that is “proprietary business information” under Section 366.093(3), Florida Statutes.
2. The following exhibits are included with this request:
  - (a) Sealed Composite Exhibit A is a package containing unredacted copies of all the documents for which PEF seeks confidential treatment. Composite Exhibit A is being submitted separately in a sealed envelope labeled “CONFIDENTIAL.” In the unredacted versions, the information asserted to be confidential is highlighted by yellow marker.
  - (b) Composite 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.

DOCUMENT NUMBER-DATE  
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(c) Exhibit C is a table which identifies by page and line the information for which PEF seeks confidential classification and the specific statutory bases for seeking confidential treatment.

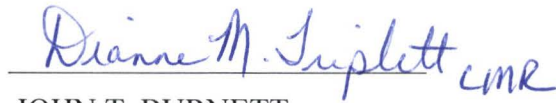
3. As indicated in Exhibit C, the information for which PEF requests confidential classification is “proprietary confidential business information” within the meaning of Section 366.093(3), F.S. Specifically, the information at issue relates to contractual data, such as the MW purchased and contract terms, the disclosure of which would impair the efforts of the Company to negotiate power supply contracts on favorable terms. *See* § 366.093(3)(d), F.S.; Affidavit of Thomas G. Foster at ¶ 5. Furthermore, the information at issue relates to the competitive interests of PEF and its power suppliers, the disclosure of which would impair their competitive businesses. *Id.* § 366.093(3)(e); Affidavit of Thomas G. Foster at ¶ 6. Accordingly, such information constitutes “proprietary confidential business information” which is exempt from disclosure under the Public Records Act pursuant to Section 366.093(1), F.S.

4. The information identified as Exhibit “A” is intended to be and is treated as confidential by the Company. *See* Affidavit of Thomas G. Foster at ¶ 7. The information has not been disclosed to the public, and the Company has treated and continues to treat the information and contracts at issue as confidential. *See* Affidavit of Thomas G. Foster at ¶ 7.

5. PEF requests that the information identified in Exhibit A 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, PEF respectfully requests that this Request for Confidential Classification be granted.

RESPECTFULLY SUBMITTED this 1<sup>st</sup> day of March, 2013.



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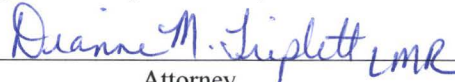
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via electronic (\* via hand delivery) to the following this 1<sup>st</sup> day of March, 2013.

  
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# **Exhibit A**

**“CONFIDENTIAL”**

# Exhibit B

**REDACTED**

**REDACTED**

COM	_____
<u>AFD</u>	<u>1</u>
APA	_____
ECO	_____
ENG	_____
GCL	_____
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PROGRESS ENERGY FLORIDA, INC.  
SCHEDULE A12 - CAPACITY COSTS  
FOR THE PERIOD JAN - DEC 2012

Docket No. 130001-EI  
Witness: Foster  
Exhibit No. (TGF-3T)  
Schedule A12  
Sheet 9 of 9

Counterparty	Type	MW	Start Date - End Date	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	YTD
1 Auburndale Power Partners, L.P. (AUBRDLFC)	QF	17.00	1/1/95 - 12/31/13	775,370	775,370	775,370	775,370	775,370	775,370	775,370	775,370	775,370	775,370	775,370	775,370	9,304,440
2 Auburndale Power Partners, L.P. (AUBSET)	QF	114.18	8/1/94 - 12/31/13	3,437,396	3,437,396	3,437,396	3,437,396	3,437,396	3,437,396	3,437,396	3,437,396	3,437,396	3,437,396	3,437,396	3,437,396	41,248,749
3 Lake County (LAKCOUNT)	QF	12.75	1/1/95 - 6/30/14	726,878	726,878	726,878	726,878	726,878	726,878	726,878	726,878	726,878	726,878	726,878	726,878	8,722,530
4 Lake Cogen Limited (LAKORDER)	QF	110.00	7/1/93 - 7/31/13	3,553,265	3,553,265	3,553,265	3,553,265	3,553,265	3,553,265	3,553,265	3,553,265	3,553,265	3,553,265	3,553,265	3,553,265	42,639,181
5 Metro-Dade County (METRDADE)	QF	43.00	11/1/91 - 11/30/13	1,334,720	1,334,720	1,334,720	1,334,720	1,334,720	1,334,720	1,334,720	1,334,720	1,334,720	1,334,720	1,334,720	1,334,720	16,016,640
6 Orange Cogen (ORANGECO)	QF	74.00	7/1/95 - 12/31/24	2,813,601	2,813,601	2,813,601	2,813,601	2,813,601	2,813,601	2,813,601	2,813,601	2,813,601	2,813,601	2,813,601	2,813,601	33,763,215
7 Orlando Cogen Limited (ORLACOGL)	QF	79.20	9/1/93 - 12/31/23	2,682,226	2,675,846	2,676,295	2,740,784	2,740,784	2,740,784	2,740,784	2,740,784	2,740,784	2,740,784	2,740,784	2,740,784	32,701,424
8 Pasco County Resource Recovery (PASCOUNT)	QF	23.00	1/1/95 - 12/31/24	1,311,230	1,311,230	1,311,230	1,311,230	1,311,230	1,311,230	1,311,230	1,311,230	1,311,230	1,311,230	1,311,230	1,311,230	15,734,760
9 Pinellas County Resource Recovery (PINCOUNT)	QF	54.75	1/1/95 - 12/31/24	3,121,298	3,121,298	3,121,298	3,121,298	3,121,298	3,121,298	3,121,298	3,121,298	3,121,298	3,121,298	3,121,298	3,121,298	37,455,570
10 Polk Power Partners, L.P. (MULBERRY)	QF	115.00	8/1/94 - 8/8/24	5,431,880	5,431,880	5,431,880	5,431,880	5,431,880	5,431,880	5,431,880	5,431,880	5,431,880	5,431,880	5,431,880	5,431,880	65,182,554
11 Wheelabrator Ridge Energy, Inc. (RIDGEGEN)	QF	39.60	8/1/94 - 12/31/23	800,946	800,946	800,946	800,946	800,946	800,946	800,946	800,946	800,946	800,946	800,946	800,946	9,611,349
12 UPS Purchase (414 total mw) - Southern	Other	414	7/19/88 - 5/31/10	0	0	(230,855)	0	0	0	0	0	(16,836)	0	0	0	(247,691)
13 Southern purchase - Scherer	Other	74	6/1/10 - 5/31/16	1,666,586	1,661,304	1,663,945	1,663,945	2,237,943	1,558,717	1,718,299	1,705,138	1,710,820	1,711,718	1,709,996	1,711,113	20,719,523
14 Southern purchase - Franklin	Other	350	6/1/10 - 5/31/16	2,163,000	2,163,000	2,163,000	2,768,640	3,289,165	2,291,019	3,063,230	3,006,201	3,361,856	2,999,467	3,027,032	3,030,258	33,325,867
15 Retail Wheeling				(2,932)	(1,199)	(455)	(3,033)	(1,120)	(2,803)	(12,128)	(2,527)	(1,328)	(2,613)	(2,034)	(995)	(33,167)
16 Levy Projected Expense				6,337,833	7,810,874	6,296,044	6,291,658	6,519,755	6,194,943	6,226,912	6,313,327	7,128,277	7,180,333	7,034,232	7,022,525	80,356,713
17 CR-3 Projected Expense				465,111	465,187	465,298	465,445	465,628	465,848	466,105	466,399	466,731	467,101	467,510	467,958	5,594,321
<b>SUBTOTAL</b>				<b>36,618,406</b>	<b>38,081,595</b>	<b>36,339,854</b>	<b>37,234,021</b>	<b>38,558,737</b>	<b>36,555,091</b>	<b>37,509,783</b>	<b>37,535,904</b>	<b>38,696,886</b>	<b>38,403,372</b>	<b>38,284,102</b>	<b>38,278,226</b>	<b>452,095,978</b>

Confidential Capacity Contracts (Aggregated):

Purchases/Sales (Net)	Other	MW	Contracts	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	YTD
Chattahoochee Capacity Purchase	1			12,500	11,513	13,084	12,634	12,366	12,634	12,769	12,500	12,231	12,769	12,231	12,769	150,000
Reliant - Vandolah Capacity Purchase	1			1,418,840	1,418,840	1,014,360	1,014,360	1,418,840	5,599,810	5,818,316	5,840,887	2,711,658	1,916,830	2,014,083	2,942,812	33,129,635
Schedule H Capacity Sales-NSB	1			(11,552)	(10,807)	(11,552)	(11,179)	(11,307)	(10,942)	(11,307)	(10,942)	(11,307)	(14,468)	(14,792)	(14,792)	(141,461)
Shady Hills Tolling	1			1,965,615	1,965,615	1,404,011	1,362,100	1,908,900	3,879,900	3,879,900	3,879,900	1,810,620	1,363,500	1,363,500	1,969,380	26,752,942
<b>Total</b>		<b>837.25</b>	<b>4</b>	<b>3,385,403</b>	<b>3,385,161</b>	<b>2,419,903</b>	<b>2,377,915</b>	<b>3,328,799</b>	<b>9,481,402</b>	<b>9,699,678</b>	<b>9,721,980</b>	<b>4,523,567</b>	<b>3,281,793</b>	<b>3,375,346</b>	<b>4,910,168</b>	<b>59,891,116</b>
<b>TOTAL</b>				<b>40,003,809</b>	<b>41,466,756</b>	<b>38,759,757</b>	<b>39,611,937</b>	<b>41,887,536</b>	<b>46,036,493</b>	<b>47,209,461</b>	<b>47,257,884</b>	<b>43,220,453</b>	<b>41,685,165</b>	<b>41,659,449</b>	<b>43,188,394</b>	<b>511,987,094</b>

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## Exhibit C

### PROGRESS ENERGY FLORIDA Confidentiality Justification Matrix

<b>DOCUMENT/RESPONSES</b>	<b>PAGE/LINE</b>	<b>JUSTIFICATION</b>
Exhibit No. __ (TGF-3T)	Schedule A12; Lines 1-4 (confidential portion): MW purchased & contract terms.	<p>§366.093(3)(d), F.S. The document in question contains confidential information, the disclosure of which would impair PEF's efforts to contract for goods or services on favorable terms.</p> <p>§366.093(3)(e), F.S. The document in question contains confidential information relating to competitive business interests, the disclosure of which would impair the competitive business of the provider/owner of the information.</p>