

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Nuclear cost recovery clause.

DOCKET NO. 130009-EI

SERVED: April 26, 2013

COMMISSION
CLERK

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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 Garry D. Miller in support of Progress Energy Florida's Second Request for Confidential Classification.

Respectfully submitted,



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COM _____
AFD _____
APA _____
ECO _____
ENG _____
GCL _____
IDM _____
TEL _____
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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 26th day of April, 2013.



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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Nuclear Cost Recovery
 Clause

Docket No. 130009-EI
Submitting for filing: April __, 2012

**AFFIDAVIT OF GARRY D. MILLER IN SUPPORT OF PROGRESS ENERGY
FLORIDA'S SECOND REQUEST FOR CONFIDENTIAL CLASSIFICATION**

STATE OF NORTH CAROLINA

COUNTY OF MECKELLENBURG

BEFORE ME, the undersigned authority duly authorized to administer oaths, personally appeared Garry D. Miller, who being first duly sworn, on oath deposes and says that:

1. My name is Garry D. Miller. I 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 Second Request for Confidential Classification regarding portions of PEF's responses to Staff's First Set of Interrogatories (Nos. 1-2) and PEF's *Amended* responses to Staff's First Set of Interrogatories (Nos. 1-2) in this docket (the "Request"). The facts attested to in my affidavit are based upon my personal knowledge.

2. I am employed by Duke Energy Corporation ("Duke Energy") in the Nuclear Engineering Group and I am the Senior Vice President – Nuclear Engineering. As Senior Vice President – Nuclear Engineering, I am responsible for all corporate engineering, design engineering, engineering technical programs, and nuclear fuels functions in Duke Energy's nuclear generation fleet. This includes engineering projects and programs at the Crystal River Unit 3 ("CR3") nuclear power plant located at the Duke Energy, Florida, Inc. ("DEF" or the "Company"), Crystal River power plant site in Florida. The CR3 extended power uprate

("EPU") project at CR3 ("CR3 Uprate") included engineering work under my overall supervisory responsibility for engineering projects.

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.

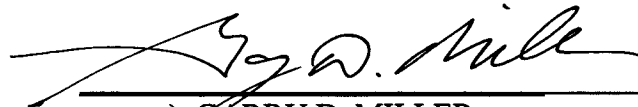
4. PEF's Response to Staff's First Set of Interrogatories (Nos. 1-2) and PEF's Amended Response to Staff's First Set of Interrogatories (Nos. 1-2) ("Responses") contain sensitive proprietary and confidential information, related to and derived from contractual agreements. Specifically, the Responses contain information related to the contractual costs of the CR3 Uprate. PEF considers this information to be 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.

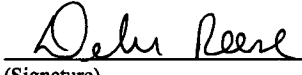
Dated this 24 day of April, 2013.



(Signature) GARRY D. MILLER
Senior Vice President – Nuclear Engineering

THE FOREGOING INSTRUMENT was sworn to and subscribed before me this 24 day of April, 2012 by Garry D. Miller. He is personally known to me, or has produced his North Carolina driver's license, or his _____ as identification.





(Signature)

Debra Reese

(Printed Name)

NOTARY PUBLIC, STATE OF North Carolina

September 6, 2015

(Commission Expiration Date)

(Serial Number, If Any)