FILED MAR 23, 2015 DOCUMENT NO. 01599-15 **FPSC - COMMISSION CLERK**

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for determination that the DOCKET NO. 150043-EI Osprey Plant acquisition or, alternatively, the Suwannee Simple Cycle Project is the most cost effective generation alternative to meet remaining need prior to 2018, by Duke Energy Florida, Inc.

ŧ

.

FILED: March 23, 2015

RECEIVED-FPSC 5 MAR 23 AH 10: 5

DUKE ENERGY FLORIDA, INC.'S SECOND NOTICE OF INTENT TO REQUEST CONFIDENTIAL CLASSIFICATION

Duke Energy Florida, Inc. ("DEF" or the "Company"), pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, files its Second Notice of Intent to Request Confidential Classification of the confidential portions of the documents attached to DEF's Notice of Filing the Second, Third and Fourth Amendments to Exhibit MEP-2 the Asset and Sale Purchase Agreement ("APA"), which is attached as Exhibit No. (MEP-2) to the Direct Testimony of Mr. Matthew Palasek filed on January 30, 2015 in this docket. These documents contain proprietary confidential competitively sensitive business and contractual information the disclosure of which would adversely impact DEF and third parties competitive business interests if disclosed and would violate contractual confidentiality provisions.

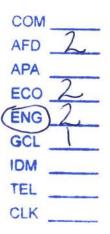
Attached as Exhibit A is a CD containing confidential, highlighted copies of the above referenced information and documents.

Pursuant to Rule 25-22.006(3)(a)(1), DEF will file its Request for Confidential Classification for such confidential information contained therein within twenty-one (21) days of filing this request.

Respectfully submitted this 23rd day of March, 2015.

John T. Burnett Deputy General Counsel Dianne M. Triplett Associate General Counsel DUKE ENERGY FLORIDA, INC. Post Office Box 14042 St. Petersburg, FL 33733-4042 Telephone: (727) 820-5587 Facsimile: (727) 820-5519

Blaise N. Gamba James Michael Walls Florida Bar No. 0706242 Blaise N. Gamba Florida Bar No. 0027942 CARLTON FIELDS JORDEN BURT, P.A. Post Office Box 3239 Tampa, FL 33601-3239 Telephone: (813) 223-7000 Facsimile: (813) 229-4133



100608005.1

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 23rd day of March, 2015.

<u>/s/ Blaise N. Gamba</u> Attorney

Charles Murphy Shalonda Hopkins Office of General Counsel Florida Public Service Commission 2540 Shumard Oak Blvd. Tallahassee, FL 32399-0850 cmurphy@psc.state.fl.us shopkins@psc.state.fl.us

.

Jon C. Moyle, Jr. Karen A. Putnal Moyle Law Firm 118 North Gadsden Street Tallahassee, FL 32301 Phone: (850) 681-3828 Fax: (850) 681-8788 Email: jmoyle@moylelaw.com kputnal@moylelaw.com

Robert Scheffel Wright John T. LaVia, III Gardner Law Firm 1300 Thomaswood Drive Tallahassee, FL 32308 Phone: (850) 385-0070 Email: <u>Schef@gbwlegal.com</u> <u>Jlavia@gbwlegal.com</u> Charles Rehwinkel Deputy Public Counsel Erik Sayler Associate Public Counsel Office of Public Counsel c/o The Florida Legislature 111 West Madison Street, Room 812 Tallahassee, FL 32399-1400 Phone: (850) 488-9330 Email: <u>rehwinkel.charles@leg.state.fl.us</u> Sayler.erik@leg.state.fl.us

James W. Brew F. Alvin Taylor Brickfield Burchette Ritts & Stone, PC 1025 Thomas Jefferson St NW 8th FL West Tower Washington, DC 20007-5201 Phone: (202) 342-0800 Fax: (202) 342-0807 Email: jbrew@bbrslaw.com ataylor@bbrslaw.com

Shonnie L. Daniel Vice President and Deputy General Counsel Calpine Construction 717 Texas Avenue Suite 1000 Houston, TX 77002 <u>Shonnie.daniels@calpine.com</u>