

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for Approval of)
Arrangement to Mitigate Impact of) DOCKET NO. 150075-EI
Unfavorable Cedar Bay Power Purchase)
Obligation, by Florida Power &) FILED: July 20, 2015
Light Company.)
_____)

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15 JUL 20 PM 4:15
COMMISSION CLERK

REDACTED

CEDAR BAY GENERATING COMPANY'S REVISED SEVENTH REQUEST FOR CONFIDENTIAL CLASSIFICATION

Cedar Bay Generating Company, Limited Partnership ("Cedar Bay"), by and through undersigned counsel, and pursuant to Rule 25-22.006, Florida Administrative Code ("F.A.C."), and Section 366.093, Florida Statutes ("F.S."), hereby requests confidential classification for certain deposition exhibits to the depositions of Tracy Patterson, Rick Neff, Mark Rudolph, and Cliff Evans (the "Deposition Exhibits"). Cedar Bay filed its Seventh Notice of Intent to Request Confidential Classification ("Seventh NOI") (PSC Document No. 03319-15) with the Commission on June 3, 2015. This was a blanket request for confidential treatment of Exhibits Nos. 1 through 38 (PSC Confidential Document No. 03320-15). On June 8, 2015, the Florida Industrial Power Users Group ("FIPUG") filed a Notice of Intent to Use the Depositions of Clifford D.

COM _____ Evans and Mark Rudolph as Pre-Filed Testimony and to Use Select
AFD _____ Exhibits (PSC Document #03480-15). FIPUG specifically listed
APA _____
ECO _____ Deposition Exhibit Nos. 1, 5, 6, 15, 17, 18, 21, 22, 24, 25, 26,
ENG (HCD) _____
GCL (HCD) _____ 29, 30, 31, 33, 37 and 38 ("FIPUG's Selected Deposition
IDM _____ Exhibits"). Accordingly, on June 8, 2015, Cedar Bay filed its
TEL _____
CLK _____

Tenth Notice of Intent to Request Confidential Classification ("Tenth NOI") (PSC Document #03478-15) with a blanket request for FIPUG's Selected Deposition Exhibits. On June 24, 2015, Cedar Bay filed its Seventh Request for Confidential Classification (PSC Document #03884-15) (the "Seventh Request"), which included a blanket request for confidential treatment of all 38 exhibits to the depositions of Mr. Patterson, Mr. Neff, Mr. Rudolph, and Mr. Evans (PSC Confidential Document #03885-15), including all of FIPUG's Selected Deposition Exhibits. Please note that on July 16, 2015, Cedar Bay filed a REVISED Tenth Request for Confidential Classification ("REVISED Tenth Request") (PSC Document #04450-15) regarding FIPUG's Selected Deposition Exhibits (PSC Confidential Document #04451-15) which included line-by-line designations for FIPUG's Selected Deposition Exhibits.

This REVISED Seventh Request for Confidential Classification addresses the 21 Deposition Exhibits not included in FIPUG's Selected Deposition Exhibits (i.e., 2, 3, 4, 7, 8, 9, 10, 11, 12, 13, 14, 16, 19, 20, 23, 27, 28, 32, 34, 35 and 36). First, upon further review, Cedar Bay has concluded that Deposition Exhibit Nos. 2, 3, 4, 8, 9, 10, 14, 16, 19, 20, 27, 28, 32, 35, and 36 do not contain confidential information and the confidentiality request for these specific deposition exhibits is hereby withdrawn. Accordingly, this REVISED Seventh Request identifies

confidential information in only Deposition Exhibits No. 7, 11, 12, 13, 23, and 34. In support of its request, Cedar Bay states as follows:

1. On June 3, 2015, Cedar Bay filed its Seventh NOI related to the Deposition Exhibits.

2. The following exhibits are included and made a part of this request:

a. Exhibit A is a CD containing Deposition Exhibits Nos. 7, 11, 12, 13, 23 and 34 (line-by-line) with the information for which Cedar Bay is requesting confidential treatment highlighted. Please note that Deposition Exhibit No. 23 is the same as Exhibit TLH-2 to Florida Power & Light Company's ("FPL") witness Hartman's testimony and is subject to FPL's pending request for confidential classification for the entire document filed on March 6, 2015, and modified by FPL's correspondence of April 22, 2015. Exhibit A is submitted separately in a sealed envelope marked "CONFIDENTIAL."

b. Exhibit B consists of two CDs containing Deposition Exhibits Nos. 7, 11, 12, 13, 23 and 34 on which all information for which Cedar Bay is seeking confidential treatment has been redacted.

- c. Exhibit C is a table that identifies the specific statutory bases for the claim of confidentiality.
- d. Exhibit D is the affidavit of Jacob A. Pollack, Vice President and Secretary of Cedar Bay.

3. Section 366.093(1), F.S., provides that "Upon request of the public utility or other person, any records received by the Commission which are shown to be proprietary confidential business information shall be kept confidential and shall be exempt from s. 119.07(1)." Section 366.093(3), F.S., defines proprietary confidential business information to mean information that is (i) intended to be and is treated as private confidential information by the company, (ii) because disclosure of the information would cause harm, (iii) to the company's business operation, and (iv) the information has not been voluntarily disclosed to the public. Additionally, section 366.093(3)(e) defines as proprietary confidential business information "information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of the information."

4. Cedar Bay is requesting confidential classification of the Deposition Exhibits because the Deposition Exhibits contain proprietary and confidential competitive business information, including information concerning internal business plans, projected capital expenditures, confidential contractual

negotiations, contractual arrangements, internal budget projections, financial forecasts, plant operations, and other competitively sensitive commercial information, the disclosure of which would harm or otherwise adversely impact Cedar Bay's and/or its affiliates' competitive business interests. Cedar Bay has treated the information contained in the Deposition Exhibits as confidential and Cedar Bay has not voluntarily disclosed the information contained in the Deposition Exhibits to the public.

5. Upon a finding by the Commission that the material in Exhibit A for which Cedar Bay seeks confidential treatment is proprietary confidential business information within the meaning of Section 366.093(3), F.S., such information should not be declassified for a period of at least eighteen (18) months. Additionally, the material provided should be returned to Cedar Bay as soon as the information is no longer necessary for the Commission to conduct its business, pursuant to Section 366.093(4), F.S.

WHEREFORE, for the above and foregoing reasons, as more fully set forth in the supporting materials and affidavit included herewith, Cedar Bay Generating Company, Limited Partnership respectfully requests that its REVISED Seventh Request for Confidential Classification be granted.

Respectfully submitted this 20th day of July, 2015.



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Partnership

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was furnished to the following, by electronic delivery, on this 20th day of July, 2015.

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PSC DOCKET 150075-EI

CEDAR BAY GENERATING COMPANY'S
REVISED SEVENTH REQUEST FOR
CONFIDENTIAL CLASSIFICATION

EXHIBIT B

EXHIBIT C - REVISED

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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 Arrangement to Mitigate Impact of) DOCKET NO. 150075-EI
 Unfavorable Cedar Bay Power Purchase)
 Obligation, by Florida Power &) FILED: July 20, 2015
 Light Company.)
 _____)

<u>Document</u> (Deposition Exhibits)	<u>Page/Line</u>	<u>Justification</u>
No. 7 - CB0009896 (Income Statement - First Quarter Forecast 2015)	<u>Page 1</u>	
	Part of line 16	§ 366.093(3)(e), Fla. Stat.
	Line 17	§ 366.093(3)(e), Fla. Stat.
	Part of line 18	§ 366.093(3)(e), Fla. Stat.
	Line 19	§ 366.093(3)(e), Fla. Stat.
	Part of line 20/21	§ 366.093(3)(e), Fla. Stat.
	Line 22	§ 366.093(3)(e), Fla. Stat.
	Part of line 23	§ 366.093(3)(e), Fla. Stat.
	Line 24	§ 366.093(3)(e), Fla. Stat.
	Part of line 25/26	§ 366.093(3)(e), Fla. Stat.
	Line 27	§ 366.093(3)(e), Fla. Stat.
	Part of line 28	§ 366.093(3)(e), Fla. Stat.
	Line 29	§ 366.093(3)(e), Fla. Stat.
	Part of line 30	§ 366.093(3)(e), Fla. Stat.
	Line 31	§ 366.093(3)(e), Fla. Stat.
Part of line 34	§ 366.093(3)(e), Fla. Stat.	
Line 35	§ 366.093(3)(e), Fla. Stat.	

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Part of Line 39	§ 366.093(3)(e), Fla. Stat.
Line 40	§ 366.093(3)(e), Fla. Stat.
Part of line 41	§ 366.093(3)(e), Fla. Stat.
Line 42	§ 366.093(3)(e), Fla. Stat.
Part of line 43	§ 366.093(3)(e), Fla. Stat.
Line 44	§ 366.093(3)(e), Fla. Stat.
Part of line 46	§ 366.093(3)(e), Fla. Stat.
Line 47	§ 366.093(3)(e), Fla. Stat.
Part of line 48	§ 366.093(3)(e), Fla. Stat.
Part of line 49	§ 366.093(3)(e), Fla. Stat.
Line 50	§ 366.093(3)(e), Fla. Stat.
Part of line 51	§ 366.093(3)(e), Fla. Stat.
Line 52	§ 366.093(3)(e), Fla. Stat.
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Line 54	§ 366.093(3)(e), Fla. Stat.
Part of line 55	§ 366.093(3)(e), Fla. Stat.
Line 56	§ 366.093(3)(e), Fla. Stat.
Part of line 57	§ 366.093(3)(e), Fla. Stat.
Line 58	§ 366.093(3)(e), Fla. Stat.
Part of line 60	§ 366.093(3)(e), Fla. Stat.
Line 61	§ 366.093(3)(e), Fla. Stat.

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Part of line 2	§ 366.093(3)(e), Fla. Stat.
Line 3	§ 366.093(3)(e), Fla. Stat.
Part of line 4	§ 366.093(3)(e), Fla. Stat.
Line 5	§ 366.093(3)(e), Fla. Stat.
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Line 14	§ 366.093(3)(e), Fla. Stat.
Part of line 14/15	§ 366.093(3)(e), Fla. Stat.
Line 16	§ 366.093(3)(e), Fla. Stat.
Part of line 17	§ 366.093(3)(e), Fla. Stat.
Line 18	§ 366.093(3)(e), Fla. Stat.
Part of line 19	§ 366.093(3)(e), Fla. Stat.
Line 19/20	§ 366.093(3)(e), Fla. Stat.
Line 21	§ 366.093(3)(e), Fla. Stat.
Part of line 22	§ 366.093(3)(e), Fla. Stat.
Line 23	§ 366.093(3)(e), Fla. Stat.
Part of line 24	§ 366.093(3)(e), Fla. Stat.
Line 25	§ 366.093(3)(e), Fla. Stat.
Part of line 26	§ 366.093(3)(e), Fla. Stat.
Line 27	§ 366.093(3)(e), Fla. Stat.

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Part of line 28	§ 366.093(3)(e), Fla. Stat.
Line 29	§ 366.093(3)(e), Fla. Stat.
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Line 31	§ 366.093(3)(e), Fla. Stat.
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Line 33	§ 366.093(3)(e), Fla. Stat.
Part of line 34	§ 366.093(3)(e), Fla. Stat.
Line 35	§ 366.093(3)(e), Fla. Stat.
Part of line 36	§ 366.093(3)(e), Fla. Stat.
Line 37	§ 366.093(3)(e), Fla. Stat.
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Line 39	§ 366.093(3)(e), Fla. Stat.
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Line 44	§ 366.093(3)(e), Fla. Stat.
Part of line 45	§ 366.093(3)(e), Fla. Stat.
Line 46	§ 366.093(3)(e), Fla. Stat.
Part of line 46/47	§ 366.093(3)(e), Fla. Stat.
Line 47	§ 366.093(3)(e), Fla. Stat.
Part of line 48	§ 366.093(3)(e), Fla. Stat.
Line 49	§ 366.093(3)(e), Fla. Stat.
Part of line 50	§ 366.093(3)(e), Fla. Stat.

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Part of line 51 § 366.093(3)(e), Fla. Stat.
Line 52 § 366.093(3)(e), Fla. Stat.
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Line 54 § 366.093(3)(e), Fla. Stat.
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Part of line 57 § 366.093(3)(e), Fla. Stat.
Line 58 § 366.093(3)(e), Fla. Stat.
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Line 61 § 366.093(3)(e), Fla. Stat.
Part of line 62 § 366.093(3)(e), Fla. Stat.

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Line 2 § 366.093(3)(e), Fla. Stat.
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Line 4 § 366.093(3)(e), Fla. Stat.
Part of line 5 § 366.093(3)(e), Fla. Stat.
Line 6 § 366.093(3)(e), Fla. Stat.
Part of line 8 § 366.093(3)(e), Fla. Stat.
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Part of line 10 § 366.093(3)(e), Fla. Stat.
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Line 13 § 366.093(3)(e), Fla. Stat.

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Part of line 14	§ 366.093(3)(e), Fla. Stat.
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Line 17	§ 366.093(3)(e), Fla. Stat.
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Line 30	§ 366.093(3)(e), Fla. Stat.
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Line 35	§ 366.093(3)(e), Fla. Stat.
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Line 37	§ 366.093(3)(e), Fla. Stat.
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Line 39	§ 366.093(3)(e), Fla. Stat.
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Line 43	§ 366.093(3)(e), Fla. Stat.
Part of line 44	§ 366.093(3)(e), Fla. Stat.
Line 45	§ 366.093(3)(e), Fla. Stat.
Part of line 45/46	§ 366.093(3)(e), Fla. Stat.
Line 46/47	§ 366.093(3)(e), Fla. Stat.
Part of line 47/48	§ 366.093(3)(e), Fla. Stat.
Line 48	§ 366.093(3)(e), Fla. Stat.
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Line 18/19 § 366.093(3)(e), Fla. Stat.
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Line 21	§ 366.093(3)(e), Fla. Stat.
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Part of line 45/46	§ 366.093(3)(e), Fla. Stat.
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Line 2

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Line 4	§ 366.093(3)(e), Fla. Stat.
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Line 28	§ 366.093(3)(e), Fla. Stat.
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Line 30	§ 366.093(3)(e), Fla. Stat.

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Part of line 31	§ 366.093(3)(e), Fla. Stat.
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Line 57 § 366.093(3)(e), Fla. Stat.
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Part of line 3 § 366.093(3)(e), Fla. Stat.
Line 4 § 366.093(3)(e), Fla. Stat.
Part of line 5 § 366.093(3)(e), Fla. Stat.
Line 6 § 366.093(3)(e), Fla. Stat.
Part of line 7 § 366.093(3)(e), Fla. Stat.
Line 8 § 366.093(3)(e), Fla. Stat.
Part of line 10 § 366.093(3)(e), Fla. Stat.
Line 11 § 366.093(3)(e), Fla. Stat.
Part of line 12 § 366.093(3)(e), Fla. Stat.
Line 13 § 366.093(3)(e), Fla. Stat.
Part of line 14 § 366.093(3)(e), Fla. Stat.
Line 15 § 366.093(3)(e), Fla. Stat.
Part of line
16/17 § 366.093(3)(e), Fla. Stat.
Line 17/18 § 366.093(3)(e), Fla. Stat.
Part of line
19/20 § 366.093(3)(e), Fla. Stat.
Line 20/21 § 366.093(3)(e), Fla. Stat.
Part of line 22 § 366.093(3)(e), Fla. Stat.
Part of line 23 § 366.093(3)(e), Fla. Stat.

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2015) (Continued)

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(cont)

Line 24	§ 366.093(3)(e), Fla. Stat.
Part of line 25	§ 366.093(3)(e), Fla. Stat.
Line 26	§ 366.093(3)(e), Fla. Stat.
Part of line 27	§ 366.093(3)(e), Fla. Stat.
Line 28	§ 366.093(3)(e), Fla. Stat.
Part of line 29	§ 366.093(3)(e), Fla. Stat.
Part of line 30	§ 366.093(3)(e), Fla. Stat.
Line 31	§ 366.093(3)(e), Fla. Stat.
Part of line 32	§ 366.093(3)(e), Fla. Stat.
Line 33	§ 366.093(3)(e), Fla. Stat.
Part of line 34	§ 366.093(3)(e), Fla. Stat.
Line 35	§ 366.093(3)(e), Fla. Stat.
Part of line 36	§ 366.093(3)(e), Fla. Stat.
Part of line 37	§ 366.093(3)(e), Fla. Stat.
Line 38	§ 366.093(3)(e), Fla. Stat.
Part of line 39	§ 366.093(3)(e), Fla. Stat.
Line 40	§ 366.093(3)(e), Fla. Stat.
Part of line 41	§ 366.093(3)(e), Fla. Stat.
Line 42	§ 366.093(3)(e), Fla. Stat.
Part of line 43	§ 366.093(3)(e), Fla. Stat.
Line 44	§ 366.093(3)(e), Fla. Stat.
Part of line 45/46	§ 366.093(3)(e), Fla. Stat.
Line 46/47	§ 366.093(3)(e), Fla. Stat.
Part of line 47/48	§ 366.093(3)(e), Fla. Stat.

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Line 48/49 § 366.093(3)(e), Fla. Stat.
Part of line 49 § 366.093(3)(e), Fla. Stat.
Line 50 § 366.093(3)(e), Fla. Stat.
Part of line 51 § 366.093(3)(e), Fla. Stat.
Line 52 § 366.093(3)(e), Fla. Stat.
Part of line 53 § 366.093(3)(e), Fla. Stat.
Line 54 § 366.093(3)(e), Fla. Stat.
Part of line 55 § 366.093(3)(e), Fla. Stat.
Line 56 § 366.093(3)(e), Fla. Stat.
Part of line 58 § 366.093(3)(e), Fla. Stat.
Part of line 59 § 366.093(3)(e), Fla. Stat.
Line 60 § 366.093(3)(e), Fla. Stat.
Part of line 61 § 366.093(3)(e), Fla. Stat.
Line 62 § 366.093(3)(e), Fla. Stat.

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Part of line 2 § 366.093(3)(e), Fla. Stat.
Line 3 § 366.093(3)(e), Fla. Stat.
Part of line 4 § 366.093(3)(e), Fla. Stat.
Part of line 5 § 366.093(3)(e), Fla. Stat.
Part of line 6 § 366.093(3)(e), Fla. Stat.
Line 7 § 366.093(3)(e), Fla. Stat.
Part of line 9 § 366.093(3)(e), Fla. Stat.
Part of line 10 § 366.093(3)(e), Fla. Stat.
Line 11 § 366.093(3)(e), Fla. Stat.
Part of line 13 § 366.093(3)(e), Fla. Stat.

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(cont)

Line 14	§ 366.093(3)(e), Fla. Stat.
Part of line 15	§ 366.093(3)(e), Fla. Stat.
Line 16	§ 366.093(3)(e), Fla. Stat.
Part of line 17	§ 366.093(3)(e), Fla. Stat.
Line 17/18	§ 366.093(3)(e), Fla. Stat.
Part of line 19	§ 366.093(3)(e), Fla. Stat.
Line 20	§ 366.093(3)(e), Fla. Stat.
Part of line 21	§ 366.093(3)(e), Fla. Stat.
Part of line 22	§ 366.093(3)(e), Fla. Stat.
Part of line 23	§ 366.093(3)(e), Fla. Stat.
Line 24	§ 366.093(3)(e), Fla. Stat.
Part of line 25	§ 366.093(3)(e), Fla. Stat.
Line 26	§ 366.093(3)(e), Fla. Stat.
Part of line 27	§ 366.093(3)(e), Fla. Stat.
Line 28	§ 366.093(3)(e), Fla. Stat.
Part of line 30	§ 366.093(3)(e), Fla. Stat.
Line 31	§ 366.093(3)(e), Fla. Stat.
Part of line 32	§ 366.093(3)(e), Fla. Stat.
Line 33	§ 366.093(3)(e), Fla. Stat.
Part of line 34	§ 366.093(3)(e), Fla. Stat.
Line 35	§ 366.093(3)(e), Fla. Stat.
Part of line 36	§ 366.093(3)(e), Fla. Stat.
Line 37	§ 366.093(3)(e), Fla. Stat.
Part of line 39	§ 366.093(3)(e), Fla. Stat.
Part of line 40	§ 366.093(3)(e), Fla. Stat.

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2015) (Continued)

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Line 41	§ 366.093(3)(e), Fla. Stat.
Part of line 42	§ 366.093(3)(e), Fla. Stat.
Part of line 43	§ 366.093(3)(e), Fla. Stat.
Line 44	§ 366.093(3)(e), Fla. Stat.
Part of line 44/45	§ 366.093(3)(e), Fla. Stat.
Line 45/46	§ 366.093(3)(e), Fla. Stat.
Part of line 46	§ 366.093(3)(e), Fla. Stat.
Line 47	§ 366.093(3)(e), Fla. Stat.
Part of line 49	§ 366.093(3)(e), Fla. Stat.
Line 50	§ 366.093(3)(e), Fla. Stat.
Part of line 51	§ 366.093(3)(e), Fla. Stat.
Line 52	§ 366.093(3)(e), Fla. Stat.
Part of line 53	§ 366.093(3)(e), Fla. Stat.
Line 54	§ 366.093(3)(e), Fla. Stat.
Part of line 56	§ 366.093(3)(e), Fla. Stat.
Line 57	§ 366.093(3)(e), Fla. Stat.
Part of line 59	§ 366.093(3)(e), Fla. Stat.
Line 60	§ 366.093(3)(e), Fla. Stat.
Part of line 62	§ 366.093(3)(e), Fla. Stat.

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(Income Statement -
First Quarter Forecast
2015) (Continued)

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	Line 2	§ 366.093(3)(e), Fla. Stat.
Part of line 4		§ 366.093(3)(e), Fla. Stat.
Line 5		§ 366.093(3)(e), Fla. Stat.
Part of line 6		§ 366.093(3)(e), Fla. Stat.
Line 7		§ 366.093(3)(e), Fla. Stat.
Part of line 8		§ 366.093(3)(e), Fla. Stat.
Line 9		§ 366.093(3)(e), Fla. Stat.
Part of line 10		§ 366.093(3)(e), Fla. Stat.
Line 11		§ 366.093(3)(e), Fla. Stat.
Part of line 12		§ 366.093(3)(e), Fla. Stat.
Line 13		§ 366.093(3)(e), Fla. Stat.
Part of line 14		§ 366.093(3)(e), Fla. Stat.
Line 15		§ 366.093(3)(e), Fla. Stat.
Part of line 16		§ 366.093(3)(e), Fla. Stat.
Line 17		§ 366.093(3)(e), Fla. Stat.
Part of line 18/19		§ 366.093(3)(e), Fla. Stat.
Line 19/20		§ 366.093(3)(e), Fla. Stat.
Part of line 21		§ 366.093(3)(e), Fla. Stat.
Line 22		§ 366.093(3)(e), Fla. Stat.
Part of line 24		§ 366.093(3)(e), Fla. Stat.
Line 25		§ 366.093(3)(e), Fla. Stat.
Part of line 29		§ 366.093(3)(e), Fla. Stat.
Line 30		§ 366.093(3)(e), Fla. Stat.
Part of line 31		§ 366.093(3)(e), Fla. Stat.
Line 32		§ 366.093(3)(e), Fla. Stat.

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(Income Statement -
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2015) (Continued)

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(cont)

Part of line 33	§ 366.093(3)(e), Fla. Stat.
Line 34	§ 366.093(3)(e), Fla. Stat.
Part of line 35	§ 366.093(3)(e), Fla. Stat.
Line 36	§ 366.093(3)(e), Fla. Stat.
Part of line 37	§ 366.093(3)(e), Fla. Stat.
Line 38	§ 366.093(3)(e), Fla. Stat.
Part of line 39	§ 366.093(3)(e), Fla. Stat.
Line 40	§ 366.093(3)(e), Fla. Stat.
Part of line 41	§ 366.093(3)(e), Fla. Stat.
Line 42	§ 366.093(3)(e), Fla. Stat.
Part of line 43	§ 366.093(3)(e), Fla. Stat.
Line 44	§ 366.093(3)(e), Fla. Stat.
Part of line 45	§ 366.093(3)(e), Fla. Stat.
Line 46	§ 366.093(3)(e), Fla. Stat.
Part of line 47	§ 366.093(3)(e), Fla. Stat.
Line 48	§ 366.093(3)(e), Fla. Stat.
Part of line 50	§ 366.093(3)(e), Fla. Stat.
Line 51	§ 366.093(3)(e), Fla. Stat.
Part of line 53	§ 366.093(3)(e), Fla. Stat.
Line 54	§ 366.093(3)(e), Fla. Stat.
Part of line 56	§ 366.093(3)(e), Fla. Stat.
Line 57	§ 366.093(3)(e), Fla. Stat.
Part of line 59	§ 366.093(3)(e), Fla. Stat.
Line 60	§ 366.093(3)(e), Fla. Stat.
Part of line 62	§ 366.093(3)(e), Fla. Stat.

No. 7 - CB0009896 (Income Statement - First Quarter Forecast 2015) (Continued)	<u>Page 9</u> Line 2	§ 366.093(3)(e), Fla. Stat.
No. 11 - CB0013661 (2014 Business Plan)	<u>Page 6</u> Part of line 6	§ 366.093(3)(e), Fla. Stat.
	<u>Page 8</u> Part of line 4	§ 366.093(3)(e), Fla. Stat.
	Part of line 5	§ 366.093(3)(e), Fla. Stat.
	Part of line 6	§ 366.093(3)(e), Fla. Stat.
	Line 7	§ 366.093(3)(e), Fla. Stat.
	Part of line 10	§ 366.093(3)(e), Fla. Stat.
	Part of line 16 through line 21	§ 366.093(3)(e), Fla. Stat.
	Line 24/25 through line 50	§ 366.093(3)(e), Fla. Stat.
No. 12 - e-mail string, beginning 5-7-13	1 page Part of line 10/11	§ 366.093(3)(e), Fla. Stat.
	Line 12	§ 366.093(3)(e), Fla. Stat.
	Part of line 25/26	§ 366.093(3)(e), Fla. Stat.
No. 13 - Cedar Bay PPA	Page 2 Lines 1 - 35	§ 366.093(3)(e), Fla. Stat.
No. 23 - Purchase and sale agreement (CONFIDENTIAL IN ITS ENTIRETY)	1-226	§ 366.093(3)(e), Fla. Stat.
No. 34 - undated redline document	1 page Lines 6-16	§ 366.093(3)(e), Fla. Stat.

EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for Approval of)
Arrangement to Mitigate Impact of) DOCKET NO. 150075-EI
Unfavorable Cedar Bay Power Purchase)
Obligation, by Florida Power &) FILED: July 20, 2015
Light Company.)
_____)

AFFIDAVIT OF JACOB A. POLLACK IN SUPPORT OF
CEDAR BAY GENERATING COMPANY'S REVISED
SEVENTH REQUEST FOR CONFIDENTIAL CLASSIFICATION

STATE OF NORTH CAROLINA

COUNTY OF MECKLENBURG

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

1. My name is Jacob A. Pollack. I am over the age of 18 years old and I have been authorized by Cedar Bay Generating Company, Limited Partnership ("Cedar Bay") to give this affidavit in the above-styled proceeding on Cedar Bay's behalf and in support of Cedar Bay's Seventh Request for Confidential Classification. I have personal knowledge of the matters stated in this affidavit.

2. I am Vice President and Secretary for Cedar Bay. I am also Senior Vice President and General Counsel for Cogentrix Energy Power Management, LLC ("CEPM"), which (1) is an affiliate of Cedar Bay, and (2) employs the individuals who have been

deposed in connection with the above-styled proceeding. My business address is 9405 Arrowpoint Boulevard, Charlotte, North Carolina 28273. I am responsible for all legal, corporate governance, and corporate records matters for Cedar Bay and CEPM.

3. Cedar Bay is seeking confidential classification for exhibits to the depositions of Tracy Patterson, Rick Neff, Mark Rudolph, and Cliff Evans (Deposition Exhibit Nos. 7, 11, 12, 13, 23, and 34), as more specifically identified in Exhibits A and C of Cedar Bay's REVISED Seventh Request for Confidential Classification.

4. Cedar Bay is requesting confidential classification of this information because it is competitively sensitive confidential business information, in that it contains information concerning internal business plans, projected capital expenditures, confidential contractual negotiations, contractual arrangements, internal budget projections, financial forecasts, plant operations, and other competitively sensitive commercial information. The disclosure of this information to third parties would adversely impact Cedar Bay's and/or its affiliates' competitive business interests and otherwise harm Cedar Bay and/or its affiliates.

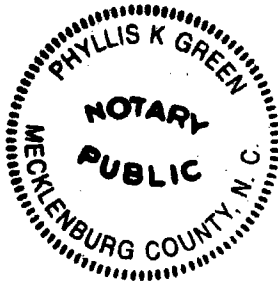
5. The information identified in Exhibit A and Exhibit C is intended to be and is treated as confidential by Cedar Bay and has not been disclosed to the public.

6. This concludes my affidavit.

Jacob A. Pollack

Jacob A. Pollack
Vice President and Secretary
Cedar Bay Generating Company, LP
9405 Arrowpoint Boulevard
Charlotte, North Carolina 28273

SWORN TO AND SUBSCRIBED before me this 20th day of July,
2015, by Jacob A. Pollack, who is personally known to me or who
has produced _____ (type of
identification) as identification and who did take an oath.



Phyllis K. Green
Notary Public, State of North Carolina

My Commission Expires: May 8, 2016