

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 29, 2015
Light Company.)
_____)

**CEDAR BAY GENERATING COMPANY'S
NOTICE OF INTENT TO REQUEST CONFIDENTIAL CLASSIFICATION OF
PORTIONS OF HEARING TRANSCRIPT AND OFFICIAL VIDEO RECORDING**

Cedar Bay Generating Company, Limited Partnership ("Cedar Bay"), pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, hereby files its Notice of Intent to Request Confidential Classification of certain information contained in the official video recording and transcript of the administrative hearing (the "Transcript") held before the Florida Public Service Commission (the "Commission") on July 28, 2015. Specifically, Cedar Bay intends to request confidential classification for that portion of the Transcript and video recording covering the cross-examination of the Office of Public Counsel's Witness Gary Brunault by counsel for the Florida Industrial Power Users Group (the "Confidential Information"). The Confidential Information consists of information that, by a verbal characterization of the information by FIPUG's counsel, in real time during the hearing, describes the relationship of a certain numeric value, already in the record, to specific confidential numeric values that are already

the subject of pending Requests for Confidential Classification filed by Cedar Bay; the description of the relationship between the numbers stated by FIPUG's counsel and not by any witness, would reveal Cedar Bay's proprietary confidential business information, including Confidential Information as that term is defined in the Confidentiality Agreement between (a) Florida Power and Light ("FPL"), (b) Cedar Bay Generating Company, Limited Partnership, Cogentrix Energy Power Management, LLC, and CBAS Power Holdings, LLC (collectively, the "Cedar Bay Companies"), and (c) FIPUG, the disclosure of which would adversely impact Cedar Bay's and the Cedar Bay Companies' competitive business interests.

Please note that, because the Transcript has not been released yet, Cedar Bay cannot file a copy with this Notice, and it is impracticable for Cedar Bay to file a copy of the segment of the Video Recording. As soon as the Transcript becomes available, Cedar Bay will work diligently to prepare its Request for Confidential Classification and will seek protection of only the minimum amount of the Transcript that is necessary to protect Cedar Bay's Confidential Information. Until the Request is filed (which is expected to be before close of business on July 30, 2015), Cedar Bay respectfully asks that the entire portion of the Transcript of FIPUG's cross-examination of Mr. Brunault be subject to this Notice. Again, Cedar Bay will narrow its Request

to the maximum extent practicable to protect its confidential information.

Pursuant to Rule 25-22.006(3)(a)(1), Cedar Bay will file its Request for Confidential Classification for the Confidential Information in which it specifically identifies the portions of the Transcript and Video Recording containing Confidential Information as soon as possible and practicable; assuming that the Transcript becomes available by the close of business on July 29, 2015, Cedar Bay will file its Request for Confidential Classification by 3:00 p.m. on the following business day, i.e., July 30, 2015.

Respectfully submitted this 29th day of July, 2015.



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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 29th day of July, 2015.

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