

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition of Duke Energy Florida, Inc.
For Approval to Include In Base Rates the Revenue
Requirement for the CR3 Regulatory Asset

Docket No. 150148-EI

In re: Petition of Duke Energy Florida, Inc.
For Issuance of a Nuclear Asset Recovery
Financing Order

Docket No. 150171-EI

Submitted for Filing
August 26, 2015

**DUKE ENERGY FLORIDA, LLC'S NOTICE OF FILING AFFIDAVIT
IN SUPPORT OF DEF'S FIFTH REQUEST FOR CONFIDENTIAL CLASSIFICATION**

Duke Energy Florida, LLC, ("DEF") hereby gives notice of filing the affidavit of Terry Hobbs in support of DEF's Fifth Request for Confidential Classification regarding portions of DEF's Responses to OPC's Second Set of Interrogatories and Second Request for Production of Documents.

Respectfully submitted,

/s/ Matthew R. Bernier

MATTHEW R. BERNIER
Senior Counsel
Duke Energy Florida, LLC
106 East College Avenue
Suite 800
Tallahassee, FL 32301
Telephone: (850) 521-1428

DIANNE M. TRIPLETT
Associate General Counsel
Duke Energy Florida, LLC
299 First Avenue North
St. Petersburg, FL 33701
Telephone: (727) 820-4692

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via electronic mail to the following this 26th day of August, 2015.

/s/ Matthew R. Bernier

Attorney

<p>Keino Young Kelley Corbari Leslie Ames Theresa Tan Office of the General Counsel Florida Public Service Commission 2540 Shumard Oak Blvd. Tallahassee, FL 32399-0850 kyoung@psc.state.fl.us kcorbari@psc.state.fl.us lames@psc.state.fl.us ltan@psc.state.fl.us</p>	<p>Charles Rehwinkel J. R. Kelly Office of Public Counsel c/o The Florida Legislature 111 West Madison Street, Room 812 Tallahassee, Florida 32399-1400 kelly,jr@leg.state.fl.us rehwinkel.charles@leg.state.fl.us woods.monica@leg.state.fl.us</p>
<p>Florida Industrial Power Users Group c/o Moyle Law Firm, P.A. Jon C. Moyle, Jr. Karen A. Putnal 118 North Gadsden Street Tallahassee, Florida 32301 jmoyle@moylelaw.com kputnal@moylelaw.com</p>	<p>PSC Phosphate – White Springs c/o James W. Brew Owen J. Kopon Stone Mattheis Xenopoulos & Brew, PC 1025 Thomas Jefferson Street, NW Eighth Floor, West Tower Washington, DC 20007-5201 jbrew@smxblaw.com ojk@smxblaw.com</p>
<p>Joseph Fichera Saber Partners, LLC 44 Wall Street New York, NY 10005 jfichera@saberpartners.com</p>	<p>Dean E. Criddle Orrick, Herrington & Sutcliffe 405 Howard Street, #11 San Francisco, CA 94105 dcriddle@orrick.com</p>

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition of Duke Energy Florida, Inc.
For Approval to Include In Base Rates the Revenue
Requirement for the CR3 Regulatory Asset

Docket No. 150148-EI

Submitted for Filing
August 17, 2015

**AFFIDAVIT OF TERRY HOBBS IN SUPPORT OF
DUKE ENERGY FLORIDA'S
FIFTH REQUEST FOR CONFIDENTIAL CLASSIFICATION**

STATE OF FLORIDA

COUNTY OF CITRUS

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

1. My name is Terry Hobbs. I am over the age of 18 years old and I have been authorized by Duke Energy Florida (hereinafter "DEF" or the "Company") to give this affidavit in the above-styled proceeding on DEF's behalf and in support of DEF's Fifth Request for Confidential Classification. The facts attested to in my affidavit are based upon my personal knowledge.

2. I am the General Manager of Decommissioning at the Crystal River 3 ("CR3") nuclear unit. In this role, I have oversight responsibility for the Decommissioning of the CR3 plant, including among other things, continued operations and maintenance of the

facility and responsibility for the Decommissioning Transition Organization (“DTO”) which transitioned to the SAFSTOR I organization on July 1, 2015.

3. I am responsible, along with the other members of the section, for the process we used to transition CR3 from an operating nuclear plant to a decommissioning organization.

4. DEF is seeking confidential classification for DEF’s Response to OPC’s Second Request for Production of Documents (specifically question #21). The confidential information at issue is contained in confidential Exhibit A to this Request and is outlined in DEF’s Justification Matrix that is attached to DEF’s Fifth Request for Confidential Classification as Exhibit C. DEF is requesting confidential classification of this information because it contains sensitive business information, the disclosure of which would impair the Company’s efforts to contract for goods and services on favorable terms.

5. Attachments to DEF’s Response to OPC’s 2nd Request for Production of Documents, Question #21 (specifically Bates numbers 150148-OPCPOD2-21-000001 through 150148-OPCPOD2-21-000002), contain sensitive business information concerning labor expenses, specifically a retention award agreement offered to CR3 employees with Senior Reactor Operator (SRO) licenses issued by the Nuclear Regulatory Commission (NRC) and/or certifications issued by CR3’s Accredited Operations Training Program. Technical specifications that contain the operating license for CR3 required a minimum number of senior licensed personnel to be present on each shift. Due to the competitive nature of the industry during this time period, coupled with staffing opportunities for new nuclear construction in Georgia and South Carolina, DEF was experiencing a high attrition rate for individuals with this specialized licensure and

certification. The retention agreement was created to assure that CR3 could continue to meet the minimum staffing requirements for these positions and provide some incentive for these employees to stay at CR3 while the decision was being made regarding the long term disposition of the unit. DEF established the confidential nature of such agreements based on the decision to only offer the agreements to a subset of the total employee population who performed similar functions at the station. Knowledge of this compensation would impair DEF's competitive interests in retaining its current employees.

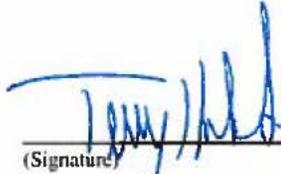
6. With respect to the information at issue in this request, DEF has kept confidential and has not publicly disclosed such confidential agreements. Without DEF's measures to maintain the confidentiality of sensitive terms in employment agreements between DEF and skilled employees, the Company's efforts to obtain skilled employees for its nuclear plant needs could be compromised by nuclear plant competitors changing their position or behavior within the relevant markets.

7. Strict procedures are established and followed to maintain the confidentiality of the terms of the agreements and information provided, including restricting access to those persons who need the information to assist the Company, and restricting the number of, and access to the information and documents. At no time since receiving the signed agreements in question has the Company publicly disclosed that information or documents. The Company has treated and continues to treat the information and documents at issue as confidential.

8. This concludes my affidavit.

Further affiant sayeth not.

Dated the 25 day of August, 2015.



(Signature)
Terry Hobbs
General Manager of CR3 Decommissioning
Duke Energy Florida, LLC
15760 West Power Line St.
Crystal River, FL

25 THE FOREGOING INSTRUMENT was sworn to and subscribed before me this day of August, 2015 by TERRY HOBBS. He is personally known to me, or has produced his n/a driver's license, or his n/a as identification.



(AFFIX NOTARIAL SEAL)



(Signature)

Annemarie J. Hooper

(Printed Name)

NOTARY PUBLIC, STATE OF Florida

April 17, 2017

(Commission Expiration Date)

FF 009372

(Serial Number, If Any)