



Matthew R. Bernier
SENIOR COUNSEL
Duke Energy Florida, LLC

August 3, 2017

VIA ELECTRONIC DELIVERY

Ms. Carlotta Stauffer, Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re: *FPSC Review of the Payment Arrangement Programs offered by the Florida Electric Industry; Docket No. 20120243-EI*

Dear Ms. Stauffer:

Please find enclosed for electronic filing on behalf of Duke Energy Florida, LLC ("DEF"), DEF's Third Request for Extension of Confidential Classification concerning information provided on page 27 of FPSC's review of Payment Arrangement Programs (document number 07516-12) filed in Docket No. 120243-EI and Revised Exhibit D, Affidavit of Kenneth Talbot in support of DEF's Third Request for Extension of Confidential Classification. The original request included Exhibits A, B, and C.

There are no changes to the original Request's Exhibit A consisting of the confidential unredacted documents, Exhibit B containing two (2) redacted copies of the confidential document, or Exhibit C containing a justification table in support of DEF's original Request. The aforementioned exhibits remain on file with the Clerk.

Thank you for your assistance in this matter. Please feel free to call me at (850) 521-1428 should you have any questions concerning this filing.

Respectfully,

s/ Matthew R. Bernier
Matthew R. Bernier

MRB/at
Enclosures

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: FPSC Review of the Payment
Arrangement Programs offered by the Florida
Electric Industry.

Docket No. 20120243-EI

Dated: August 3, 2017

**DUKE ENERGY FLORIDA'S
THIRD REQUEST FOR EXTENSION OF CONFIDENTIAL CLASSIFICATION**

Duke Energy Florida, LLC (“DEF” or “Company”), pursuant to Section 366.093, Florida Statutes (“F.S.”), and Rule 25-22.006, Florida Administrative Code (“F.A.C.”), submits its Third Request for Extension of Confidential Classification (“Request”) of information contained in the Florida Public Service Commission’s (“FPSC” or “Commission”) Review of the Payment Arrangement Programs offered by the Florida Electric Industry (“the Report”), specifically Page 27 of the Report filed in docket number 120243-EI. In support of this Request, DEF¹ states as follows:

1. On September 26, 2012, DEF filed a request for confidential classification of certain confidential proprietary business information contained on page 27 of the FPSC’s Report (document no. 07516-12) (herein, the “information”).

2. DEF’s September 26, 2012 Request was granted by Order No. PSC-12-0630-CFO-EI on November 26, 2012. DEF filed its First Request for Extension of Confidential Classification on May 23, 2014, which was granted on July 21, 2014 by Order No. PSC-14-0378-CFO-EI. DEF then filed its Second Request for Extension of Confidential Classification on January 4, 2016, which was

¹ The confidential information at issue was provided to the Commission by DEF’s predecessor, Progress Energy Florida, Inc. (“PEF”).

granted on February 3, 2016 by Order No. PSC-16-0062-CFO-EI. The period for confidential treatment granted by that order will expire on August 4, 2017. The information warrants continued treatment as proprietary and confidential business information within the meaning of Section 366.093(3), F.S. Accordingly, DEF is hereby filing its Third Request for Extension of Confidential Classification.

3. DEF submits that the information included on page 27 of the FPSC's Report and contained in DEF's confidential Exhibit "A" to the September 26, 2012 Request² continues to be proprietary confidential business information within the meaning of Section 366.093(3), F.S. This information is intended to be and is treated as confidential by the Company. *See* Affidavit of Kenneth Talbot ¶¶4-6, attached as Revised Exhibit "D". The information has not been disclosed to the public. Pursuant to Section 366.093, such materials are entitled to confidential treatment and are exempt from the disclosure provisions of Chapter 119, Florida Statutes.

4. Nothing has changed since the issuance of Order No. PSC-16-0062-CFO-EI to render the information stale or public such that continued confidential treatment would be inappropriate. Upon a finding by the Commission that this information continues to be "proprietary confidential business information," it should continue to be treated as such for an additional period of at least 18 months, and should be returned to DEF as soon as the information is no longer necessary for the Commission to conduct its business. *See* § 366.093(4), F.S.

WHEREFORE, for the foregoing reasons, DEF respectfully requests that this Third Request for Extension of Confidential Classification be granted.

² DEF hereby incorporates Exhibits A, B, and C to the original Request, Document No. 07516-12, submitted in Docket no. 120243-EI on September 26, 2012, as if attached hereto.

RESPECTFULLY SUBMITTED this 3rd day of August, 2017.

s/Matthew R. Bernier

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Attorneys for Duke Energy Florida, LLC

Duke Energy Florida
CERTIFICATE OF SERVICE
Docket No. 120243

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via email this 3rd day of August, 2017 to all parties of record as indicated below.

s/Matthew R. Bernier
Attorney

Pamela Page, Esq.
Office of General Counsel
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850
phpage@psc.state.fl.us

Exhibit A

“CONFIDENTIAL”

(On file with the Clerk)

Exhibit B

REDACTED

(On file with the Clerk)

Exhibit C

(On file with the Clerk)

**Revised
Exhibit D**

**AFFIDAVIT OF
KENNETH TALBOT**

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: FPSC Review of the Payment
Arrangement Programs offered by
The Florida Electric Industry.

Docket No. 20120243

Dated: 7/25, 2017

**AFFIDAVIT OF KENNETH TALBOT IN SUPPORT OF
DUKE ENERGY FLORIDA'S THIRD REQUEST
FOR EXTENSION OF CONFIDENTIAL CLASSIFICATION**

STATE OF FLORIDA

COUNTY OF PINELLAS

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

1. My name is Kenneth Talbot. 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 Request for Confidential Classification. The facts attested to in my affidavit are based upon my personal knowledge.

2. I am the Manager of Consumer Affairs in the Florida Customer Contact Department. This section is responsible for handling and monitoring of customer service programs and complaints.

3. DEF is seeking an extension to the confidential classification for certain information contained on page 27 of the FPSC Review of the Payment Arrangement Programs offered by the Florida Electric Industry Report filed in Docket No. 120243.

There are no changes to the information contained in DEF's confidential Exhibit A, redacted Exhibit B, and justification matrix, Exhibit C filed with DEF's original request for confidential classification on September 26, 2012. The referenced Exhibits are on file with the Clerk. DEF is requesting an extension of confidential classification of this information because it contains sensitive internal policies and procedures of the Company, the disclosure of which could impair the efforts of the Company to protect internal business information.

4. DEF establishes and maintains internal policies and procedures. DEF must ensure that its sensitive, proprietary business information, such as internal policies and procedures and payment arrangements with customers, will be kept confidential. With respect to the information at issue in this Request, DEF has kept confidential and has not publicly disclosed confidential information such as the payment arrangement extension terms. Absent such measures, it could affect customers' behaviors pertaining to payment arrangement programs and how they do business with DEF. Without DEF's measures to maintain the confidentiality of its internal policies and procedures, the Company would impair the interests of both DEF and its customers.

5. Upon receipt of confidential information from customers, and with its own confidential information, strict procedures are established and followed to maintain the confidentiality of the Company's policies and procedures, including restricting access to those persons who need the information to assist the Company and its customers. At no time since receiving the information in question has the Company publicly disclosed that information. The Company has treated and continues to treat the information at issue as confidential.

6. This concludes my affidavit.

Further affiant sayeth not.

Dated the 25th day of July, 2017.

(Signature)
Kenneth Talbot
Manager, Consumer Affairs
Florida Customer Contact Department
Duke Energy Florida
5225 Tech Data Dr
Clearwater, FL 33760

25th THE FOREGOING INSTRUMENT was sworn to and subscribed before me this day of July, 2017 by Kenneth Talbot. He is personally known to me, or has produced his _____ driver's license, or his _____ as identification.

(Signature)
Debra Mary Smith

(AFFIX NOTARIAL SEAL)

(Printed Name)
NOTARY PUBLIC, STATE OF Florida
July 2 2021
(Commission Expiration Date)

(Serial Number, If Any)

