

State of Florida



Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850

-M-E-M-O-R-A-N-D-U-M-

DATE: July 24, 2020

TO: Rachael Dziechciarz, Senior Attorney, Office of the General Counsel

FROM: Emily Knoblauch, Engineering Specialist III, Division of Engineering

*EK MR
LK*

RE: CONFIDENTIALITY OF CERTAIN INFORMATION

DOCKET NO: **20200069-EI** DOCUMENT NO: **02318-2020**

DESCRIPTION: Duke Energy (Bernier) - (CONFIDENTIAL) Certain documents and information contained in response to OPC's 3rd request for PODs (Nos. 31-53).

SOURCE: Duke Energy Florida, LLC

Pursuant to Section 366.093, Florida Statutes (F.S.), and Rule 25-22.006, Florida Administrative Code, Duke Energy Florida, LLC (DEF or Company) requests confidential classification of certain information filed in response to the Office of Public Counsel's Third Request for Production of Documents (Nos. 31-53), specifically questions 31, 36, and 40, in the above referenced docket, dated April 30, 2020. DEF requests confidentiality under Section 366.093(3)(d) and Section 366.093(3)(e), F.S. Per the Statute, proprietary confidential business information includes, but is not limited to: Subsection (d) "[i]nformation concerning bids or other contractual data, the disclosure of which would impair the efforts of the public utility or its affiliates to contract for goods or services on favorable terms," and Subsection (e) "[i]nformation relating to competitive interests, the disclosure of which would impair the competitive business of the provider of the information."

The information for which DEF seeks confidential treatment can be described as forensic reports for storms over the past five years, as well as forecasted rates, revenue requirements, strategies, and costs used in development of DEF's Storm Protection Plan. Staff has reviewed the information that DEF has filed, as well as its confidentiality request, and believes the information that is the subject of the request meets the criteria for confidentiality under the sections requested.

EK/xx

cc: Office of Commission Clerk (Docket No. 20200069-EI)



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-M-E-M-O-R-A-N-D-U-M-

DATE: July 23, 2020

TO: Division of Engineering, Office of Primary Responsibility

FROM: OFFICE OF COMMISSION CLERK

RE: CONFIDENTIALITY OF CERTAIN INFORMATION

DOCKET NO: 20200069-EI DOCUMENT NO: 02318-2020

DESCRIPTION: Duke Energy (Bernier) - (CONFIDENTIAL) Certain documents and information contained in response to OPC's 3rd request for PODs (Nos. 31-53).

SOURCE: **Duke Energy**

The above confidential material was filed along with a **request for confidential classification**. Please complete the following form by checking all applicable information and forward it to the attorney assigned to the docket, along with a brief memorandum supporting your recommendation.

- The document(s) is (are), in fact, what the utility asserts it (them) to be.
- The utility has provided enough details to perform a reasoned analysis of its request.
- The material has been received incident to an inquiry.
- The material is confidential business information because it includes:
 - (a) Trade secrets;
 - (b) Internal auditing controls and reports of internal auditors;
 - (c) Security measures, systems, or procedures;
 - (d) Information concerning bids or other contractual data, the disclosure of which would impair the efforts of the public utility or its affiliates to contract for goods or services on favorable terms;
 - (e) Information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of information;
 - (f) Employee personnel information unrelated to compensation, duties, qualifications, or responsibilities;
- The material appears to be confidential in nature and harm to the company or its ratepayers will result from public disclosure.
- The material appears not to be confidential in nature.
- The material is a periodic or recurring filing and each filing contains confidential information.

This response was prepared by Emily Knoblauch on 07/23/2020, a copy of which has been sent to the Office of Commission Clerk and the Office of General Counsel.