

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Progress Energy Florida's Responses to Staff Data Request regarding FPSC Complaint # 742137E.

Docket No.: Undocketed

Dated: September 6, 2007

070599-17
COMMISSION CLERK
107 SEP -6 AM 11:43

RECEIVED-FPSC

**PROGRESS ENERGY FLORIDA INC.'S
REQUEST FOR CONFIDENTIAL CLASSIFICATION**

Progress Energy Florida, Inc., ("PEF" or "Company"), pursuant to Section 366.093, Florida Statutes (F.S.), and Rule 25-22.006, Florida Administrative Code (F.A.C.), submits this Request for Confidential Classification for certain documentation provided in response to Staff's Data Request regarding FPSC Complaint # 742137E. In support of this Request, PEF states:

1. In response to Staff's Data Request, PEF has provided documents containing information that is "proprietary business information" under Section 366.093(3), Florida Statutes.
2. The following exhibits are included with this request:
 - (a) Sealed Composite Exhibit A is a package containing unredacted copies of all

CMP the documents for which PEF seeks confidential treatment. Composite Exhibit A is being submitted
COM
CTR separately in a sealed envelope labeled "CONFIDENTIAL." In the unredacted versions, the
ECR 1 information asserted to be confidential is highlighted by yellow marker.

GCL 1
OPC (b) Composite Exhibit B is a package containing two copies of redacted versions
RCA 1 of the documents for which the Company requests confidential classification. The specific
SCR information for which confidential treatment is requested has been blocked out by opaque marker or
SGA
SEC other means.

OTH 1 copy records

DOCUMENT NUMBER-DATE
08090 SEP-6 5
FPSC-COMMISSION CLERK

(c) Exhibit C is a table which identifies by page and line the information for which PEF seeks confidential classification and the specific statutory bases for seeking confidential treatment.

3. As indicated in Exhibit C, the information for which PEF requests confidential classification is “proprietary confidential business information” within the meaning of Section 366.093(3), F.S. Specifically, the information at issue is confidential internal processes, goals, and targets, the disclosure of which could jeopardize PEF’s ability to effectively evaluate and adjust claims. *See* § 366.093(3)(e), F.S.; Affidavit of Thomas Currier at ¶ 5. Accordingly, such information constitutes “proprietary confidential business information” which is exempt from disclosure under the Public Records Act pursuant to Section 366.093(1), F.S.

4. The information identified as Exhibit “A” is intended to be and is treated as confidential by the Company. *See* Affidavit of Thomas Currier at ¶ 6. The information has not been disclosed to the public, and the Company has treated and continues to treat the information at issue as confidential. *See* Affidavit of Thomas Currier at ¶ 6.

5. PEF requests that the information identified in Exhibit A be classified as “proprietary confidential business information” within the meaning of section 366.093(3), F.S., that the information remain confidential for a period of at least 18 months as provided in section 366.093(4) F.S., and that the information be returned as soon as it is no longer necessary for the Commission to conduct its business.

WHEREFORE, for the foregoing reasons, PEF respectfully requests that this Request for Confidential Classification be granted.

RESPECTFULLY SUBMITTED this 6th day of September, 2007.

John T. Burnett *lms*

R. ALEXANDER GLENN
Deputy General Counsel - Florida
JOHN T. BURNETT
Associate General Counsel - Florida
Progress Energy Service Company, LLC
Post Office Box 14042
St. Petersburg, Florida 33733-4042
Telephone: 727-820-5184
Facsimile: 727-820-5249
Email: john.burnett@pgnmail.com

Attorneys for
PROGRESS ENERGY FLORIDA, INC.

STATE OF FLORIDA

COMMISSIONERS:
LISA POLAK EDGAR, CHAIRMAN
MATTHEW M. CARTER II
KATRINA J. McMURRIAN
NANCY ARGENZIANO
NATHAN A. SKOP



OFFICE OF COMMISSION CLERK
ANN COLE
COMMISSION CLERK
(850) 413-6770

Public Service Commission **CONFIDENTIAL**

ACKNOWLEDGEMENT

DATE: 9/16/07

TO: Progress/Burnett

FROM: Dorothy Menasco, Office of Commission Clerk

RE: **Acknowledgement of Receipt of Confidential Filing**

This will acknowledge receipt of a CONFIDENTIAL DOCUMENT filed in Docket Number 070000-07 or, if filed in an undocketed matter, concerning Resp. to Staff data reg. regarding Complaint # 742137E, and filed on behalf of Progress. The document will be maintained in locked storage.

If you have any questions regarding this document, please contact Marguerite Lockard, Deputy Clerk, at (850) 413-6770.

DOCUMENT NUMBER - DATE
08091 SEP -6 2007
FPSC-COMMISSION CLERK

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD • TALLAHASSEE, FL 32399-0850
An Affirmative Action/Equal Opportunity Employer

PSC Website: <http://www.floridapsc.com>

Internet E-mail: contact@psc.state.fl.us