ATTACHMENT C

PROGRESS ENERGY FLORIDA In re: Nuclear Cost Recovery Clause Docket 090009-EI

PEF's Nineteenth Request for Confidential Classification Regarding Rebuttal Testimony and Exhibits of Garry Miller, Jeff Lyash and Gary Doughty

DOCUMENT	SECTION/PAGE/LINE/WORD	JUSTIFICATION
Confidential Rebuttal	Page 11, Line 6 after the word	§366.093(3)(d), Fla. Stat.
Testimony of Garry	"ones" through Page 11, Line 12 to	The document portions in question
Miller on behalf of	the word "As".	contain confidential contractual
Progress Energy,		information, the disclosure of which
Florida		would impair PEF's efforts to
		contract for goods or services on
		favorable terms.
	Page 12, Line 21 through and Page	§366.093(3)(d), Fla. Stat.
	13, unnumbered lines, the bullet	The document portions in question
	points in their entirety.	contain confidential contractual
		information, the disclosure of which
		would impair PEF's efforts to
		contract for goods or services on
		favorable terms.
	Page 13, Line 2 after the word	§366.093(3)(d), Fla. Stat.
	"Consortium" through Page 13,	The document portions in question
	Line 11 to the word "Mr."	contain confidential contractual
		information, the disclosure of which
		would impair PEF's efforts to
		contract for goods or services on
		favorable terms.
	Page 13, Line 12 after the word	§366.093(3)(d), Fla. Stat.
	"management," through Page 14,	The document portions in question
	Line 7.	contain confidential contractual
		information, the disclosure of which
		would impair PEF's efforts to
		contract for goods or services on
		favorable terms.
	Page 14, Line 8 through Page 14,	§366.093(3)(d), Fla. Stat.
	Line 15 except for the words "As a	The document portions in question
i	result".	contain confidential contractual
		information, the disclosure of which
		would impair PEF's efforts to
		contract for goods or services on
		favorable terms.
	Page 14, Line 16 through Page 14,	§366.093(3)(d), Fla. Stat.
	Line 18 to the words "The EPC".	The document portions in question
		contain confidential contractual

DOCUMENT NUMBER-DATE

DOCUMENT	SECTION/PAGE/LINE/WORD	JUSTIFICATION
		information, the disclosure of which
		would impair PEF's efforts to
		contract for goods or services on
		favorable terms.
	Page 14, Line 20 through Page 15,	§366.093(3)(e), Fla. Stat.
	Line 3 to the word "given".	The document portions in question
		contain confidential information
		relating to competitive business
		interests, the disclosure of which
		would impair the competitive
		business of the provider/owner of
		the information.
	Page 15, Line 5 through Page 15,	§366.093(3)(e), Fla. Stat.
	Line 13.	The document portions in question
		contain confidential information
		relating to competitive business
		interests, the disclosure of which
		would impair the competitive
		business of the provider/owner of
		the information.
	Page 15, Line 20 after the word	§366.093(3)(e), Fla. Stat.
	"that" through Page 16, Line 2.	The document portions in question
		contain confidential information
		relating to competitive business
		interests, the disclosure of which
		would impair the competitive
		business of the provider/owner of
		the information.
	Page 16, Line 7 after the word	§366.093(3)(d), Fla. Stat.
	"No" through Page 17, Line 10 to	The document portions in question
	the words "we would".	contain confidential contractual
		information, the disclosure of which
		would impair PEF's efforts to
		contract for goods or services on
		favorable terms.
	Page 24, Line 21 after the word	§366.093(3)(e), Fla. Stat.
	"evaluated" through Page 25, Line	The document portions in question
	3.	contain confidential information
		relating to competitive business
		interests, the disclosure of which
		would impair the competitive
		business of the provider/owner of the information.
	Page 26 Line 7 ofter the word	
	Page 26, Line 7 after the word	§366.093(3)(e), Fla. Stat.
	"namely" through page 26, Line 9	The document portions in question

DOCUMENT	SECTION/PAGE/LINE/WORD	JUSTIFICATION
	to the word "(Id,".	contain confidential information
		relating to competitive business
		interests, the disclosure of which
		would impair the competitive
•		business of the provider/owner of
		the information.
	Page 28, Line 22 after the word	§366.093(3)(e), Fla. Stat.
	"case" through Page 29, Line 1 to	The document portions in question
	the word "As".	contain confidential information
		relating to competitive business
		interests, the disclosure of which
		would impair the competitive
		business of the provider/owner of
		the information.
	Page 29, Line 4 after the word	§366.093(3)(e), Fla. Stat.
	"noted" to page 29, Line 9 to the	The document portions in question
	words "This is".	contain confidential information
		relating to competitive business
		interests, the disclosure of which
		would impair the competitive
		business of the provider/owner of
		the information.
	Page 30, Line 3, words between	§366.093(3)(e), Fla. Stat.
	"LWA" and "And".	The document portions in question
		contain confidential information
		relating to competitive business
		interests, the disclosure of which
		would impair the competitive
		business of the provider/owner of
		the information.
	Page 31, Line 7, first four words.	§366.093(3)(e), Fla. Stat.
		The document portions in question
		contain confidential information
		relating to competitive business
		interests, the disclosure of which
		would impair the competitive
		business of the provider/owner of
		the information.
	Page 31, Line 9, words after	§366.093(3)(e), Fla. Stat.
	"LWA" through Page 31, Line 10	The document portions in question
	to the words "the Company".	contain confidential information
		relating to competitive business
		interests, the disclosure of which
		would impair the competitive
		business of the provider/owner of

DOCUMENT	SECTION/PAGE/LINE/WORD	JUSTIFICATION
		the information.
	Page 31, Line 10, the words after	§366.093(3)(e), Fla. Stat.
	"that the" through Page 31, Line 11	The document portions in question
	to the word "Accordingly".	contain confidential information
	to the word incontainingly.	relating to competitive business
		interests, the disclosure of which
·		would impair the competitive
		business of the provider/owner of
		the information.
	D 45 T' 15 O 11	
	Page 45, Line 15 after the word	§366.093(3)(e), Fla. Stat.
	"is" through Page 45, Line 16 the	The document portions in question
	words "in its".	contain confidential information
		relating to competitive business
		interests, the disclosure of which
		would impair the competitive
		business of the provider/owner of
		the information.
	Page 45, Line 16 from the words	§366.093(3)(e), Fla. Stat.
	"regarding the" through Page 45,	The document portions in question
	Line 17 to the words "and prior".	contain confidential information
	•	relating to competitive business
		interests, the disclosure of which
		would impair the competitive
	· ·	business of the provider/owner of
		the information.
	Page 45, Line 19 after "32" through	§366.093(3)(e), Fla. Stat.
	Page 45, Line 20 the words "in	The document portions in question
	the".	contain confidential information
	the .	relating to competitive business
		interests, the disclosure of which
		would impair the competitive
		business of the provider/owner of
		the information.
	Dage 45 Line 21 often the word	
	Page 45, Line 21 after the word	§366.093(3)(e), Fla. Stat.
	"references" through page 46, Line	The document portions in question contain confidential information
	1 to the word "See".	
	·	relating to competitive business
		interests, the disclosure of which
		would impair the competitive
		business of the provider/owner of
> C11	D 45 Y: 61 1 2	the information.
Miller Confidential	Page 47, Line 6 through Page 47,	§366.093(3)(e), Fla. Stat.
Exhibit GM-5 -	Line 12.	The document portions in question
William R. Jacobs, Jr.,		contain confidential information
Ph.D. deposition taken		relating to competitive business

DOCUMENT	SECTION/PAGE/LINE/WORD	JUSTIFICATION
July 27, 2009		interests, the disclosure of which
		would impair the competitive
		business of the provider/owner of
		the information.
	Page 77, Line 1 through Page 77,	§366.093(3)(d), Fla. Stat.
	Line 25	The document portions in question
		contain confidential contractual
		information, the disclosure of which
		would impair PEF's efforts to
		contract for goods or services on
		favorable terms.
Miller Confidential	The document in its entirety.	§366.093(3)(d), Fla. Stat.
Exhibit GM-11		The document portions in question
		contain confidential contractual
		information, the disclosure of which
		would impair PEF's efforts to
		contract for goods or services on
		favorable terms.
Jeff Lyash Rebuttal	Page 7, Line 10 to end of page,	§366.093(3)(d), Fla. Stat.
Testimony	bullet points in their entirety.	The document portions in question
		contain confidential contractual
		information, the disclosure of which
		would impair PEF's efforts to
		contract for goods or services on
		favorable terms.
	Page 8, line 1 after the words "time	§366.093(3)(e), Fla. Stat.
	was" through Page 8, Line 3.	The document portions in question
		contain confidential information
		relating to competitive business
		interests, the disclosure of which
		would impair the competitive
		business of the provider/owner of
		the information.
	Page 8, Line 9 after the word	§366.093(3)(d), Fla. Stat.
	"including" through Page 8, Line 9	The document portions in question
	to the word "which".	contain confidential contractual
		information, the disclosure of which
		would impair PEF's efforts to
		contract for goods or services on
		favorable terms.
	Page 8, Line 12 after the word	§366.093(3)(e), Fla. Stat.
	"execution" through Page 8, Line	The document portions in question
	13.	contain confidential information
		relating to competitive business
		interests, the disclosure of which

DOCUMENT	SECTION/PAGE/LINE/WORD	JUSTIFICATION
		would impair the competitive
		business of the provider/owner of
		the information.
	Page 9, Line 2 after the word	§366.093(3)(e), Fla. Stat.
	"therefore" through Page 9, Line 3	The document portions in question
	to the words "I personally"	contain confidential information
	1	relating to competitive business
		interests, the disclosure of which
		would impair the competitive
		business of the provider/owner of
		the information.
	Page 9, Line 5 after the words "told	§366.093(3)(e), Fla. Stat.
	me" through Page 9, Line 7.	The document portions in question
	me unough rage 3, Line 7.	contain confidential information
		relating to competitive business
		interests, the disclosure of which
		would impair the competitive
•		business of the provider/owner of
		the information.
	Dage O. Line 15 through Dage O.	
	Page 9, Line 15 through Page 9,	§366.093(3)(e), Fla. Stat.
	Line 19.	The document portions in question contain confidential information
		relating to competitive business
		interests, the disclosure of which
		would impair the competitive
		business of the provider/owner of
		the information.
	Page 18, Line 11 after the words	§366.093(3)(e), Fla. Stat.
	"December 2008 and" through	The document portions in question
	Page 18, Line 13 to the word	contain confidential information
	"PEF".	relating to competitive business
		interests, the disclosure of which
		would impair the competitive
		business of the provider/owner of
		the information.
	Page 18, Line 16 after the words	§366.093(3)(e), Fla. Stat.
	"December 2008" through Page 18,	The document portions in question
	Line 17 to the words "The EPC".	contain confidential information
		relating to competitive business
		interests, the disclosure of which
		would impair the competitive
		business of the provider/owner of
		the information.
	Page 18, Line 21 after the word	§366.093(3)(e), Fla. Stat.
	"occurred" through Page 19, Line	The document portions in question

DOCUMENT	SECTION/PAGE/LINE/WORD	JUSTIFICATION
	7.	contain confidential information
		relating to competitive business
		interests, the disclosure of which
		would impair the competitive
		business of the provider/owner of
		the information.
	Page 19, Line 12 after the word	§366.093(3)(e), Fla. Stat.
	"2017" through Page 19, Line 14 to	The document portions in question
	the words "A schedule".	contain confidential information
		relating to competitive business
		interests, the disclosure of which
		would impair the competitive
		business of the provider/owner of
		the information.
	Page 19, Line 15 through Page 19,	§366.093(3)(e), Fla. Stat.
	Line 17 to the words" That delay".	The document portions in question
	Directive and words that dotay.	contain confidential information
		relating to competitive business
		interests, the disclosure of which
		would impair the competitive
		business of the provider/owner of
		the information.
	Page 19, Line 19 through Page 19,	§366.093(3)(e), Fla. Stat.
	Line 20.	The document portions in question
	Line 20.	contain confidential information
		relating to competitive business
		interests, the disclosure of which
		would impair the competitive
	i	business of the provider/owner of the information.
	Da == 20 Line 21 - 0 == 41 - ====41	
	Page 20, Line 21 after the words	§366.093(3)(e), Fla. Stat.
	"agreement are" through page 20,	The document portions in question
	Line 22.	contain confidential information
		relating to competitive business
		interests, the disclosure of which
	}	would impair the competitive
		business of the provider/owner of
	D 21 Line 10 - 0 - 4 1	the information.
	Page 21, Line 19 after the words	§366.093(3)(e), Fla. Stat.
	"still there" through Page 22, Line	The document portions in question
	1 to the word "Now".	contain confidential information
		relating to competitive business
		interests, the disclosure of which
		would impair the competitive
		business of the provider/owner of

DOCUMENT	SECTION/PAGE/LINE/WORD	JUSTIFICATION
		the information.
	Page 23, Line 14 after the word	§366.093(3)(e), Fla. Stat.
	"untrue" through Page 23, Line 16	The document portions in question
	to the last "The."	contain confidential information
		relating to competitive business
		interests, the disclosure of which
		would impair the competitive
ļ		business of the provider/owner of
		the information.
	Page 23, Line 23 after the word	§366.093(3)(e), Fla. Stat.
	"discussed" through Page 23, Line	The document portions in question
	23 to the word "(at page".	contain confidential information
	and the second contract of	relating to competitive business
		interests, the disclosure of which
		would impair the competitive
		business of the provider/owner of
		the information.
	Page 24, Line 1 after the words	§366.093(3)(e), Fla. Stat.
	"WRJ(PEF)-3)" through Page 24,	The document portions in question
	Line 2 to the word "Jacobs".	contain confidential information
		relating to competitive business
		interests, the disclosure of which
		would impair the competitive
		business of the provider/owner of
		the information.
	Page 24, Line 9 after the word	§366.093(3)(e), Fla. Stat.
	"noted" through Page 24, Line 11.	The document portions in question
	1.0000 1.0000 1.000 1.1	contain confidential information
		relating to competitive business
		interests, the disclosure of which
		would impair the competitive
		business of the provider/owner of
		the information.
	Page 24, Line 18 through Page 24,	§366.093(3)(e), Fla. Stat.
	Line 22 to the word "Exhibit No."	The document portions in question
		contain confidential information
		relating to competitive business
		interests, the disclosure of which
		would impair the competitive
		business of the provider/owner of
		the information.
	Page 25, Line 1 through Page 25,	§366.093(3)(e), Fla. Stat.
	Line 7 to the word "(Id."	The document portions in question
	,	contain confidential information
		relating to competitive business

DOCUMENT	SECTION/PAGE/LINE/WORD	JUSTIFICATION
		interests, the disclosure of which
		would impair the competitive
		business of the provider/owner of
		the information.
	Page 25, Line 11 after the word	§366.093(3)(e), Fla. Stat.
	"wrong" through Page 25, Line 17	The document portions in question
	to the words "This discussion".	contain confidential information
		relating to competitive business
		interests, the disclosure of which
		would impair the competitive
		business of the provider/owner of
		the information.
Lyash Confidential	Page 63, Line 1 through Page 63,	§366.093(3)(d), Fla. Stat.
Exhibit 1 – JL-1	Line 10.	The document portions in question
William R. Jacobs, Jr.,		contain confidential contractual
Ph.D. deposition taken		information, the disclosure of which
July 27, 2009		would impair PEF's efforts to
		contract for goods or services on
		favorable terms.
	Page 63, Line 15 through Page 63,	§366.093(3)(d), Fla. Stat.
	Line 25.	The document portions in question
		contain confidential contractual
		information, the disclosure of which
		would impair PEF's efforts to
		contract for goods or services on
		favorable terms.
•	Page 77, Line 1 through Page 77,	§366.093(3)(d), Fla. Stat.
•	Line 25	The document portions in question
		contain confidential contractual
		information, the disclosure of which
		would impair PEF's efforts to
		contract for goods or services on
	D 140 7:	favorable terms.
	Page 142, Line 1 through Page 143,	§366.093(3)(e), Fla. Stat.
	Line 25.	The document portions in question
		contain confidential information
		relating to competitive business
		interests, the disclosure of which
		would impair the competitive
		business of the provider/owner of the information.
Confidential Testimony	Page 3 Line 17 after the words	
of Gary R. Doughty	Page 3, Line 17 after the words "which included" through Page 3,	§366.093(3)(d), Fla. Stat.
or oary it. Doughty	Line 20.	The document portions in question contain confidential contractual
	Line 20.	
.,	·	information, the disclosure of which

DOCUMENT	SECTION/PAGE/LINE/WORD	JUSTIFICATION
		would impair PEF's efforts to
		contract for goods or services on
		favorable terms.
	Page 8, first four bullet points in	§366.093(3)(e), Fla. Stat.
	their entirety.	The document portions in question
		contain confidential information
		relating to competitive business
		interests, the disclosure of which
		would impair the competitive
		business of the provider/owner of
	<u></u>	the information.
	Page 8, Line 5 to end of page.	§366.093(3)(d), Fla. Stat.
		The document portions in question
		contain confidential contractual
		information, the disclosure of which
		would impair PEF's efforts to
		contract for goods or services on
		favorable terms.
·	Page 9, four bullet points at top of	§366.093(3)(d), Fla. Stat.
	page in their entirety.	The document portions in question
		contain confidential contractual
		information, the disclosure of which
		would impair PEF's efforts to
		contract for goods or services on
		favorable terms.
	Page 9, Line 10 after the words	§366.093(3)(d), Fla. Stat.
	"was to" through Page 9, Line 12	The document portions in question
	to the word "designed".	contain confidential contractual
		information, the disclosure of which
		would impair PEF's efforts to
		contract for goods or services on
		favorable terms.
	Page 9, Line 13 after the word	§366.093(3)(d), Fla. Stat.
	"efficiently" through Page 9, Line	The document portions in question
	14.	contain confidential contractual
		information, the disclosure of which
		would impair PEF's efforts to
		contract for goods or services on
		favorable terms.
	Page 12, Line 19 after the words	§366.093(3)(d), Fla. Stat.
	"benefits of" through page 12, Line	The document portions in question
	21 to the last "The".	contain confidential contractual
		information, the disclosure of which
		would impair PEF's efforts to
		contract for goods or services on

DOCUMENT	SECTION/PAGE/LINE/WORD	JUSTIFICATION
		favorable terms.
	Page 13, Line 4 after the word	§366.093(3)(e), Fla. Stat.
	"faced" through Page 13, Line 10	The document portions in question
i	to the words "In my opinion".	contain confidential information
		relating to competitive business
i		interests, the disclosure of which
		would impair the competitive
		business of the provider/owner of
		the information.