

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:** August 30, 2013  
**TO:** Division of Accounting and Finance, Office of Primary Responsibility  
**FROM:** OFFICE OF COMMISSION CLERK  
**RE:** CONFIDENTIALITY OF CERTAIN INFORMATION  
DOCKET NO(s): 120303-EI DOCUMENT NO(s): 05099-13

RECEIVED-PPSC  
AUG 30 PM 2:14  
COMMISSION CLERK

DESCRIPTION: Duke Energy (Bernier) - (CONFIDENTIAL) Certain information contained in the supporting documentation to risk management plan for interest rate derivatives for 2013.  
SOURCE: Duke Energy Florida, Inc.

The above confidential material was filed and relates to the second 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 company to contract for services on favorable terms;
  - (e) Employee personnel information unrelated to compensation, duties, qualifications, or responsibilities;
  - (f) Tax returns or tax-related information;
  - (g) Information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of information.
- 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.

COM  
 AFD  
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This response was prepared by Hope Bullard on August 30, 2013, a copy of which has been sent to the Office of Commission Clerk and the Office of General Counsel.



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**DATE:** August 30, 2013  
**TO:** Martha C. Brown, Senior Attorney, Office of the General Counsel  
**FROM:** Hope A. Bullard, Public Utility Analyst I, Division of Accounting and Finance  
**RE:** Progress Energy Florida, Inc.- Docket No. 120303-EI Confidentiality Request *HB*

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On August 29, 2013, pursuant to Section 366.093, Florida Statutes (F. S.), Duke Energy Florida, Inc., filed a request for confidential classification with respect to the highlighted information contained in Document Number 05099-13: Certain information contained in the supporting documentation to risk management plan for interest rate derivatives for 2013. PEF states that the information contained in these documents should be classified as proprietary, confidential business information pursuant to Section 366.093(3) (e), F.S.

PEF requests confidentiality under Subsection 366.093(3) (e) F.S., which states:

(3) Proprietary confidential business information means information, regardless of form or characteristics, which is owned or controlled by the person or company, is intended to be and is treated by the person or company as private in that the disclosure of the information would cause harm to the ratepayers for the person's or company's business operations, and has not been disclosed unless disclosed pursuant to a statutory provision, an order of a court or administrative body, or private agreement that provides that the information will not be released to the public. Proprietary confidential business information includes, but is not limited to:

(e) Information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of the information.

Upon review of the aforementioned documents, staff concurs with Progress Energy Florida, Inc. that the highlighted information contained in Document Number 05099-13 meets the requirements for confidential classification pursuant to Section 366.093(1), (3)(e) and (4). Accordingly, this information should be treated as confidential.