



Dianne M. Triplett
ASSOCIATE GENERAL COUNSEL

July 1, 2016

VIA ELECTRONIC FILING

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

Re: *Petition for Approval to Include in Base Rates the Revenue Requirement for the Hines Chillers Uprate Project by Duke Energy, LLC: Docket Number 160128-EI*

Dear Ms. Stauffer:

Please find enclosed for electronic filing on behalf of Duke Energy Florida, LLC ("DEF"), DEF's Request for Confidential Classification for certain information contained in its Response to Staff's First Data Request filed on July 1, 2016. This filing includes:

- DEF's Request for Confidential Classification
- Slipsheet for confidential Exhibit A
- Redacted Exhibit B (two copies)
- Exhibit C (justification matrix), and
- Exhibit D (affidavit of Vann K. Stephenson)

DEF's confidential Exhibit A that accompanies the above-referenced filing has been submitted under separate cover.

Thank you for your assistance in this matter. Please feel free to call me at (727) 820-4692 should you have any questions concerning this filing.

Respectfully,

s/Dianne M. Triplett

Dianne M. Triplett

DMT/mw
Enclosures
cc: Danijela Janjic, FPSC, djanjic@psc.state.fl.us

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition of Duke Energy Florida, LLC
for Limited Proceeding for Approval to
Include in Base Rates the Revenue
Requirement for the Hines Chillers Uprate
Project.

Docket No. 160128-EI

Dated: July 1, 2016

**DUKE ENERGY FLORIDA LLC'S
REQUEST FOR 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 this Request for Confidential Classification for certain information provided in response to Staff’s First Data Request (Nos. 1-5). In support of this Request, DEF states:

1. DEF’s response to Staff’s First Data Request, specifically question 4 contains “proprietary confidential 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 an unredacted copy of all the documents for which DEF seeks confidential treatment. Composite Exhibit A is being submitted separately in a sealed envelope labeled “CONFIDENTIAL.” In the unredacted version, the information asserted to be confidential is highlighted in yellow.

(b) Composite Exhibit B consists of two copies of redacted versions of the documents for which the Company requests confidential classification. The specific information for which confidential treatment is requested has been blocked out by opaque marker or other means.

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

(d) Exhibit D is an affidavit attesting to the confidential nature of information identified in this request.

3. As indicated in Exhibit C, the information for which DEF requests confidential classification is “proprietary confidential business information” within the meaning of Section 366.093(3), F.S. Specifically, the information at issue relates to competitively negotiated costs and pricing data, the disclosure of which would impair the efforts of the Company or its affiliates to negotiate contracts on favorable terms. *See* § 366.093(3)(d), F.S.; Affidavit of Vann K. Stephenson at ¶¶ 5-6. If DEF cannot assure contracting parties that it can maintain the confidentiality of contractual terms, those parties and other similarly situated parties may forego entering contracts with DEF, which would adversely impact DEF’s competitive business interests. *See* § 366.093(3)(e), F.S.; Affidavit of Vann K. Stephenson at ¶ 7. 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 Vann K. Stephenson at ¶ 8. 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 Vann K. Stephenson at ¶ 8.

5. DEF 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, DEF respectfully requests that this Request for Confidential Classification be granted.

RESPECTFULLY SUBMITTED this 1st day of July, 2016.

s/Dianne M. Triplett

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Duke Energy Florida, LLC
Docket No.: 160128
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via electronic mail this 1st day of July, 2016 to all parties of record as indicated below.

s/Dianne M. Triplett
Attorney

Danijela Janjic
Office of General Counsel
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850
djanjic@psc.state.fl.us

Exhibit A

“CONFIDENTIAL”

(submitted under separate cover)

Exhibit B

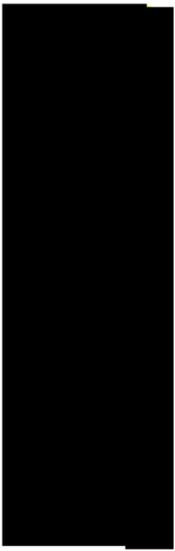
REDACTED

REDACTED

Base Contract Values
9 ea Duke Radios
High precision Flow Meter for PTC51 Testing
Pave Chemical Delivery Road
Rev 4 Duke Energy Health & Safety Handbook
Continuous Stairwell in lieu of Ladder / Type II v III TES Tank
PCO-004 Additional Duke Trailer Space
PCO-015 4T1 to 4T2 Feed for SST

Base
C/O 1
C/O 2
C/O 3
C/O 4
C/O 5
C/O 6
C/O 7
C/O 8
C/O 9
C/O 10
C/O 11
C/O 12
C/O 13
C/O 14

TOTAL

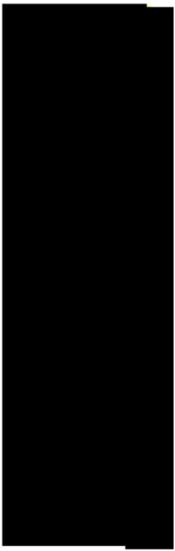


REDACTED

Base Contract Values
9 ea Duke Radios
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Base
C/O 1
C/O 2
C/O 3
C/O 4
C/O 5
C/O 6
C/O 7
C/O 8
C/O 9
C/O 10
C/O 11
C/O 12
C/O 13
C/O 14

TOTAL



**DUKE ENERGY FLORIDA
Confidentiality Justification Matrix**

DOCUMENT/RESPONSES	PAGE/LINE	JUSTIFICATION
DEF's Response to Staff's First Data Request (Nos. 1-5)	Question 4, Attachment 3: all information contained in column titled "\$Value".	<p>§366.093(3)(d), F.S. The document in question contains confidential information, the disclosure of which would impair DEF's efforts to contract for goods or services on favorable terms.</p> <p>§366.093(3)(e), F.S. The document in question contains confidential information relating to competitive business interests, the disclosure of which would impair the competitive business of the provider/owner of the information.</p>

Exhibit D

AFFIDAVIT OF VANN K. STEPHENSON

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition of Duke Energy Florida, LLC
For Limited Proceeding for Approval to
Include in Base Rates the Revenue
Requirement for the Hines Chillers Uprate
Project.

Docket No. 160128-EI

Dated: July 1, 2016

**AFFIDAVIT OF VANN K. STEPHENSON IN SUPPORT OF
DUKE ENERGY FLORIDA'S
FIRST REQUEST FOR CONFIDENTIAL CLASSIFICATION**

STATE OF NORTH CAROLINA

COUNTY OF MECKLENBURG

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

1. My name is Vann K. Stephenson. I am over the age of 18 years old and I
have been authorized by Duke Energy Florida, LLC (hereinafter "DEF" or the
"Company") to give this affidavit in the above-styled proceeding on DEF's behalf and in
support of DEF's First Request for Confidential Classification (the "Request"). The facts
attested to in my affidavit are based upon my personal knowledge.

2. I am the General Manager of Major Projects in the Project Management
and Construction Department. This department is responsible for project execution of
new natural-gas combined cycle generating facilities, major clean air-related retrofit

projects, solar generating facilities and transmission projects in Duke Energy's territories in Florida and the Midwest.

3. As the General Manager of Major Projects, I am responsible, along with the other members of the section, for the execution of new natural-gas combined cycle generating facilities in Duke Energy's territories in Florida and the Midwest including the Hines Chiller Uprate Project.

4. DEF is seeking confidential classification for information contained in its Response to Staff's First Data Request, specifically question 4. The confidential information at issue is contained in confidential Exhibit A to DEF's Request and is outlined in DEF's Justification Matrix that is attached to DEF's Request for Confidential Classification as Exhibit C. DEF is requesting confidential classification of this information because it contains sensitive business information, the disclosure of which would impair the Company's efforts to contract for goods and services on favorable terms.

5. The confidential information at issue relates to costs and pricing information relating to the Hines Chillers Uprate Project. DEF negotiates with potential contractors to obtain competitive pricing terms to engineer, procure, and construct the Hines Chillers Uprate Project that provide economic value to DEF and its customers. In order to obtain such contracts, however, DEF must be able to assure contractors that sensitive business information, such as the amount paid to engineer, procure, or construct the Hines Chiller Uprate Project will be kept confidential.

6. With respect to the information at issue in this request, DEF has kept confidential and has not publicly disclosed the confidential contract terms such as

pricing, costs, and similar competitive information. Absent such measures, contractors would run the risk that sensitive business information that they provided in their bids/contracts with DEF would be made available to the public and, as a result, end up in possession of potential competitors. Faced with that risk, companies who would otherwise contract with DEF might not do so if DEF did not keep specific information confidential. Without DEF's measures to maintain the confidentiality of sensitive terms in contracts between DEF and its contractors, the Company's efforts to obtain competitive contracts and pricing could be undermined.

7. Additionally, the disclosure of confidential pricing information between DEF and its contractors or information contained in DEF's contracts and other such documents could adversely impact DEF's competitive business interests. If such information was disclosed to DEF's competitors or prospective contractors, DEF's efforts to obtain competitive contracts that provide economic value to both DEF and its customers could be compromised by DEF's competitors and/or potential contractors changing their position or pricing behavior within the relevant markets.

8. Upon receipt of confidential information from contractors, and with its own confidential information, strict procedures are established and followed to maintain the confidentiality of the terms of the documents and information provided, including restricting access to those persons who need the information to assist the Company, and restricting the number of, and access to the information and contracts. 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.

9. This concludes my affidavit.

Further affiant sayeth not.

Dated the 29 day of JUNE, 2016.

Vann K. Stephenson

Vann K. Stephenson
General Manager Major Projects
Project Management and Construction
Department
Duke Energy Florida
400 South Tryon
Charlotte, NC 28285

29th THE FOREGOING INSTRUMENT was sworn to and subscribed before me this
June day of June, 2016, by Vann K. Stephenson. He is personally known to me, or
has produced his _____ driver's license, or his
_____ as identification.

SHANNON L. WALL
Notary Public, North Carolina
Mecklenburg County
My Commission Expires
June 17, 2017

(AFFIX NOTARIAL SEAL)

Shannon L. Wall

(Signature)

Shannon L. Wall

(Printed Name)

NOTARY PUBLIC,
STATE OF NORTH CAROLINA

6-17-17

(Commission Expiration Date)

(Serial Number, If Any)