

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

STATE OF FLORIDA



OFFICE OF COMMISSION CLERK
ANN CLEGG
COMMISSION CLERK
(850) 413-6778

RECEIVED-FPSC
09 JUL 22 11 AM 9:24
NON-COMPLIANCE

Public Service Commission

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

RECEIVED

JUL 21 2009

DATE: 07/17/09

Office of Strategic Analysis
and Governmental Affairs

TO: _____ DIVISION OF ECONOMIC REGULATION
_____ DIVISION OF REGULATORY COMPLIANCE
_____ DIVISION OF SERVICE, SAFETY & CONSUMER ASSISTANCE
 DIVISION OF STRATEGIC ANALYSIS & GOVERNMENTAL
AFFAIRS
_____ OFFICE OF THE GENERAL COUNSEL

FROM: OFFICE OF COMMISSION CLERK

RE: CONFIDENTIALITY OF CERTAIN INFORMATION

DOCUMENT NO(s): 07196-09

DESCRIPTION: Progress (Burnett) - (CONFIDENTIAL) Certain information contained in negotiated contract between Progress and FB Energy.

SOURCE: Progress Energy Florida, Inc.

DOCKET NO(s): 090372-EI

The above material was received with a request for confidential classification. Please prepare a recommendation for the attorney assigned to the case by completing the section below and forwarding a copy of this memorandum, together with a brief memorandum supporting your recommendation, to the attorney. Copies of your recommendation should also be provided to the Division of the Commission Clerk and Administrative Services, Bureau of Records and Hearing Services, and to the Office of General Counsel.

Please read each of the following and check if applicable.

- COM _____
- ECR _____
- GCL _____
- OPC _____
- RCP _____
- SEC _____
- SGA _____
- ADM _____
- CLK _____

DOCUMENT NUMBER: DATE
07405 JUL 22 09
FPSC-COMMISSION CLERK

- 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.

Response prepared by: SHEVIE B. BROWN

Date: JULY 22, 2009

cc: CLK RCP
 ECR SGA
 GCL SSC