

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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In re: Petition of Progress Energy Florida, Inc. for approval of a negotiated purchase power contract with Florida Biomass Energy, LLC.

Docket No. 090372-EQ

Dated: September 23, 2009

**NOTICE OF INTENT TO REQUEST
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 Notice of Intent to Request Confidential Classification of confidential portions of PEF's responses to Staff's Data Request dated September 9, 2009.

Specifically, portions of PEF's response to Staff's Data Request, Attachment B, contains sensitive business information concerning negotiated capacity payments and negotiated energy payments, the disclosure of which would impair the efforts of the Company to negotiate contracts on favorable terms. If renewable producers were allowed to compare the rates being negotiated, it could lead to adverse effects for the Company, causing an increase in purchase power contract rates.

Attached as Exhibit A is a confidential, highlighted copy of the above referenced documents.

Pursuant to Rule 25-22.006(3)(a)(1), PEF will file its Request for Confidential Classification for such confidential information contained therein within twenty-one (21) days of filing this request.

RESPECTFULLY SUBMITTED this 23rd day of September, 2009.

- COM _____
- ECR _____
- ECL 1
- OPC _____
- BCP _____
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- SGA _____
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- CLK 1

John T. Burnett *ms*
R. ALEXANDER GLENN

This docketed notice of intent was filed with Confidential Document No. 09824-09. The document has been placed in confidential storage pending timely receipt of a request for confidentiality.

DOCUMENT NUMBER-DATE

09823 SEP 23 09

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(850) 413-6770

Public Service Commission

ACKNOWLEDGEMENT

DATE: September 23, 2009

TO: John T. Burnette, Progress Energy

FROM: Ruth Nettles, Office of Commission Clerk

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

This will acknowledge receipt of a **CONFIDENTIAL DOCUMENT** filed in Docket Number 090372 or, if filed in an undocketed matter, concerning response to staff's data request, and filed on behalf of 090372. 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
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