

ORIGINAL



JAMES A. MCGEE  
ASSOCIATE GENERAL COUNSEL  
PROGRESS ENERGY SERVICE COMPANY, LLC

November 5, 2004

HAND DELIVERY

Ms. Blanca S. Bayó, Director  
Division of the Commission Clerk  
and Administrative Services  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850

COMMISSION  
CLERK

NOV - 5 AM 11: 27

RECEIVED FPSC

Re: ~~Docket No. 040001-El~~; Waterborne Transportation  
Settlement Implementation Documents; **Notice of  
Intent to Request Confidential Classification.**

Dear Ms. Bayó:

Enclosed for filing in the subject docket on behalf of Progress Energy Florida, Inc. are an original and seven copies of its Notice of Intent to Request Confidential Classification. Also enclosed is a sealed envelope containing the documents for which Progress Energy intends to request confidential classification. **These documents should be held as Confidential Information in accordance with Rule 25-22.006, F.A.C.** Two copies of the redacted public version of the documents are also included in this filing.

Please acknowledge your receipt of the above filing on the enclosed copy of this letter and return to the undersigned. A 3½ inch diskette containing the above-referenced Notice in Word format is also enclosed. Thank you for your assistance in this matter.

Very truly yours,  
  
James A. McGee

**This docketed notice of intent was filed with Confidential Document No. 11940-04. The document has been placed in confidential storage pending timely receipt of a request for confidentiality.**

- CMP \_\_\_\_\_
- COM \_\_\_\_\_
- CTR \_\_\_\_\_
- ECR
- GCL \_\_\_\_\_
- OPC \_\_\_\_\_
- MMS \_\_\_\_\_
- RCA \_\_\_\_\_
- SCR \_\_\_\_\_
- SEC
- OTH

JAM/scc  
Enclosures  
cc: Parties of record  
Mr. Bernard Windham

RECEIVED & FILED

DOCUMENT NUMBER-DATE

11939 NOV-5 3

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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In re: Fuel and Purchased Power Cost  
Recovery Clause and Generating  
Performance Incentive Factor.

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Docket No. 040001-EI

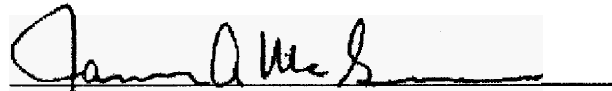
Submitted for filing:  
November 5, 2004

**NOTICE OF INTENT TO REQUEST  
CONFIDENTIAL CLASSIFICATION**

Progress Energy Florida, Inc. (Progress Energy or the Company), pursuant to pursuant to Section 366.093, F.S., and Rule 25-22.006, F.A.C., hereby files this notice of its intent to request Confidential Classification of the documents contained in the sealed envelope enclosed with this Notice. The documents consist of workpapers, schedules, and spreadsheets supporting Progress Energy's implementation of the confidential waterborne coal transportation rates in the settlement entered by the parties in Docket No. 031057-EI and approved by the Commission in Order No. PSC-04-0713-AS-EI (the Supporting Documents), which the Staff and parties to the above-captioned docket desire to obtain and review and the Company desires to provide and explain at a meeting scheduled for this purpose on the day of this filing. A public, redacted version of the Supporting Documents is in preparation and will be submitted by supplemental filing.

Accordingly, Progress Energy hereby submits a separate, sealed envelope containing one copy of the Supporting Documents, with the information for which Progress Energy intends to request confidential classification designated by a yellow background. **This information should be accorded confidential treatment pending the filing of Progress Energy's request and a decision thereon by the Commission.**

Respectfully submitted,



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Attorney for  
PROGRESS ENERGY FLORIDA, INC.

**PROGRESS ENERGY FLORIDA**

**DOCKET NO. 040001-EI**

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true copy of the foregoing Notice of Intent to Request Confidential Classification filed on behalf of Progress Energy Florida has been furnished to the following individuals by hand delivery(\*) or regular U.S. Mail the 5<sup>th</sup> day of November, 2004.

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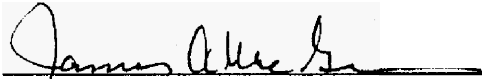
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Attorney