

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

COMMISSION
CLERK

10 APR 28 AM 10:37

RECEIVED-FPSC

In re: Energy conservation cost recovery
clause.

Docket No. 100002-EG

Submitted for Filing: April 28, 2010

**PROGRESS ENERGY FLORIDA INC.'S 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 for Confidential Classification of confidential portions of PEF's responses to OPC's First Request for Production (Nos. 1-3), specifically numbers 1 and 2, in which PEF is required to provide to Staff pursuant to the Order Establishing Procedure filed in this docket on February 26, 2010. Portions of these documents contain proprietary confidential transmission system information that may not be shared with those engaged in merchant functions under FERC Orders 889, 889-A, 2004 and 2004-A, and other confidential business information, the disclosure of which would harm PEF's competitive business interests. These documents meet the definition of proprietary confidential business information pursuant to section 366.093 (3)(c) & (e), Florida Statutes.

Attached as Exhibit A is a CD containing confidential, highlighted copies of the above-

referenced documents.

COM
APA
ECR 5
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RAD
SSC
ADM
OPC
CLK 1

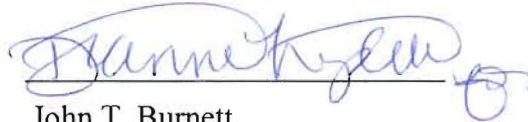
This docketed notice of intent was filed with Confidential Document No. 03461-10. The document has been placed in confidential storage pending timely receipt of a request for confidentiality.

DOCUMENT NUMBER-DATE
03460 APR 28 2010

FPSC-COMMISSION CLERK

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

RESPECTFULLY SUBMITTED this 28th day of April, 2010.




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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished electronically and via U.S. Mail this 27th day of April, 2010 to all counsel of record as indicated below.



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Public Service Commission

ACKNOWLEDGEMENT

DATE: April 28, 2010

TO: John T. Burnett

FROM: Diamond Williams, Office of Commission Clerk

RE: Acknowledgement of Receipt of Confidential Filing

This will acknowledge receipt of a **CONFIDENTIAL DOCUMENT** filed in Docket Number 100002-EG or, if filed in an undocketed matter, concerning Response to OPC's First Request for Production (Nos. 1-3), and filed on behalf of Progress Energy Of Florida. The document will be maintained in locked storage.

If you have any questions regarding this document, please contact Kim Peña, Records Management Assistant, at (850) 413-6393.

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