



Public Service Commission

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TALLAHASSEE, FLORIDA 32399-0850

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COMMISSION CLERK

DATE: 8/5/11  
TO: Division of Economic Regulation, Office of Primary Responsibility  
FROM: Office of Commission Clerk  
RE: CONFIDENTIALITY OF CERTAIN INFORMATION  
Docket No(s): 110009-EI Document No(s): 05501-11

Description: Progress (Huhta) - (CONFIDENTIAL) Portions of the testimony and exhibits and NFRs of Thomas G. Foster; portions of testimony of Sue Hardison; portions of testimony and exhibits of John Elnitsky and Jon Franke. [CLK note: Document provided on 1 CD only; see DN 03023-11 for initial filing.].

Source: Progress Energy Florida, Inc.

The above-referenced confidential material was filed along with a corrected third request for confidential classification. Please check all applicable information and forward a copy to the attorney assigned to the docket, along with a brief memorandum supporting your recommendation. Copies of your recommendation should also be filed with the Office of Commission Clerk and the Office of General Counsel.

- 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 public utility or its affiliates to contract for goods or services on favorable terms;
  - (e) Information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of information;
  - (f) Employee personnel information unrelated to compensation, duties, qualifications, or responsibilities;
- 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.

COM \_\_\_\_\_  
APA \_\_\_\_\_  
ECR \_\_\_\_\_  
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RAD \_\_\_\_\_  
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OPC \_\_\_\_\_  
CLK W.M.

This response was prepared by Jane Elburn on 9/16/2011. I have provided one copy of the full recommendation to the Office of General Counsel and two copies to the Office of Commission Clerk for the docket file and processing of the confidential material.

DOCUMENT NUMBER DATE  
06676 SEP 16 =  
FPSC-COMMISSION CLERK




## Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FLORIDA 32399-0850

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

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**DATE:** September 16, 2011  
**TO:** Keino Young, Senior Attorney, Office of the General Counsel  
**FROM:** James E. Breman, Senior Analyst, Division of Economic Regulation   
**RE:** Document Number 05501-11

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On August 4, 2011, pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006(3), Florida Administrative Code, Progress Energy Florida, Inc., (PEF) submitted a corrected request for confidential classification of certain information contained in portions of prefiled testimony and exhibits of Thomas Foster, Sue Hardison, John Elnitsky, and Jon Fanke in Docket No. 110009-EI.

Staff has reviewed FPL's confidentiality request. Staff notes the following corrections are necessary to PEF's justification matrix, Appendix C, to PEF's motion. (Document Number 05503-11) The corrections are necessary to address scrivener errors and failure to note information that was not redacted.

- Page 4, second column, second row: "Page ~~24~~31 of 55,"
- Page 5, second column, second row: "Page 17 of 05 Schedule P-7A, all information in Columns (C), (D), (E), (F), (G) and (H), lines 18 through ~~25~~20, line 21 Columns (C), (D), (E), lines 21 through 25 Columns (C), (D), (E), (F), (G) and (H), and Note 2;"
- Page 8, second column, first row: "Page ~~50~~51, line 18 . . ."

With the above corrections, in staff's opinion, the request does meet the criteria for confidentiality contained in Section 366.093, Florida Statutes. Therefore, staff recommends approval of FPL's request of confidentiality of certain information included in Document No. 05501-11.