

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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In re: Examination of the outage and replacement fuel/power costs associated with the CR3 steam generator replacement project, by Progress Energy Florida, Inc.

DOCKET NO. 100437-EI  
Submitted for Filing: Dec. 16, 2011

COMMISSION  
CLERK

**PROGRESS ENERGY FLORIDA, INC.'S NOTICE OF FILING AFFIDAVIT**

Progress Energy Florida, Inc. ("PEF" or the "Company"), hereby gives notice of filing of the Affidavit of Jon Franke in Support of Progress Energy Florida, Inc.'s Third Request for Confidential Classification regarding portions of PEF's responses to Citizens' Fifth Request for Production (Nos. 41-57).

Respectfully submitted,



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COM \_\_\_\_\_  
APA 1  
ECR 1  
GCL 2  
RAD 3  
SRC \_\_\_\_\_  
ADM \_\_\_\_\_  
OPC \_\_\_\_\_  
CLK \_\_\_\_\_

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via electronic and U.S. Mail this 16<sup>th</sup> day of December, 2011 to all parties of record as indicated below.

  
\_\_\_\_\_  
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**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

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In re: Examination of the outage and replacement fuel/power costs associated with the CR3 steam generator replacement project, by Progress Energy Florida, Inc.

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DOCKET NO. 100437-EI  
Submitted for Filing: Dec. 19, 2011

**AFFIDAVIT OF JON FRANKE IN  
SUPPORT OF PROGRESS ENERGY FLORIDA, INC.'S  
THIRD REQUEST FOR CONFIDENTIAL CLASSIFICATION**

STATE OF FLORIDA

COUNTY OF CITRUS

BEFORE ME, the undersigned authority duly authorized to administer oaths, personally appeared Mr. Jon Franke, who being first duly sworn, on oath deposes and says that:

1. My name is Jon Franke. I am over the age of 18 years old and I have been authorized by Progress Energy Florida, Inc. (hereinafter "PEF" or the "Company") to give this affidavit in the above-styled proceeding on PEF's behalf and in support of PEF's Third Request for Confidential Classification. The facts attested to in my affidavit are based upon my personal knowledge.

2. I am in the Nuclear Generation Group and serve as Vice President – Crystal River Nuclear Plant ("CR3").

3. As Vice President I am responsible for the safe operation of the Crystal River nuclear generating station. The Plant General Manager, Site Support Services, and training sections report to me. Additionally, I have indirect responsibilities in oversight of major projects and engineering activities at the station. Through my management team, I have about 420 employees that perform the daily work required to operate and maintain the station.

DOCUMENT NO. DATE

09008-11 12/16/11  
FPSC - COMMISSION CLERK

4. In this Request for Confidential Classification, PEF is seeking confidential classification for portions of PEF's responses to Citizens' Fifth Request for Production, specifically numbers 42F, 42G, 51 and 56 in Docket 100437-EL. The detailed description of the confidential information at issue is outlined in PEF's Justification Matrix that is attached to PEF's Request for Confidential Classification as Exhibit C.

5. Portions of the documents responsive to Request No. 42F, 42G, and 51 contain proprietary confidential business information provided to the Company's Board of Directors or senior management related to the CR3 extended outage, such as confidential cost analyses; projected financial impacts; projected and estimated replacement power costs; and projected and estimated insurance numbers, the disclosure of which would adversely impact PEF's competitive business interests by disclosing its sensitive business information.

6. If PEF's competitors and counterparties were made aware of such information, they may adjust their behavior in relevant markets and venues. Such information is the Company's proprietary, confidential business information.

7. With respect to the information at issue in this request, PEF has kept confidential and has not publicly disclosed this confidential information and strict procedures are established and followed to maintain the confidentiality of the terms of the confidential documents and information at issue, including restricting access to those persons who need the information and documents to assist the Company. At no time has the Company publicly disclosed the confidential information or documents at issue. The Company has treated and continues to treat the information and documents at issue as confidential.

8. This concludes my affidavit.

Further affiant sayeth not.

Dated the 13<sup>th</sup> day of December, 2011.

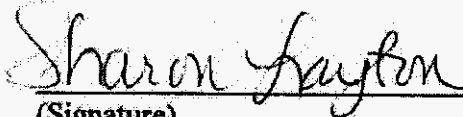


(Signature)

Jon Franke

Vice President – Crystal River Nuclear Plant

THE FOREGOING INSTRUMENT was sworn to and subscribed before me this 13<sup>th</sup> day of December, 2011 by Jon Franke. He is personally known to me, or has produced his FLORIDA driver's license, or his \_\_\_\_\_ as identification.



(Signature)

Sharon Layton

(Printed Name)

NOTARY PUBLIC, STATE OF FLORIDA

June 13, 2012

(Commission Expiration Date)

(AFFIX NOTARIAL SEAL)



DD0796549

(Serial Number, If Any)