

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

RECEIVED-EPSC  
10 APR - 1 PM 4:31  
COMMISSION  
CLERK

In re: Petition for Approval of )  
Solar Energy Power Purchase ) DOCKET NO. 090109-EI  
Agreement between Tampa Electric )  
Company and Energy 5.0 LLC. ) FILED: April 1, 2010  
\_\_\_\_\_ )

ENERGY 5.0 LLC'S NOTICE OF INTENT  
TO REQUEST CONFIDENTIAL CLASSIFICATION

Energy 5.0 LLC, ("Energy 5.0" or "E50"), pursuant to Section 366.093, Florida Statutes (F.S.), and Rule 25-22.006, Florida Administrative Code (F.A.C.), hereby submits its Notice of Intent to Request Confidential Classification of certain information provided in its response to Staff's First Set of Interrogatories Nos. 1-4 ("Interrogatory Nos. 1-4"). The information provided in response to Interrogatory Nos. 1-4 contains proprietary confidential business information relating to Energy 5.0's competitive interests, the release of which would harm Energy 5.0's competitive business interests. Therefore, Energy 5.0 requests that the Commission afford the information provided to Staff in its responses to Interrogatory Nos. 1-4 confidential classification. Two copies of Energy 5.0's redacted responses to these interrogatories are included as Exhibit A, and one copy of the confidential, highlighted version is included in a red folder

\_\_\_\_\_ identified as Exhibit B to this Notice.

Pursuant to Rule 25-22.006(3)(a)(1), F.A.C., Energy 50 will

file its Request for Confidential Classification for all

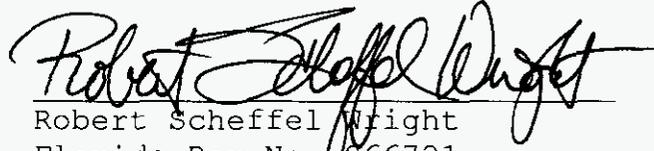
- COM \_\_\_\_\_
- APA \_\_\_\_\_
- ECR \_\_\_\_\_
- GCL 1
- RAD file
- SSC \_\_\_\_\_
- ADM \_\_\_\_\_
- OPC \_\_\_\_\_
- CLK 1

DOCUMENT NUMBER-DATE  
02439 APR-10  
FPSC-COMMISSION CLERK

This docketed notice of intent was filed with Confidential Document No. 02440-10. The document has been placed in confidential storage pending timely receipt of a request for confidentiality.

confidential information contained therein within 21 days of  
filing this request.

Respectfully submitted this 1st day of April, 2010.



Robert Scheffel Wright  
Florida Bar No. 966721  
John T. LaVia, III  
Florida Bar No. 853666  
Young van Assenderp, P.A.  
225 South Adams Street, Suite 200  
Tallahassee, Florida 32301  
Phone: 850/222-7206  
FAX: 850/561-6834

Attorneys for Energy 5.0 LLC

**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that a true and correct copy of the foregoing has been furnished by electronic delivery and U.S. Mail this 1st day of April, 2010, to the following:

Jean Hartman  
Office of the General Counsel  
Florida Public Service Commission  
Division of Legal Services  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850

James D. Beasley  
Ausley Law Firm  
P.O. Box 391  
Tallahassee, Florida 32302

Paula K. Brown  
Tampa Electric Company  
P.O. Box 111  
Tampa, Florida 33601

James P. Leary  
2691 Towle Drive  
Palm Beach Gardens, Florida 33410

Richard A. Zambo, P.A.  
2136 SE Ocean Boulevard, #309  
Stuart, Florida 34996

  
Attorney

COMMISSIONERS:  
NANCY ARGENZIANO, CHAIRMAN  
LISA POLAK EDGAR  
NATHAN A. SKOP  
DAVID E. KLEMENT  
BEN A. "STEVE" STEVENS III

STATE OF FLORIDA



OFFICE OF COMMISSION CLERK  
ANN COLE  
COMMISSION CLERK  
(850) 413-6770

# Public Service Commission

## ACKNOWLEDGEMENT

DATE: April 2, 2010

TO: Scheffel Wright, Young Law Firm

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 090109 or, if filed in an undocketed matter, concerning response to staff's 1<sup>st</sup> set of Interrogatories, Nos. 1-4, and filed on behalf of Energy 5.0. Llc. 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.

DOCUMENT NUMBER - DATE  
02440 APR-10  
FPSC-CONFIDENTIAL

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD • TALLAHASSEE, FL 32399-0850  
An Affirmative Action/Equal Opportunity Employer

PSC Website: <http://www.floridapsc.com>

Internet E-mail: [contact@psc.state.fl.us](mailto:contact@psc.state.fl.us)