

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and purchased power cost recovery clause with generating performance incentive factor.

Docket No. 070001-EI

Dated: August 24, 2007

RECEIVED-PPSC
07 AUG 23 PM 2:33
COMMISSION
CLERK

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 Second Request for Production (Nos. 2-16). Specifically, portions of the documents responsive to Requests 2, 3, 4 & 9 contain confidential business information relating to PEF's contractual pricing arrangements between PEF and third parties (fuel suppliers & transportation providers) that would adversely impact PEF's competitive business interests if disclosed to the

CMP _____ public. Disclosure of that information to the public would also adversely impact the competitive

COM _____

CTR _____ business interests of PEF's potential fuel suppliers and transportation providers.

ECR 1 Attached as Exhibit A is a copy of OPC's Second Request for Production (Nos. 2-16) to

GCL 1 which this notice relates.

OPC _____

RCA _____ Pursuant to Rule 25-22.006(3)(a)(1), PEF will file its Request for Confidential Classification

SCR _____ for the confidential information contained herein within twenty-one (21) days of filing this request.

SGA _____

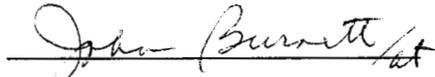
SEC _____

OTH 1 comp records

(Clerk note: confidential info. not filed w/ clerk's office)
DOCUMENT NUMBER - DATE
07525 AUG 23 5
MR

FPSC-COMMISSION CLERK

RESPECTFULLY SUBMITTED this 24th day of August, 2007.

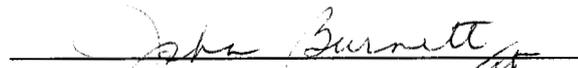


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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of Progress Energy Florida, Inc.'s request for Notice of Intent to Request Confidential Classification in Docket No. 070001-EI has been furnished by regular U.S. mail to the following this 24th day of August, 2007.



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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Fuel and Purchased Power)
Cost Recovery Clause with) DOCKET NO. 070001-EI
Generating Performance Incentive)
Factor) FILED: July 25, 2007
_____)

**CITIZENS' SECOND
REQUEST TO PRODUCE DOCUMENTS TO
PROGRESS ENERGY FLORIDA, INC. (Nos. 10-16)**

Pursuant to § 350.0611(1), Fla. Stat. (2004), Fla. Admin. Code R. 28-106.206, and Fla. R. Civ. P.1.350, Florida's Citizens (Citizens or OPC) request Florida Progress Energy Florida, Inc. ("PEF") to produce the following documents for inspection and copying at the Office of Public Counsel, Claude Pepper Building, 111 West Madison Street, Room 812, Tallahassee, Florida 32399-1400, on or before 30 days from the date of service of this Request, or at such other time and place as may be mutually agreed upon by counsel.

DEFINITIONS

1. The terms "document" or "documents" are meant to have the broadest possible meaning under applicable law and include, but are not necessarily limited to, any written, recorded, filmed or graphic matter, whether produced, reproduced, or on paper, e-mail, cards, tapes, film, electronic facsimile, computer storage device or any other media, including, but not limited to, memoranda, notes, minutes, records, photographs, correspondence, telegrams, diaries, bookkeeping entries, financial statements, tax returns, checks, check stubs, reports, studies, charts, graphs, statements, notebooks, handwritten notes, applications, agreements, books, pamphlets, periodicals,

appointment calendars, records and recordings of oral conversations, work papers, and notes, any of which are in your possession, custody, or control.

2. The terms "PEF" and "company" encompass Progress Energy Florida, its predecessor firm name (Florida Power Corporation), together with the officers, employees, consultants, agents, representatives, attorneys, and any other person or entity acting on behalf of Progress Energy Florida.

3. As used herein the terms "you," "your," and "company" refer to PEF, as defined in the previous paragraph, together with the officers, employees, consultants, agents, representatives, and attorneys of PEF, as well as any other person or entity acting on behalf of PEF.

INSTRUCTIONS

1 Please construe "and" as well as "or" either disjunctively or conjunctively as necessary to bring within the scope of this production of documents any document which might otherwise be construed to be outside the scope.

DOCUMENTS REQUESTED

THE FOLLOWING PRODUCTION OF DOCUMENTS REQUESTS DEALS WITH THE 423 FORMS FOR PROGRESS ENERGY FOR JANUARY AND FEBRUARY 2007:

2. Please provide the unredacted versions of the 423-2 and 423-2A forms relative to months in calendar year 2007 that have been provided to the FPSC and to FERC.

3. For each of the coal purchases that are listed on Form 423-2 for months in calendar year 2007 for the Transfer Facility-IMT, Transfer Facility-TECO, the McDuffie Terminal, Crystal River 1 and 2, and Crystal 4 and 5, please provide the copy of the contract that was used as a basis of the purchase and the subsequent vouchers that were paid for each of the coal purchases listed.

4. For each of the transportation elements listed on the January 2007 and February 2007 423-2 forms, please provide a copy of each of the contracts that were the basis of the transportation charges shown and provide a copy of the subsequent vouchers that were generated for January and February 2007 shipments in accordance with such contracts.

5. Please provide all summaries of fuel procurement activities that have been produced by the company, its parent or affiliate relating to PEF fuel procurement that have been produced since January 1, 2006 to date , particularly, but not limited to, the monthly summary of activities that are provided by Progress Fuels Corporation (PFC) on a monthly basis in conjunction with the PFC fuel procurement contract with PEF.

6. Please provide a copy of the current fuel procurement contract between PFC and PEF and any modifications to that contract that have been made since January 1, 2006 and the present date.

7. Please provide a copy of all contract summaries that have been prepared by PEF or PFC since January 1, 2006 to date relating to coal purchase results or plans.

8. Please provide a copy of all documents relating to analyses, summaries, recommendations for burning of specific coal types at CR 1, 2, 4 and 5, that have been originated from January 1, 2006 to date, excluding documents relating to the burning of Powder River Coal that have been provided previously in connection with other dockets.

9. Please provide a copy of all transportation cost summaries or analyses that have been prepared since January 1, 2006 to date relating to the transportation costs that are shown on the 423 forms for coal transportation.

10. Please provide a copy of all governing FPSC orders that the company considers applicable and controlling in the assimilation, production and filing of Commission Schedules A-1 through A-12 in this docket. If the company is unable to provide a readily available copy of such documents, the company may, in the alternative, provide a list of such documents.

11. Please provide a copy of all FPSC directives or letters that the company considers applicable and controlling in the assimilation, production and filing of Commission Schedules A-1 through A-12 in this docket.

12. Please provide a copy of all company forms, practices, procedures and correspondence that are used by company personnel for the assimilation, production and filing of Commission Schedules A-1 through A-12 in this docket.

13. Please provide a copy of all company audits or third party reviews of the company's procedures and processes used to develop, calculate and quantify fuel factors and expenses for recovery through the fuel clause that have been produced since January 1, 2002.

14. Please provide a copy of all internal documents in the company's possession that have been produced since January 1, 2004 that relate to or discuss costs that may be recovered through the fuel clause.

15. Please provide a copy of all monthly reports that have been prepared since January 1, 2005 for company management relating, in any way, to the dollars billed to customers and received by the company through the fuel clause, including fuel costs, fuel procurement, fuel inventory, wholesale transactions, system sales, generation costs or other relevant components of the fuel costs that are recovered by the company through the fuel clause.

16. Please provide a copy of all company documents relating to the confidentiality of fuel transactions that have been prepared since January 1, 2005, excluding confidentiality claims that deal with individual documents.

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of **CITIZENS' SECOND REQUEST TO PRODUCE DOCUMENTS TO PROGRESS ENERGY FLORIDA, INC. (Nos. 10-16)** has been furnished by electronic mail and U.S. Mail on this 25th day of , July, 2007, to the following:

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