

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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COMMISSION CLERK

IN RE: NUCLEAR POWER PLANT  
COST RECOVERY CLAUSE

Docket No. 0900097E1  
Submitted for Filing: August 7, 2009

**FIFTEENTH NOTICE OF INTENT TO REQUEST  
CONFIDENTIAL CLASSIFICATION**

Progress Energy Florida ("PEF" or the "Company"), pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, files this Notice of Intent to Request Confidential Classification of portions of William R. Jacobs, Jr.'s Deposition given in the above referenced docket on July 27th, 2009 (the "Deposition"). The Deposition contains confidential competitive business information related to the Levy Nuclear Project ("LNP"), including confidential information related to the LNP EPC contract, the release of which would harm PEF's competitive business, and in certain instances violate contractual confidentiality agreements. PEF considers this information proprietary and confidential, does not share it with the public, and has at all times maintained its confidentiality. Furthermore, this information has been produced in response to various discovery requests throughout the discovery process, and at all times the Company has taken the appropriate steps to maintain its confidentiality. For these reasons, PEF is requesting that the Commission afford these documents confidential classification.

- COM \_\_\_\_\_
- ECR** 5
- GCL 1
- OPC \_\_\_\_\_
- RCP \_\_\_\_\_
- SSC \_\_\_\_\_
- SGA \_\_\_\_\_
- ADM \_\_\_\_\_
- CLK 1

PEF is providing as Exhibit "A" a CD containing the confidential information in question.

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

**This docketed notice of intent was filed with Confidential Document No. 08183-09 . The document has been placed in confidential storage pending timely receipt of a request for confidentiality.**

DOCUMENT NUMBER-DATE


**08182 AUG-7 8**

FPSC-COMMISSION CLERK

Classification for such confidential information contained therein within twenty-one (21) days of filing this request.


Respectfully submitted,

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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY a true and correct copy of the foregoing has been furnished to counsel and parties of record as indicated below via electronic and U.S. Mail this 7<sup>th</sup> day of August, 2009.

  
\_\_\_\_\_  
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**Public Service Commission**

**ACKNOWLEDGEMENT**

DATE: August 7, 2009

TO: Matthew R. Bernier, James Michael Walls/Carlton Fields 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 090009 or, if filed in an undocketed matter, concerning portions of Williams R. Jacobs, Jr. Deposition given on 7/27/09, provided on CD, and filed on behalf of Progress Energy. The document will be maintained in locked storage.

If you have any questions regarding this document, please contact Marguerite Lockard, Deputy Clerk, at (850) 413-6770.

DOCUMENT NUMBER-DATE  
08183 AUG-7 09  
FPSC-COMMISSION CLERK

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