

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Joint Petition to Determine Need  
For the Gainesville Renewable Energy  
Center in Alachua County by Gainesville  
Regional Utilities and Gainesville Renewable  
Energy Center, LLC

DOCKET # 090451-EM

Filed: January 14, 2010

STATE OF NEW HAMPSHIRE    )  
COUNTY OF ROCKINGHAM    )

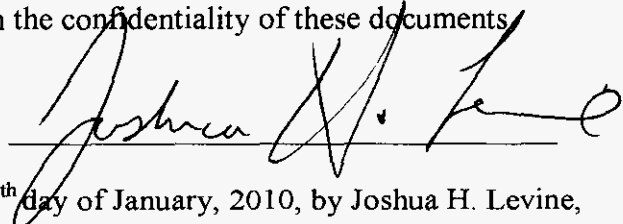
BEFORE ME, the undersigned authority, Joshua H. Levine personally appeared who, being first duly sworn deposes and says:

1. My name is Joshua H. Levine. I am currently employed by American Renewables, LLC. I have personal knowledge of the matters stated in this affidavit.

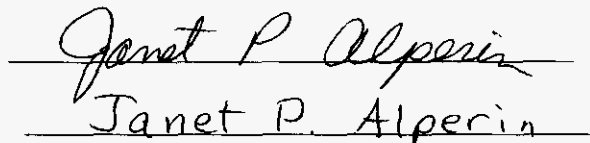
2. I have reviewed the document and information included in Exhibit C to Petitioners' Request for Confidential Classification. The document and material in Exhibit C which is asserted by Petitioners to be proprietary confidential business information, the disclosure of which would impair GREC LLC's competitive interests in its negotiations with potential purchasers of renewable energy from other projects being developed by GREC LLC, and would also impair GREC LLC's ability to contract for goods and services on favorable terms. Disclosure of this information would directly impair the competitive business of GREC LLC. GREC LLC treats this information as private, confidential, proprietary business information, and GREC LLC has not disclosed the subject information except pursuant to confidentiality agreements that protect the information from public disclosure.

3. Consistent with the provisions of the Florida Administrative Code, such materials should remain confidential for a period of not less than 18 months. In addition, they should be returned to Petitioners as soon as the information is no longer necessary for the Commission to conduct its business so that Petitioners can continue to maintain the confidentiality of these documents

Affiant says nothing further.

  
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SWORN TO AND SUBSCRIBED before me this 5<sup>th</sup> day of January, 2010, by Joshua H. Levine, who is personally known to me.

  
\_\_\_\_\_

Notary Public

My Commission Expires: 5/3/2011

DOCUMENT NUMBER-DATE

00369 JAN 14 2010

FPSC-COMMISSION CLERK

**EXHIBIT D**