

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Nuclear Cost Recovery Clause

Docket No. 150009-EI  
Submitted for Filing: June 29, 2015

COMMISSION  
CLERK

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**DUKE ENERGY FLORIDA, INC.'S NOTICE OF FILING**

Duke Energy Florida, Inc. ("DEF" or the "Company"), hereby gives notice of filing the Affidavit of Christopher M. Fallon in Support of Duke Energy Florida, Inc.'s Fourth Request for Confidential Classification.

Respectfully submitted,

/s/ Blaise N. Gamba

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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 29<sup>th</sup> day of June, 2015.

/s/ Blaise N. Gamba

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**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

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In re: Nuclear Cost Recovery Clause

Docket No. 150009-EI  
Submitted for Filing: June 22, 2015

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**AFFIDAVIT OF CHRISTOPHER M. FALLON IN SUPPORT OF  
DUKE ENERGY FLORIDA, INC.'S FOURTH REQUEST FOR CONFIDENTIAL  
CLASSIFICATION REGARDING PORTIONS OF THE DOCUMENTS  
RESPONSIVE TO STAFF'S FIRST SET OF INTERROGATORIES (NOS. 1-11)**

STATE OF NORTH CAROLINA

COUNTY OF MECKLENBURG

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

1. My name is Christopher M. Fallon. I am employed by Duke Energy Corporation ("Duke Energy") in the capacity of Vice President of Nuclear Development. I am over the age of 18 years old and I have been authorized to give this affidavit in the above-styled proceeding on Duke Energy Florida's ("DEF" or the "Company") behalf and in support of DEF's Fourth Request for Confidential Classification Regarding Portions of Duke Energy Florida's Responses to Staff's First Set of Interrogatories (Nos. 1-11). The facts attested to in my affidavit are based upon my personal knowledge.

2. As Vice President of Nuclear Development, I am responsible for the Levy Nuclear Project ("LNP" or "Levy") and the Company's Engineering, Procurement and Construction ("EPC") Agreement for the LNP.

3. The Company is requesting confidential classification of portions of DEF's Response to Staff's First Set of Interrogatories (Nos. 1-11), specifically worksheets responsive to

Interrogatory Nos. 5a, 5b, and 5c, because portions of these worksheets contain proprietary and confidential cost information derived from or related to the Company's EPC Agreement.

4. DEF must be able to assure the other parties to its contracts that the sensitive business information contained therein, such as quantity and pricing terms, will remain confidential. The public disclosure of this information would allow other parties to discover how the Company analyzes risk options, scheduling, and cost, and would impair DEF's ability to contract for such goods and services on competitive and favorable terms.

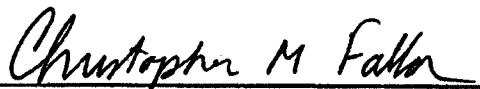
5. If such information was disclosed to DEF's competitors and/or other potential suppliers and vendors, DEF's efforts to obtain competitive nuclear equipment and service options could be compromised by the Company's competitors and/or suppliers changing their offers or negotiating strategies. In addition, by the terms of these contracts, all parties, including DEF, have agreed to protect the proprietary and confidential information from public disclosure.

6. Upon receipt of all this confidential information, and with its own confidential information, strict procedures are established and followed to maintain the confidentiality of the terms of the documents and information provided, including restricting access to those persons who need the information to assist the Company. At no time has the Company publicly disclosed the information at issue. The Company has treated and continues to treat the information at issue as confidential.

7. This concludes my affidavit.

Further affiant sayeth not.

Dated this 25<sup>th</sup> day of JUNE, 2015.

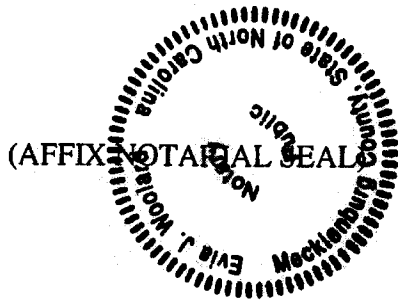


(Signature)

Christopher M. Fallon  
Vice President of Nuclear Development  
Duke Energy Corporation

526 South Church Street, EC1  
Charlotte, NC 28202

THE FOREGOING INSTRUMENT was sworn to and subscribed before me this 25<sup>th</sup> day of June, 2015 by Christopher M. Fallon. He is personally known to me, or has produced his NC 8956778 driver's license, or his \_\_\_\_\_ as identification.



Evia J. Woolard  
(Signature)

Evia J. Woolard  
(Printed Name)

NOTARY PUBLIC, STATE OF North Carolina

August 14, 2016  
(Commission Expiration Date)

\_\_\_\_\_  
(Serial Number, If Any)