VIA HAND DELIVERY

The Honorable Charles Terreni
Chief Clerk/Administrator
Public Service Commission of South Carolina
101 Executive Center Drive (29210)
Post Office Drawer 11649
Columbia, South Carolina 29211

RE: Combined Application of South Carolina Electric & Gas Company for a Certificate of Environmental Compatibility and Public Convenience and Necessity and for a Base Load Review Order for the Construction and Operation of a Nuclear Facility at Jenkinsville, South Carolina
Docket No. 2008-196-E

Dear Mr. Terreni:

South Carolina Electric & Gas Company ("SCE&G" or "Company") is hereby filing with the Public Service Commission of South Carolina ("Commission") a Combined Application for a Certificate of Environmental Compatibility and Public Convenience and Necessity and for a Base Load Review Order for the Construction and Operation of a Nuclear Facility at Jenkinsville, South Carolina (the "Combined Application").

SCE&G is filing both a Public Version and a Confidential Version of the Combined Application. The Confidential Version of the Combined Application contains confidential information related to the pricing and pricing terms of the Engineering, Procurement and Construction Agreement ("EPC Contract") between SCE&G and a consortium consisting of Westinghouse Electric Company, LLC and Stone & Webster, Inc. (collectively, "Contractor"). The EPC Contract contains confidentiality provisions that require SCE&G to protect proprietary information that the Contractor believes to constitute trade secrets and to be commercially sensitive. The Contractor has requested that SCE&G maintain the confidentiality of certain information contained in the Combined Application in Exhibit F, Chart A, in the introduction to Exhibit I, and in Exhibit I, Chart A. This confidential information has been redacted from the Public Version of those exhibits. However, in keeping with Commission practice in other proceedings, the public version of the exhibits contains a reasonably specific description of the information that has been redacted.

In keeping with the Contractor’s request and the terms of the EPC Contract, SCE&G respectfully requests that the Commission find that the Confidential Version of the Combined Application contains protected information and issue a protective order barring the disclosure of this Combined Application under the Freedom of Information Act, S.C. Code Ann. §§ 30-4-10 et seq., S.C. Code Ann. Regs. 103-804(S)(1), or any other provision of law, except in its public

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Pursuant to 26 S.C. Code Regs. 103-804(S)(2), the determination of whether a document may be exempt from disclosure is within the Commission’s discretion.

To this end, and in accordance with Commission Order No. 2005-226, dated May 6, 2005, in Docket No. 2005-83-A, we enclose with this letter a redacted Public Version of the Combined Application and an unredacted Confidential Version of the Combined Application. SCE&G respectfully requests, in the event that anyone should seek disclosure of this unredacted Confidential Version of the Combined Application, that the Commission notify SCE&G of such request and provide it and the Contractor with an opportunity to obtain an order from this Commission or a court of competent jurisdiction protecting the Confidential Version of the Combined Application from disclosure.

In relation to this request for confidential treatment of part of the Combined Application, SCE&G is enclosing the following:

1. A true and correct copy of the Confidential Version of the Application in a sealed envelope marked “CONFIDENTIAL.” Each confidential page of the Confidential Version of the Combined Application is also marked “CONFIDENTIAL.”

2. Ten copies of a redacted Confidential Version of the Combined Application for filing and public disclosure.

SCE&G is also filing in this docket a petition for an order issued pursuant to S. C. Code Ann. § 58-33-110(7) (1976, as amended), permitting initial clearing, excavation and construction work to begin on the two 1,117 net megawatt (MW) nuclear generating units it intends to construct at Jenkinsville, South Carolina. Accompanying that petition are the affidavits of Dr. Joseph M. Lynch, and Mr. Alan Torres establishing that public convenience and necessity justifies the commencement of work on the site, which will be done in compliance with all applicable environmental and land-use regulations, and at the Company’s sole risk. The issuance of the requested permission to begin initial clearing, excavation and construction on the site does not require a hearing and SCE&G would respectfully request that the Commission take this matter up on the petition and affidavits provided and grant the requested permission.

By copy of this letter, we are providing counsel for the South Carolina Office of Regulatory Staff (“ORS”) with all public documents SCE&G is filing with the Commission at this time. Additional, SCE&G will make the original, unredacted copy of the Confidential Version of the Combined Application available for ORS’s review upon signing of a confidentiality order.
If you have any questions, please advise.

Very truly yours,

K. Chad Burgess

KCB/kms
Enclosures

cc: Nanette S. Edwards, Esquire
    Shannon Bowyer Hudson, Esquire
    Belton T. Zeigler, Esquire