

# BEGGS & LANE

ATTORNEYS AND COUNSELLORS AT LAW  
POST OFFICE BOX 12950  
PENSACOLA, FLORIDA 32576-2950

SEVENTH FLOOR BLOUNT BUILDING  
3 WEST GARDEN STREET  
PENSACOLA, FLORIDA 32501  
TELEPHONE (904) 432-2451  
TELECOPIER (904) 469-3330

ROBERT R. GAINES  
WILLIAM GUY DAVIS, JR.  
W. SPENCER MITCHEM  
JAMES M. WEBER  
ROBERT L. CRONGEYER  
JOHN K. WINDHAM  
J. NIXON DANIEL, III  
G. EDISON HOLLAND, JR.  
RALPH A. PETERSON  
GARY B. LEUCHTMAN  
JOHN P. DANIEL  
JEFFREY A. STONE  
JAMES S. CAMPBELL  
TERESA E. LILES  
RUSSELL F. VAN SICKLE

E. DIXIE BEGGS  
Retired  
BERT H. LANE  
1917-1981

August 30, 1994

Ms. Blanca S. Bayo  
Division of Records and Reporting  
Florida Public Service Commission  
101 East Gaines Street  
Tallahassee, Florida 32301

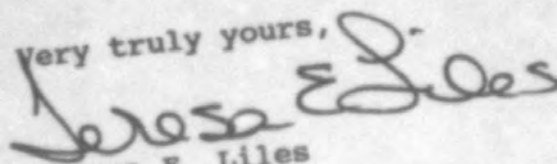
Re: Docket No. 931044-EI

Dear Ms. Bayo:

The original and fifteen (15) copies of Gulf Power Company's Request for Confidential Classification as to Late Filed Exhibit No. 14 are submitted for filing in the above docket. Exhibit "A" to the Request is submitted concurrently herewith under separate cover, and should be maintained as confidential pursuant to Section 366.093, Fla. Stat. and Rule 25-22.006, F.A.C. Also enclosed is a double sided high density 3.5 inch floppy disk containing this document in WordPerfect 5.1 format as prepared on a MS-DOS based computer.

Please mark the enclosed extra copy of this letter with the date and time the material was accepted in your office for filing, and return same to the undersigned. Thank you for your assistance in this matter.

Very truly yours,



Teresa E. Liles  
For the Firm

DOCUMENT NUMBER-DATE  
08919 AUG 30 94  
FPSC-RECORDS/REPORTING

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August 30, 1994

Ms. Blanca S. Bayo  
Division of Records and Reporting  
Florida Public Service Commission  
101 East Gaines Street  
Tallahassee, Florida 32301

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Very truly yours,

*Teresa E. Liles*  
Teresa E. Liles  
For the Firm

(X-ref 08193-94)

*Request*  
DOCUMENT NUMBER-DATE  
08919 AUG 30 1994  
FPSC-RECORDS/REPORTING

*Confidential*  
DOCUMENT NUMBER-DATE  
08920 AUG 30 1994  
FPSC-RECORDS/REPORTING

# BEGGS & LANE

ATTORNEYS AND COUNSELLORS AT LAW  
POST OFFICE BOX 12950  
PENSACOLA, FLORIDA 32576-2950

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TERESA E. LILES  
RUSSELL F. VAN SICKLE

August 11, 1994

E. DIXIE BEGGS  
*Retired*  
BERT H. LANE  
1917-1981

Sheila L. Erstling, Esquire  
Division of Legal Services  
Florida Public Service Commission  
101 East Gaines Street  
Tallahassee, Florida 32399

Re: 931044-~~EL~~; confidential portion of Hearing  
Exhibit 14 (late filed)

Dear Ms. Erstling:

Enclosed is the final page of Late Filed Exhibit 7 to Mr. Thompson's deposition of July 22, 1994. This exhibit was also identified as Hearing Exhibit 14 (late filed) during the hearings in this case that were held on August 1-2, 1994. Gulf and its customers consider the information on the enclosed page to be confidential information.

In order to expedite delivery of the requested information to you for use by the Commission Staff and perhaps avoid the necessity for a formal determination by the Commission as to the confidentiality of the enclosed document, we have filed a Notice of Intent to Request Confidential Classification with regard to the enclosed document. If the Commission Staff determines that it needs this final page to be included in the record as part of Hearing Exhibit 14, we will file the appropriate motion seeking a Commission ruling on the confidentiality of the enclosed document. Until that time, it is agreed that the enclosed document will be treated as a confidential document and will not be subject to disclosure. Such treatment is consistent with the letter and intent of the confidentiality representations signed by you and by Ms. Meter on July 22, 1994, notwithstanding the fact that those representations do not make specific mention of the enclosed document.

DOCUMENT NUMBER-DATE  
08193 AUG 11 1994  
FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Petition for authority to )  
implement replacement rate )  
schedule for standby )  
electric service by Gulf )  
Power Company. )

Docket No.: 931044-EI  
Filed: Aug. 30, 1994

GULF POWER COMPANY'S REQUEST FOR CONFIDENTIAL CLASSIFICATION  
AS TO LATE FILED EXHIBIT NO. 14

Gulf Power Company, by and through its undersigned attorney and pursuant to Rule 25-22.006, Florida Administrative Code, and Order No. PSC-94-0727-PCO-EI, hereby requests that the Florida Public Service Commission enter an order protecting certain information, submitted as Late Filed Exhibit No. 14 following the hearings in this docket, from public disclosure. As grounds for this motion, the Company states:

1. On August 11, 1994, the Company submitted Late Filed Exhibit No. 14, as requested by Commission Staff during the hearings in this docket which were held on August 1-2, 1994. Certain portions of that exhibit were submitted under a Notice of Intent to Request Confidential Classification. Pursuant to Rule 25-22.006(3)(a), upon the filing of said notice of intent, the information is entitled to confidential treatment for 21 days from the date Staff obtained possession thereof; if continued confidential classification is requested, Gulf must file a formal request for confidential treatment within said 21 day period.
2. Gulf is filing this request to ensure that the information protected by the notice of intent will be maintained as confidential during the period specified by Rule 25-22.006. The

information for which confidential classification is requested consists of data for a very small class of customers, which, if disclosed, would harm the competitive interests of those customers in that their competitors would gain information heretofore unavailable concerning the customer's costs and patterns of production. The information is therefore entitled to confidential classification pursuant to Section 366.093(3)(e), Florida Statutes. The customers themselves have indicated their strong opposition to public disclosure of this information.

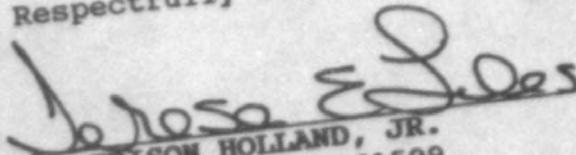
3. Submitted under separate cover as Exhibit "A" to this motion is a copy of that portion of Late Filed Exhibit No. 14 on which is highlighted the information for which confidential classification is requested. Exhibit "A" should be treated as confidential pending a ruling on this motion. Attached as Exhibit "B" to this motion are two (2) edited copies of the Late Filed Exhibit, which may be made available for public review and inspection. Attached as Exhibit "C" to this motion is a line-by-line justification for the request for confidential classification.

4. The material for which confidential classification is requested is intended to be, and is treated as, confidential by the Company and has not been otherwise publicly disclosed.

WHEREFORE, Gulf Power Company respectfully requests that the Commission enter an order protecting the information highlighted on Exhibit "A" to this motion from public disclosure as proprietary confidential business information.

Dated this 30<sup>th</sup> day of August, 1994.

Respectfully submitted,



G. EDISON HOLLAND, JR.  
Florida Bar No. 261599  
JEFFREY A. STONE  
Florida Bar No. 325953  
TERESA E. LILES  
Florida Bar No. 510998  
Beggs & Lane  
Post Office Box 12950  
Pensacola, Florida 32576-2950  
(904) 432-2451  
Counsel for Gulf Power Company

EXHIBIT "A"

Provided to the Division of Records and Reporting  
under separate cover as confidential information

EXHIBIT "B"



Page 4 is submitted as confidential material pursuant to a notice of intent to seek confidential classification.

		<u>Increase \$(/Decrease \$)</u>	<u>Increase %/(Decrease %)</u>
1			
2	Customer 1	[REDACTED]	[REDACTED]
3	Customer 2	[REDACTED]	[REDACTED]
4	Customer 3	[REDACTED]	[REDACTED]
5	Customer 4	[REDACTED]	[REDACTED]
6	Customer 5	[REDACTED]	[REDACTED]

Any difference between the above numbers and total numbers on the second and third pages is due to rounding.

Page 4 is submitted as confidential material pursuant to a notice of intent to seek confidential classification.

		<u>Increase \$/(Decrease \$)</u>	<u>Increase %/(Decrease %)</u>
1			
2	Customer 1	[REDACTED]	[REDACTED]
3	Customer 2	[REDACTED]	[REDACTED]
4	Customer 3	[REDACTED]	[REDACTED]
5	Customer 4	[REDACTED]	[REDACTED]
6	Customer 5	[REDACTED]	[REDACTED]

Any difference between the above numbers and total numbers on the second and third pages is due to rounding.

EXHIBIT "C"

Line-by-Line Justification

<u>Page</u>	<u>Line(s)<sup>1</sup></u>	<u>Column(s)</u>
1	2-6	2-3

Justification

This information represents actual data regarding Gulf Power Company's customers which, if disclosed, would impair the competitive interests of those customers and which is therefore entitled to c o n f i d e n t i a l classification pursuant to Section 366.093(3)(e), F.S.

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<sup>1</sup>Line numbers refer to the typewritten numbers inserted at the left margin of the page.

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Petition for authority to )  
implement replacement rate )  
schedule for standby )  
electric service by Gulf )  
Power Company. )

Docket No.: 931044-EI  
Filed: Aug. 30, 1994

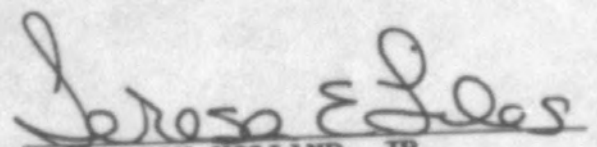
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by U.S. Mail or hand delivery to the following parties to this docket, this 30<sup>th</sup> day of August, 1994.

Sheila Erstling, Esq.  
Division of Legal Services  
Florida Public Service  
Commission  
101 E. Gaines St.  
Tallahassee, FL 32399

Jack Shreve, Esq.  
Office of Public Counsel  
111 West Madison Street  
Suite 812  
Tallahassee, FL 32399-1400

Joseph A. McGlothlin, Esq.  
Vicki Gordon Kaufman, Esq.  
McWhirter, Reeves & McGlothlin  
315 S. Calhoun St., Ste. 716  
Tallahassee, FL 32301



G. EDISON HOLLAND, JR.  
Florida Bar No. 261599  
JEFFREY A. STONE  
Florida Bar No. 325956  
TERESA E. LILES  
Florida Bar No. 510998  
Beggs & Lane  
Post Office Box 12950  
Pensacola, Florida 32576-2950  
(904) 432-2451  
Attorneys for Gulf Power Company

MEMORANDUM

August 31, 1994

TO: \_\_\_\_\_ DIVISION OF APPEALS  
\_\_\_\_\_ DIVISION OF AUDITING AND FINANCIAL ANALYSIS  
\_\_\_\_\_ DIVISION OF COMMUNICATIONS  
 \_\_\_\_\_ DIVISION OF ELECTRIC AND GAS  
\_\_\_\_\_ DIVISION OF RESEARCH  
\_\_\_\_\_ DIVISION OF WATER AND WASTEWATER  
\_\_\_\_\_ DIVISION OF LEGAL SERVICES

FROM: DIVISION OF RECORDS AND REPORTING (FLYNN)

RE: CONFIDENTIALITY OF CERTAIN INFORMATION

DOCUMENT NO. 08920-94

DESCRIPTION: Late-filed Exhibit No. 14 to hearing  
held August 1-2, 1994.

(Cross-ref 08193-94)

SOURCE: Gulf Power Company

DOCKET NO.: 931044-EI

The above material was received with a request for confidentiality (attached). Please prepare a recommendation for the attorney assigned to the case by completing the section below and forwarding a copy of this memorandum, together with a brief memorandum supporting your recommendation, to the attorney. Copies of your recommendation should also be provided to the Division of Records and Reporting and to the Division of Appeals.

-----  
Please read each of the following and check if applicable.

\_\_\_\_\_ The document(s) is (are), in fact, what the utility asserts it (them) to be.

\_\_\_\_\_ The utility has provided enough details to perform a