



August 8, 2001

Ms. Blanca S. Bayo, Director
Division of the Commission Clerk and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee FL 32399-0870

Dear Ms. Bayo:

RE: Docket No. 010827-EI

Enclosed is Gulf Power Company's Notice of Intent to Request Confidential Classification for certain portions of the Company's responses to requests numbered 16 and 20 of Commission Staff's Second Request for Production of Documents, Nos. 16-20, in the above docket.

Sincerely,

A handwritten signature in cursive script that reads "Susan D. Ritenour (lw)".

Susan D. Ritenour
Assistant Secretary and Assistant Treasurer

lw

cc: Beggs and Lane
Jeffrey A. Stone, Esquire

DOCUMENT NUMBER-DATE

09676 AUG-9 5

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Gulf Power Company's petition for approval of purchased power arrangement regarding Smith Unit 3 for cost recovery through recovery clauses dealing with purchased capacity and purchased energy.)
)
) Docket No.: 010827-EI
) Date Filed: August 8, 2001
)
)
)

NOTICE OF INTENT TO REQUEST CONFIDENTIAL CLASSIFICATION

1. Notices and communications with respect to this Notice should be addressed to:

Jeffrey A. Stone, Esquire
Russell A. Badders, Esquire
Beggs & Lane
P. O. Box 12950
Pensacola, FL 32576-2950

Susan D. Ritenour
Assistant Secretary and Assistant Treasurer
Gulf Power Company
One Energy Place
Pensacola, FL 32520-0780

2. Gulf Power Company, by and through its undersigned attorney and pursuant to Rule 25-22.006, Florida Administrative Code, hereby gives notice that it intends to request confidential classification for portions of Gulf Power Company's response to requests numbered 16 and 20 of Staff's Second Request for Production of Documents (16-20), hereafter the "Response". A copy of the Response is attached hereto as exhibit "A".

3. The Response contains proprietary and commercially sensitive information which if disclosed to the general public would cause irreparable harm to Gulf Power Company. Specifically, request number 16 contains information regarding business strategy and performance goals for Gulf for several years into the future. This information is considered trade secret and is competitively sensitive. Public disclosure of this information may cause Gulf to suffer adverse impacts in financial markets and other areas in which Gulf must conduct its

business. Request number 20 contains competitively sensitive information regarding the Southern Company. The decision making process and the resulting decisions of a company's board of directors are not public. This information conveys competitively sensitive business decisions and the basis for those decisions. Competitors can utilize this information to better position themselves with regard to business dealings with the company. Section 366.093(a) and (e), Florida Statutes provides the basis for Gulf's assertion that these responses contain proprietary confidential business information that is exempt from public disclosure.

4. A formal request for confidential classification will be filed within the time period specified in Rule 25-22.006(3)(a), Florida Administrative Code, if at the end of such time period the FPSC Staff determines that the information will be retained by the Commission and not returned to the Companies. In the event the Staff determines that it will retain this document, the Companies request to be notified, through the undersigned counsel, prior to the expiration of the period specified in Rule 25-22.006(3)(a).

5. The information filed pursuant to this Notice is intended to be, and is treated as, confidential by the Companies and has not been otherwise publicly disclosed.

Respectfully submitted this 8th day of August 2001,



JEFFREY A. STONE
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RUSSELL A. BADDERS
Florida Bar No. 007455
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(850) 432-2451
Attorneys for Gulf Power Company

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Gulf Power Company's petition for)
approval of purchased power arrangement) Docket No.: 010827-EI
regarding Smith Unit 3 for cost recovery)
through recovery clauses dealing with)
purchased capacity and purchased energy)
_____)

Certificate of Service

I HEREBY CERTIFY that a copy of the foregoing has been furnished
this 8th day of August 2001 by U.S. Mail or hand delivery to the following:

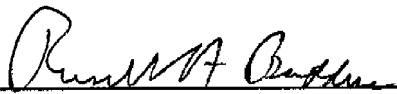
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