

April 2, 2003

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. 030001-EI

Enclosed are an original and ten copies of Gulf Power Company's Request for Confidential Classification in response to interrogatory number 5 of Staff's First Set of Interrogatories to Gulf Power Company (Nos. 1-7), to be filed in the above docket.

Sincerely,

Susan D. Ritenour

Assistant Secretary and Assistant Treasurer

Susan D. Ritenous

lw

**Enclosure** 

cc: Beggs and Lane

Jeffrey A. Stone, Esquire

### BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Fuel and purchased power cost recovery clause and generating performance incentive factor

IOD CONTIDENTIAL CLASSIFICATION

Docket No.: 030001-EI

April 2, 2003

Date:

#### REQUEST FOR CONFIDENTIAL CLASSIFICATION

GULF POWER COMPANY ["Gulf Power", "Gulf", or the "Company"], by and through its undersigned attorney and pursuant to Rule 25-22.006, Florida Administrative Code, hereby files a request that the Florida Public Service Commission enter an order protecting from public disclosure interrogatory number 5 of Staff's First Set of Interrogatories to Gulf Power Company (Nos. 1-7). As grounds for this request, the Company states:

1. The information provided in response to interrogatory number 5 of Staff's First Set of Interrogatories to Gulf Power Company (Nos. 1-7), contains proprietary and commercially sensitive information regarding competitive interests and trade secrets of Gulf Power, which if disclosed to the general public would cause irreparable harm to Gulf Power. This information is entitled to confidential classification pursuant to §366.093(3)(a) and (e), Florida Statutes. The response to interrogatory number 5 has detailed information regarding how Gulf dispatches its generation and the costs associated with that generation at the time it is dispatched. The information provides confidential details on how Gulf operates its generation for the benefit of its customers. Gulf and other members of the market in which it competes consider this type of information to be trade secret and competitively sensitive. Gulf's competitors are not required to disclose this information or information similar to it such that Gulf could gain the same competitive advantage that its competitors would gain from this information if it were publically

1

disclosed. Disclosure of this information would adversely affect Gulf's ability to operate its system to the benefit of its customers.

2. The information filed pursuant to this Request is intended to be, and is treated as, confidential by the Gulf Power and has not been otherwise publicly disclosed.

3. Submitted as Exhibit "A" is a copy of Gulf's response to interrogatory number 5, on which is highlighted the information for which confidential classification is requested. Exhibit "A" should be treated as confidential pending a ruling on this request. Attached as Exhibit "B" are two (2) edited copies of interrogatory number 5, which may be made available for public review and inspection. Attached as Exhibit "C" to this request is a line-by-line/field-by-field justification for the request for confidential classification.

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

Respectfully submitted this 2<sup>1</sup>/<sub>2</sub> day of April 2003,

**JEFFREY A. STONE** 

Florida Bar No. 325953

**RUSSELL A. BADDERS** 

Florida Bar No. 007455

Beggs & Lane

P. O. Box 12950

Pensacola, FL 32591

(850) 432-2451

Attorneys for Gulf Power Company

# BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Fuel and purchased power cost recovery clause and generating performance

incentive factor

Docket No.:

030001-EI

Date:

April 2, 2003

# REQUEST FOR CONFIDENTIAL CLASSIFICATION

# EXHIBIT "A"

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



Docket No. USUUUT-EI
GULF POWER COMPANY
March 14, 2003
Item No. 5
Page 1 of 11

- 5. For each hour referenced in Gulf's response to Interrogatory No. 2, above, please provide the following information for each resource in ascending order of marginal cost that Gulf dispatched to meet its total load:
  - a. Name of system resource;
  - b. Output of system resource; and
  - c. Marginal cost of system resource.

For purposes of this interrogatory, a system resource can include, but is not limited to: Gulf's generating units; a wholesale energy purchase; interruptible or curtailable load; and dispatchable load management.

### ANSWER:

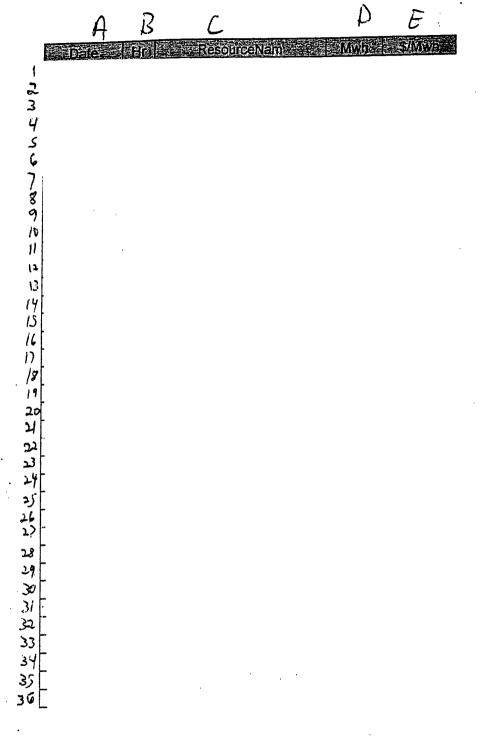
See pages 2 through 11 for response.

Docket No. 030001-El GULF POWER COMPANY March 14, 2003 Item No. 5 Page 2 of 11

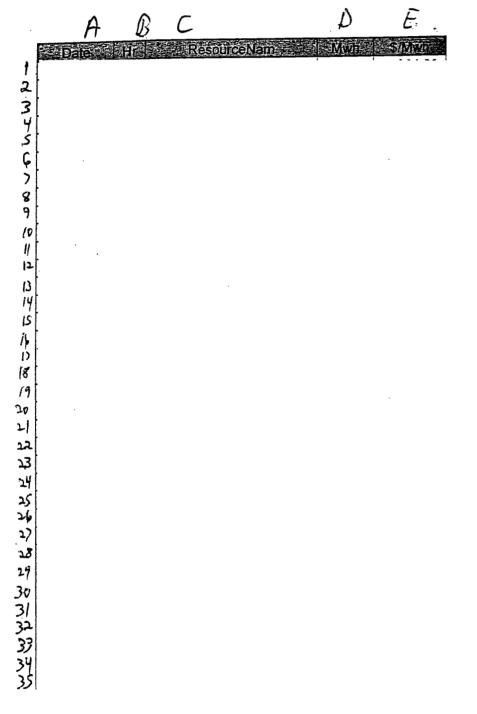
Docket No. 030001-EI GULF POWER COMPANY March 14, 2003 Item No. 5 Page 3 of 11

Docket No. 030001-EI GULF POWER COMPANY March 14, 2003 Item No. 5 Page 4 of 11

Docket No. 030001-EI GULF POWER COMPANY March 14, 2003 Item No. 5 Page 5 of 11



Staff's First Set of Interrogatories Docket No. 030001-El GULF POWER COMPANY March 14, 2003 Item No. 5 Page 6 of 11



Staff's First Set of Interrogatories Docket No. 030001-El GULF POWER COMPANY March 14, 2003 Item No. 5 Page 7 of 11

Staff's First Set of Interrogatories Docket No. 030001-El GULF POWER COMPANY March 14, 2003 Item No. 5 Page 8 of 11

A B C D E

Date Hid ResourceNam Mwn S/Mwn

Staff's First Set of Interrogatories Docket No. 030001-EI GULF POWER COMPANY March 14, 2003 Item No. 5 Page 9 of 11

ABC DE

Staff's First Set of Interrogatories
Docket No. 030001-EI
GULF POWER COMPANY
March 14, 2003
Item No. 5
Page 10 of 11

Dale 2 11 1 Resource Nam Mivin Silvin 1234567890 11 a 13456 17 18 19 مد 2) 22 まるとおいずられた

Staff's First Set of Interrogatories Docket No. 030001-EI GULF POWER COMPANY March 14, 2003 Item No. 5 Page 11 of 11

ABC DE

Toaro de la la la Resource Verni. 234567890 11 12 

#### EXHIBIT C

## Line-by-Line/Field-by-Field Justification

## Line(s)/Field(s)

Interrogatory 5
Page 2 of 11
Lines 1-36 Columns A - E

Page 3 of 11 Lines 1-34 Columns A - E

Page 4 of 11 Lines 1-35 Columns A - E

Page 5 of 11 Lines 1-36 Columns A - E

Page 6 of 11 Lines 1-35 Columns A - E

Page 7 of 11 Lines 1-34 Columns A - E

Page 8 of 11 Lines 1-33 Columns A - E

Page 9 of 11 Lines 1-32 Columns A - E

Page 10 of 11 Lines 1-32 Columns A - E

Page 11 of 11 Lines 1-32 Columns A - E

### **Justification**

This information is entitled to confidential classification pursuant to §366.093(3)(a) and (e), Florida Statutes. The basis for this information being designated as confidential is more fully set forth in paragraph 1.

#### BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Fuel and Purchased Power Cost	)	
Recovery Clause with Generating	)	
Performance Incentive Factor	)	Docket No. 030001-El

#### Certificate of Service

I HEREBY CERTIFY that a true copy of the foregoing was furnished by hand delivery or the U. S. Mail this and day of April 2003 on the following:

Wm. Cochran Keating, Esquire FL Public Service Commission 2540 Shumard Oak Boulevard Tallahassee FL 32399-0863

Robert Vandiver, Esquire
Office of Public Counsel
111 W. Madison St., Suite 812
Tallahassee FL 32399-1400

James McGee, Esquire Progress Energy Florida, Inc. P. O. Box 14042 St. Petersburg FL 33733-4042

John T. Butler, Esquire Steel, Hector & Davis LLP 200 S. Biscayne Blvd, Ste 4000 Miami FL 33131-2398

Norman H. Horton, Jr., Esquire Messer, Caparello & Self, P.A. P. O. Box 1876 Tallahassee FL 32302-1876 Vicki G. Kaufman, Esq. McWhirter Reeves 117 S. Gadsden Street Tallahassee FL 32301

Lee L. Willis, Esquire James D. Beasley, Esquire Ausley & McMullen P. O. Box 391 Tallahassee FL 32302

John W. McWhirter, Jr., Esq. McWhirter Reeves 400 N Tampa St Suite 2450 Tampa FL 33602

JEFFREY A. STONE
Florida Bar No. 325953
RUSSELL A. BADDERS
Florida Bar No. 0007455
BEGGS & LANE
P. O. Box 12950
Pensacola FL 32591-2950
(850) 432-2451
Attorneys for Gulf Power Company