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**ORIGINAL**

RECEIVED FPSC  
DEC 13 AM 10:38



December 8, 2004

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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: Notice of Intent to Request Confidential Classification  
The Southern Company - Filing of Quarterly Report of Form U-9C-3 to the  
Securities and Exchange Commission (SEC)

Enclosed for filing in the matter referred to above is the Notice of Intent to Request  
Confidential Classification by Gulf Power Company. This request covers information for  
the quarter ending June 30, 2004.

If you or your staff have any questions regarding this filing, please contact me.

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.

A copy is also being provided to Cindy Miller pursuant to her request. Gulf Power requests  
to be notified within 21 days through its counsel whether the Commission Staff will retain  
this document.

- CMP \_\_\_\_\_
- COM \_\_\_\_\_
- CTR \_\_\_\_\_
- ECR 1
- GCL \_\_\_\_\_
- OPC \_\_\_\_\_
- MMS \_\_\_\_\_
- RCA \_\_\_\_\_
- SCR \_\_\_\_\_
- SEC 1
- OTH 1 conf records

Sincerely,

*Susan D. Ritenour*

lw

Enclosures

cc: Beggs and Lane  
Russell A. Badders, Esquire  
Florida Public Service Commission  
Cindy Miller, Esquire

RECEIVED & FILED

*on*  
FPSC-BUREAU OF RECORDS

This docketed notice of intent was filed with  
Confidential Document No. 13110-04. The  
document has been placed in confidential storage  
pending timely receipt of a request for  
confidentiality.

DOCUMENT NUMBER-DATE

13109 DEC 13 04

FPSC-COMMISSION CLERK

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: The Southern Company  
Form U-9C-3 under Rule 104  
with the Securities and Exchange  
Commission (SEC) for the period  
ending June 30, 2004

Docket No.:  
Date:

Undocketed  
December 8, 2004

**NOTICE OF INTENT TO REQUEST CONFIDENTIAL CLASSIFICATION**

The Southern Company and Gulf Power Company, by and through their undersigned attorney and pursuant to Rule 25-22.006, Florida Administrative Code, hereby gives notice that they intend to request confidential classification for Form U-9C-3 for the period ending June 30, 2004, submitted to the Florida Public Service Commission Staff pursuant to Securities and Exchange Commission Rule 104. A copy of Form U-9C-3 for the period ending June 30, 2004, is attached hereto as exhibit "A". Rule 104 requires that every registered holding company submit certain specified categories of filings to each state commission in which the affiliates of the registered holding company operate. Gulf Power Company is an affiliate of the Southern Company, a registered holding company.

Form U-9C-3 for the period ending June 30, 2004, contains proprietary and commercially sensitive information regarding the Southern Company and certain of its unregulated, non-utility, businesses and investments which would cause irreparable harm to the Southern Company if disclosed to the general public. 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 such time the Staff determines that the information will be retained by the Commission and not returned to the Southern Company. In the event the Staff determines

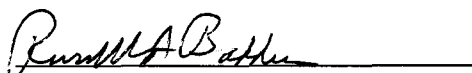
DOCUMENT NUMBER-DATE

13109 DEC 13 8

FPSC-COMMISSION CLERK

that it will retain this document, the Company request to be notified, through the undersigned counsel, prior to the expiration of the period specified in Rule 25-22.006(3)(a). Form U-9C-3 for the period ending June 30, 2004, is the subject of a claim of confidentiality under the Freedom of Information Act.

Respectfully submitted,



**JEFFREY A. STONE**

Florida Bar No. 325953

**RUSSELL A. BADDERS**

Florida Bar No. 007455

**Beggs & Lane**

P. O. Box 12950

(501 Commendencia Street)

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(850) 432-2451

**Attorneys for Gulf Power Company**

STATE OF FLORIDA

COMMISSIONERS:  
BRAULIO L. BAEZ, CHAIRMAN  
J. TERRY DEASON  
LILA A. JABER  
RUDOLPH "RUDY" BRADLEY  
CHARLES M. DAVIDSON



DIVISION OF THE COMMISSION CLERK &  
ADMINISTRATIVE SERVICES  
BLANCA S. BAYÓ  
DIRECTOR  
(850) 413-6770 (CLERK)  
(850) 413-6330 (ADMIN)

# Public Service Commission

## ACKNOWLEDGMENT

DATE: 12.13.04

TO: Susana Patricio

FROM: J. Terry Deason, Division of the Commission Clerk and  
Administrative Services

RE: Acknowledgment of Receipt of Confidential Filing

13110-04

This will acknowledge receipt of a **CONFIDENTIAL DOCUMENT** filed in Docket No.

13110-04 or (if filed in an undocketed matter) concerning \_\_\_\_\_

Quarterly report 0-90-3 (June 04), and

filed on behalf of Gulf Power / Patricio. The

document will be maintained in locked storage.

Any questions regarding this matter should be directed to Kay Flynn at (850) 413-6770.

PSC/CCA019-C (Rev 01/04)