## BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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

Docket No.:

050001-EL

Date:

February 28, 2005

## 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 certain information on Schedule CCA-4 of Exhibit TAD-1 to the Direct Testimony of Terry A. Davis filed on March 1, 2005 (Schedule CCA-4) on behalf of Gulf Power. As grounds for this request, the Company states:

A portion of the information provided on Schedule CCA-4 is proprietary 1. confidential business information regarding contractual matters which would cause irreparable harm to Gulf Power Company, the entities with whom it has entered into contracts and most importantly to Gulf's customers if such information were disclosed to the general public. In addition, the responses contain information relating to competitive interests in capacity markets which would cause irreparable harm to Gulf Power Company and the entity with whom it has contracted if such information is disclosed to the general public. This information is entitled to confidential classification pursuant to §366.093(3)(d) and (e), Florida Statutes. Schedule CCA-4 provides the actual price terms and counterparty names for capacity contracts entered into by Gulf Power for 2004. The price terms in these contracts are regarded by both Gulf and the counterparty

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DOCUMENT NUMBER - DATE 02060 MAR-18 **FPSC-COMMISSION CLERK**  with whom it has contracted for capacity as confidential. The pricing, which resulted from negotiations between Gulf and the indicated counterparty, are specific to the individual contracts and are not publicly known. Disclosure of this information would negatively impact Gulf's ability to negotiate pricing favorable to its customers in future capacity contracts because possible counterparties may refuse to contract with Gulf or would charge higher rates if the price terms are being made public.

- 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 Schedule CCA-4, 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 Schedule CCA-4, 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 28th day of February 2005,

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### BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Fuel and purchased power cost

recovery clause and generating performance

incentive factor

Docket No.: 050001-EI Date: February 28, 2005

# REQUEST FOR CONFIDENTIAL CLASSIFICATION

## EXHIBIT "A"

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

EXHIBIT "B"

#### **GULF POWER COMPANY** 2004 CAPACITY CONTRACTS

Z Gulf Power Company 5 2004 Capacity Contracts

5	•	Τe	Contract			
7	Contract/Counterparty	Start	End (1)	Туре		
8	Southern Intercompany Interchange	2/18/2000	5 Yr Notice	SES Opco		
9	Solutia, Inc	6/1/1996	5/31/2005	QF		
10	Entergy Services, Inc	6/1/2002	9/30/2004	Other		
11	South Carolina PSA	9/1/2003	-	Other		
12	South Carolina Electric & Gas	1/8/2004	12/7/2004	Other		
13	Santa Rosa Energy Power Marketing	4/1/2004	5/31/2004	Other		
14	Select Energy, Inc	4/1/2004	4/30/2004	Other		
15	Calpine Power Services	Varies	-	Other		
16	Cogentrix	8/5/2003	-	Other		
17	Coral Power, LLC	5/15/2003	-	Other		
18	Exelon Power Team	5/1/2001	•	Other		
19	FP&L Energy Power Marketing	6/1/2003	-	Other		
20	Mobile Energy Services Co., LLC	6/18/2000	11/30/2004	Other		
21	Progress Energy	Varies	•	Other		
22	West Georgia Generating Co., LP	5/11/2000	-	Other		
23	Williams Energy Power Marketing	5/1/2002	-	Other		

24
25 (1) Unless otherwise noted, contract remains effective unless terminated upon 30 days prior written notice.
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35	35 Capacity Costs																									
36	2004	<u>Jan</u>	uary	Feb	ruary	M	arch	E	<u>April</u>	3	<u>Aay</u>		June	2	<u>July</u>	£	ugust	Sep	<u>lember</u>	<u> Oc</u>	tober	Nove	mber .	Dece	mber	
37		MW	\$	MW_	\$	MW	\$	MW	\$	MW	\$	MW	\$	MW	\$	MW	\$	MW	\$	MW	\$	MW	\$	MW	\$	Total \$
38	Southern Intercompany Interchange	453.0	1,290,258	345,8	390,904	466.0	519,369	73.3	38,630	50.1	\$7,306	293.3	1,845,850	312.9	5,418,877	309.1	5,350,512	325.0	2,593,448	277.4	206,755	118.6	63,019	266.8	154,091	17,929,019
39	Solutia, Inc	19.0	62,202	19.0	62,202	19.0	62,202	19.0	62,202	19.0	62,202	19.0	62,202	19.0	62,202	19.0	62,202	19.0	62,202	19.0	62,202	19.0	62,202	19.0	62,202	746,424
40	Entergy Services, Inc																									
41	South Carolina PSA																									
42	South Carolina Electric & Gas																									
	Santa Rosa Energy Pwr Mkting																									
	Select Energy, Inc																									
45	Calpine Power Services (1)																									
	Cogentrix (1)																									
	Coral Power, LLC (1)																									
	Exelon Power Team (1)																									
	FP&L Energy Power Marketing (1)																									
	Mobile Energy Services Co., LLC (1)																									
	Progress Energy (1)																									
	West Georgia Generating Co., LP (1)																									
	Williams Energy Power Marketing (1)																									
54																										
55			1,328,131		415,842		546,617		69,531		103,422		1,894,378	!	5,467,405		5,397,920	;	2,640,010		264,533		119,947		211,672	18,459,408

## **EXHIBIT C**

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

## Line(s)/Field(s)

Lines 40 – 53 of Columns B – Z

## **Justification**

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