**Susan D. Ritenour** Secretary and Treasurer and Regulatory Manager One Energy Place Pensacola, Florida 32520-0781

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October 5, 2005

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. 050001-El

Enclosed are an original and fifteen copies of Gulf Power's Notice of Intent to Request Confidential Classification regarding Gulf's response to Staff's Fourth Set of Interrogatories, No. 46, to be filed in the above referenced docket.

Sincerely,

lw

cc: Beggs and Lane

Jeffrey A. Stone, Esquire

Susan D. Ritenau (lw)

## BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Fuel and Purchased Power	)		
Cost Recovery Clauses and Generating	)	Docket No.	050001-EI
Performance Incentive Factor	)	Date:	October 5, 2005
	)		
	)		

## NOTICE OF INTENT TO REQUEST 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 gives notice that it intends to request confidential classification for response to interrogatory number 46 of Commission Staff's Fourth Set of Interrogatories to Gulf Power Company (Nos. 46-49). A copy of the response is attached hereto as exhibit "A".

The information requested is entitled to confidential classification pursuant to Section 366.093(3)(d) and (e). The Company's response to the staff information request contains proprietary confidential business information regarding contractual matters which would cause irreparable harm to Gulf Power Company and the entities with whom it has entered into contracts if such information is disclosed to the general public. In addition, the response contains information relating to Gulf's competitive interests in gas transportation 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. The information for which confidential classification is sought is intended to be and is treated by Gulf Power Company and the entities with whom it has or intends to contract with as private. 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 the Staff determines that the information will be retained by the Commission and not returned to the Companies within the specified time period. In the event the

Staff determines that it will retain this document, the Company requests to be notified, through the undersigned counsel, prior to the expiration of the period specified in Rule 25-22.006(3)(a).

Respectfully submitted this day of October 2005,

TEFFREY A. STONE

Florida Bar No. 325953

**RUSSELL A. BADDERS** 

Florida Bar No. 7455

STEVEN R. GRIFFIN

Florida Bar No. 0627569

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**Attorneys for Gulf Power Company** 

## BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Fuel and Purchased Power Cost Recovery Clause with Generating Performance Incentive Factor

Docket No. 050001-EI

## Certificate of Service

I HEREBY CERTIFY that a true copy of the foregoing was furnished by hand delivery or the U. S. Mail this 5th day of October 2005 on the following:

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

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