

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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

Docket No.: 10000
Date: March 11, 2010

RECEIVED-EPSC
10 MAR 12 PM 12:59
COMMISSION CLERK

REQUEST FOR CONFIDENTIAL CLASSIFICATION

GULF POWER COMPANY ["Gulf Power", "Gulf", or the "Company"], by and through its undersigned attorneys and pursuant to Rule 25-22.006, Florida Administrative Code, hereby files its request that the Florida Public Service Commission enter an order protecting from public disclosure certain information contained in Schedule CCA-4 of Exhibit RWD-1 to the Direct Testimony of Richard W. Dodd dated March 12, 2010, (Schedule CCA-4) on behalf of Gulf Power. As grounds for this request, the Company states:

1. A portion of the information contained in Schedule CCA-4 is proprietary confidential business information regarding contractual matters which would cause irreparable harm to Gulf Power, the entities with whom it has contracted, and most importantly, to Gulf's customers if such information was disclosed to the general public. In addition, the Schedule contains information relating to competitive interests in capacity markets which would cause irreparable harm to Gulf Power and the entities with whom it has contracted if such information was disclosed to the general public. The information is entitled to confidential classification pursuant to section 366.093(3) (d) and (e), Florida Statutes. Schedule CCA-4 provides the price terms for capacity contracts entered into by Gulf Power for 2009. The price terms in these contracts are regarded by both Gulf and the counterparty as confidential. The pricing, which resulted from negotiations between Gulf and the counterparty, is specific to the individual contracts and is 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 potential counterparties may refuse to enter into contracts with Gulf, or may charge higher prices if the price terms were made public.

COM _____
APA _____
ECR 8 _____
GCL _____
RAD _____
SSC _____
ADM _____
OPC _____
CLK _____


DOCUMENT NUMBER-DATE
01710 MAR 12 2010
FPSC-COMMISSION CLERK

2. The information filed pursuant to this Request is intended to be, and is treated as, confidential by the Gulf Power and, to this attorney's knowledge, 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 11th day of March, 2010.



JEFFREY A. STONE
Florida Bar No. 325953
RUSSELL A. BADDERS
Florida Bar No. 007455
STEVEN R. GRIFFIN
Florida Bar No. 0627569
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.: 100001-EI
Date: March 11, 2010

REQUEST FOR CONFIDENTIAL CLASSIFICATION

EXHIBIT "A"

Provided to Commission Clerk under separate
cover as confidential information.

EXHIBIT "B"

A B C D E F G H I J K L M N O P
 1
 2 Gulf Power Company Schedule CCA-4
 3 2009 Capacity Contracts Page 1 of 2
 4
 5
 6
 7

9 Contract/Counterparty	Term		Contract Type
	Start	End ⁽¹⁾	
10 Southern Intercompany Interchange	2/18/2000	5 Yr Notice	SES Opco
11 <u>PPAs</u>			
12 Coral Power, LLC	6/1/2009	5/31/2014	Firm
13 Southern Power Company	6/1/2009	5/31/2014	Firm
14 Shell Energy N.A. (U.S.), LP ⁽²⁾	11/2/2009	5/31/2023	Non-Firm
15 <u>Other</u>			
16 Alabama Electric Cooperative	4/25/2009	12/31/2009	Other
17 J Aron Company	7/1/2009	8/31/2009	Other
18 South Carolina Electric & Gas	3/3/2009	3/4/2009	Other
19 South Carolina PSA	9/1/2003	-	Other
20 JP Morgan Ventures Energy	9/2/2008	6/30/2009	Other
21 Calpine Power Services	Varies	5/31/2009	Other
22 Effingham County Power, LLC	6/11/2007	5/31/2009	Other
23 Exelon Power Team	1/1/2000	5/31/2009	Other
24 FP&L Energy Power Marketing	6/1/2003	6/30/2009	Other
25 KGEN, LLC	5/1/2005	2/28/2009	Other
26 MPC Generating, LLC	6/11/2007	5/31/2009	Other
27 Shell Energy N.A. (U.S.)	6/1/2008	4/30/2009	Other
28 West Georgia Generating Company	5/11/2000	5/31/2009	Other

31 (1) Unless otherwise noted, contract remains effective unless terminated upon 30 days prior written notice.
 32 (2) Contract megawatts are non-firm until June 1, 2014.

35 2009 Contract	January		February		March		April		May		June ⁽²⁾	
	MW	\$	MW	\$	MW	\$	MW	\$	MW	\$	MW	\$
38 Southern Intercompany Interchange	450.3	1,099,028	493.1	478,864	281.8	265,587	672.9	322,492	487.1	479,435	130.9	578,905
39 <u>PPAs</u>												
40 Coral Power, LLC	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0		
41 Southern Power Company	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0		
42 Shell Energy N.A. (U.S.), LP	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0
43 <u>Total PPA's</u>												
44 <u>Other</u>												
45 Alabama Electric Cooperative	0.0	0	0.0	0	0.0	0						
46 J Aron Company	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0
47 South Carolina Electric & Gas	0.0	0	0.0	0			0.0	0	0.0	0	0.0	0
48 South Carolina PSA												
49 JP Morgan Ventures Energy ⁽¹⁾	0.0	(50)	0.0	(50)	0.0	(50)	0.0	(50)	0.0	(50)	0.0	(50)
50 Calpine Power Services ⁽¹⁾	0.0	(102)	0.0	(102)	0.0	(103)	0.0	(102)	0.0	(102)	0.0	0
51 Effingham County Power, LLC ⁽¹⁾	0.0	(50)	0.0	(50)	0.0	(50)	0.0	(51)	0.0	(51)	0.0	0
52 Exelon Power Team ⁽¹⁾	0.0	(50)	0.0	(50)	0.0	(50)	0.0	(50)	0.0	(50)	0.0	0
53 FP&L Energy Power Marketing ⁽¹⁾	0.0	(50)	0.0	(50)	0.0	(50)	0.0	(50)	0.0	(50)	0.0	(50)
54 KGEN, LLC ⁽¹⁾	0.0	(153)	0.0	(153)	0.0	0	0.0	0	0.0	0	0.0	0
55 MPC Generating, LLC ⁽¹⁾	0.0	(50)	0.0	(50)	0.0	(50)	0.0	(51)	0.0	(51)	0.0	0
56 Shell Energy N.A. (U.S.), LP ⁽¹⁾	0.0	(50)	0.0	(50)	0.0	(50)	0.0	(50)	0.0	0	0.0	0
57 West Georgia Generating Company ⁽¹⁾	0.0	(50)	0.0	(50)	0.0	(51)	0.0	(50)	0.0	(50)	0.0	0
58 <u>Total</u>		1,095,062		474,898		259,161		317,225		472,847		5,892,642

62 (1) Generator Balancing Service provides no capacity scheduling entitlements.
 63 (2) PPA's for peaking capacity begin.

A B C D E F G H I J K L M N O P Q
 1
 2 Gulf Power Company
 3 2009 Capacity Contracts
 4
 5
 6
 7
 8
 9
 10
 11
 12
 13
 14
 15
 16
 17
 18
 19
 20
 21
 22
 23
 24
 25
 26
 27
 28
 29
 30
 31
 32
 33
 34
 35
 36
 37
 38
 39
 40
 41
 42
 43
 44
 45
 46
 47
 48
 49
 50
 51
 52
 53
 54
 55
 56
 57
 58
 59
 60
 61
 62
 63

Schedule CCA-4
 Page 2 of 2

Contract/Counterparty	Term		Contract Type
	Start	End ⁽¹⁾	
Southern Intercompany Interchange	2/18/2000	5 Yr Notice	SES Opco
<i>PPAs</i>			
Coral Power, LLC	6/1/2009	5/31/2014	Firm
Southern Power Company	6/1/2009	5/31/2014	Firm
Shell Energy N.A. (U.S.), LP ⁽²⁾	11/2/2009	5/31/2023	Non-Firm
<i>Other</i>			
Alabama Electric Cooperative	4/25/2009	12/31/2009	Other
J Aron Company	7/1/2009	8/31/2009	Other
South Carolina Electric & Gas	3/3/2009	3/4/2009	Other
South Carolina PSA	9/1/2003	-	Other
JP Morgan Ventures Energy	9/2/2008	6/30/2009	Other
Calpine Power Services	Varies	5/31/2009	Other
Effingham County Power, LLC	6/11/2007	5/31/2009	Other
Exelon Power Team	1/1/2000	5/31/2009	Other
FP&L Energy Power Marketing	6/1/2003	6/30/2009	Other
KGEN, LLC	5/1/2005	2/28/2009	Other
MPC Generating, LLC	6/11/2007	5/31/2009	Other
Shell Energy N.A. (U.S.)	6/1/2008	4/30/2009	Other
West Georgia Generating Company	5/11/2000	5/31/2009	Other

(1) Unless otherwise noted, contract remains effective unless terminated upon 30 days prior written notice.
 (2) Contract megawatts are non-firm until June 1, 2014.

35 Capacity Costs

2009	July		August		September		October		November		December		Total \$
	MW	\$	MW	\$	MW	\$	MW	\$	MW	\$	MW	\$	
Southern Intercompany Interchange	202.9	2,122,657	105.1	1,179,630	267.3	1,313,644	283.9	29,217	124.3	46,686	(128.3)	(79,003)	7,837,142
<i>PPAs</i>													
Coral Power, LLC													
Southern Power Company													
Shell Energy N.A. (U.S.), LP	0.0	0	0.0	0	0.0	0	0.0	0.0					
<i>Other</i>													
Alabama Electric Cooperative							0.0	0	0.0	0			(33,963)
J Aron Company					0.0	0	0.0	0	0.0	0	0.0	0	(8,874)
South Carolina Electric & Gas	0.0	0	0.0	0	0.0	0							(4,614)
South Carolina PSA													(40,334)
JP Morgan Ventures Energy ⁽¹⁾	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	(300)
Calpine Power Services ⁽¹⁾	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	(511)
Effingham County Power, LLC ⁽¹⁾	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	(252)
Exelon Power Team ⁽¹⁾	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	(250)
FP&L Energy Power Marketing ⁽¹⁾	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	(300)
KGEN, LLC ⁽¹⁾	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	(306)
MPC Generating, LLC ⁽¹⁾	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	(252)
Shell Energy N.A. (U.S.), LP ⁽¹⁾	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	(200)
West Georgia Generating Company ⁽¹⁾	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	(251)
		7,540,892		6,508,351		6,699,937		617,505		997,988		861,409	31,737,917

(1) Generator Balancing Service provides no capacity scheduling entitlements.

COMMISSIONERS:
NANCY ARGENZIANO, CHAIRMAN
LISA POLAK EDGAR
NATHAN A. SKOP
DAVID E. KLEMENT
BEN A. "STEVE" STEVENS III

STATE OF FLORIDA



OFFICE OF COMMISSION CLERK
ANN COLE
COMMISSION CLERK
(850) 413-6770

Public Service Commission

ACKNOWLEDGEMENT

DATE: March 12, 2010

TO: Susan D. Ritenour, Gulf Power Company

FROM: Ruth Nettles, Office of Commission Clerk

RE: Acknowledgement of Receipt of Confidential Filing

This will acknowledge receipt of a **CONFIDENTIAL DOCUMENT** filed in **Docket Number 100001** or, if filed in an undocketed matter, concerning certain information in connection with Schedule CCA-4 of Exhibit RWD-1 to direct testimony of Richard W. Dodd, and filed on behalf of Gulf Power Company. The document will be maintained in locked storage.

If you have any questions regarding this document, please contact Kim Peña, Records Management Assistant, at (850) 413-6393.

DOCUMENT NUMBER - DATE
01711 MAR 12 09
FPSC-COMMISSION CLERK

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD • TALLAHASSEE, FL 32399-0850
An Affirmative Action/Equal Opportunity Employer

PSC Website: <http://www.floridapsc.com>

Internet E-mail: contact@psc.state.fl.us