

State of Florida



Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850

M-E-M-O-R-A-N-D-U-M-

DATE: October 10, 2013

TO: Division of Accounting and Finance, Office of Primary Responsibility

FROM: OFFICE OF COMMISSION CLERK

RE: CONFIDENTIALITY OF CERTAIN INFORMATION
 DOCKET NO: 130140-EI DOCUMENT NO: 06022-13
 DESCRIPTION: GPC (Badders) - (CONFIDENTIAL) DVD containing certain documents and information produced in response to staff's 3rd [set of] interrogatories (Nos. 38-52), specifically No. 39.
 SOURCE: Gulf Power Company

RECEIVED - FPSC
 13 OCT 11 AM 10:59
 COMMISSION CLERK

The above confidential material was filed along with a request for confidential classification and motion for temporary protective order. Please complete the following form by checking all applicable information and forward it to the attorney assigned to the docket, along with a brief memorandum supporting your recommendation.

- The document(s) is (are), in fact, what the utility asserts it (them) to be.
- The utility has provided enough details to perform a reasoned analysis of its request.
- The material has been received incident to an inquiry.
- The material is confidential business information because it includes:
 - (a) Trade secrets;
 - (b) Internal auditing controls and reports of internal auditors;
 - (c) Security measures, systems, or procedures;
 - (d) Information concerning bids or other contractual data, the disclosure of which would impair the efforts of the public utility or its affiliates to contract for goods or services on favorable terms;
 - (e) Information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of information;
 - (f) Employee personnel information unrelated to compensation, duties, qualifications, or responsibilities;
- The material appears to be confidential in nature and harm to the company or its ratepayers will result from public disclosure.
- The material appears not to be confidential in nature.
- The material is a periodic or recurring filing and each filing contains confidential information.

This response was prepared by William B. McPhee on 10/11/13, a copy of which has been sent to the Office of Commission Clerk and the Office of General Counsel.

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-M-E-M-O-R-A-N-D-U-M-

DATE: October 11, 2013
TO: Suzanne Brownless, Senior Attorney, Office of the General Counsel
FROM: William B. McNulty, Economic Analyst, Division of Economics *WBM*
RE: Gulf Power Company - Docket No. 130140-EI Confidentiality Request

On October 8, 2013, Gulf Power Company (GULF) filed a request for confidential classification of all information contained in Document Number 06022-13, the contents of which appear on a DVD marked "CONFIDENTIAL" including three separate worksheets. Such documents were filed in response to Staff's 3rd Set of Interrogatories to GULF, No. 39(f). GULF states that the information contained in the highlighted portions of these documents should be classified as proprietary confidential business information pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code.

GULF requests confidentiality of the three separate worksheets contained on the DVD, which GULF states constitutes confidential information based on Section 366.093(3)(d), Florida Statutes, "information concerning... contractual data, the disclosure of which would impair the efforts of the public utility or its affiliates to contract for goods and services on favorable terms" and Section 366.093(3)(e), Florida Statutes, "information related to competitive interests, the disclosure of which would impair the competitive business of the provider of the information."

The information contained in GULF's response to the referenced interrogatory, as provided on the referenced DVD, includes information pertaining to GULF's billing demands for GULF's large commercial and industrial customers, and the information is comprised entirely of customer-specific historical and forecasted monthly maximum billing demands, monthly reactive demands, and monthly on-peak demands.

Upon review of the aforementioned documents, staff concurs with GULF that the highlighted information contained in Document Number 06022-13 meets the requirements for confidential classification pursuant to Sections 366.093(3)(d) and (e). Accordingly, this information should be treated as confidential.

WBM/wbm

Attachment (1)