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October 29, 2013

REDACTED

Ms. Ann Cole  
Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee FL 32399-0850

RE: Docket No. 130140-EI

Dear Ms. Cole:

Enclosed herein is Gulf Power Company's Request for Confidential Classification pertaining to the Commission Staff's audit of Gulf Power Company's request for an increase in rates in the above referenced docket.

Sincerely,

Robert L. McGee, Jr.  
Regulatory and Pricing Manager

md

Enclosure

cc: Beggs & Lane  
Jeffrey A. Stone, Esq.  
Gunster Law Firm  
Charles A. Guyton, Esq.  
Richard A. Melson, Esq.

COM \_\_\_\_\_  
AED \_\_\_\_\_  
APA (CD) Exh B \_\_\_\_\_  
ECO \_\_\_\_\_  
ENG \_\_\_\_\_  
GCL \_\_\_\_\_  
IDM \_\_\_\_\_  
TEL \_\_\_\_\_  
CLK \_\_\_\_\_

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition for increase in rates  
by Gulf Power Company

Docket No.: 130140-EI  
Date: October 30, 2013

**GULF POWER COMPANY'S  
REQUEST FOR CONFIDENTIAL CLASSIFICATION  
AND MOTION FOR TEMPORARY PROTECTIVE ORDER**

Gulf Power Company ("Gulf Power" or "the Company"), pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, hereby requests confidential classification of certain documents and information produced in connection with Commission Staff's audit of Gulf Power's request for an increase in rates in the above-referenced matter (ACN 13-207-1-1). ("Staff's Audit"). Confidential information submitted in response to Staff's Audit has been segregated and placed within the accompanying envelope bearing the label "CONFIDENTIAL" ("Confidential Information"). The contents of this envelope should be treated as confidential in their entirety.

**Description of the Document(s)**

The Confidential Information is contained within multiple pages of Commission Staff's audit workpapers<sup>1</sup>. The Confidential Information is identified with specificity on Exhibit "A" to this Request. In support of this request, the Company states:

1. Subsection 366.093(1), Florida Statutes, provides that any records "found by the Commission to be propriety confidential business information shall be kept confidential and shall be exempt from s. 119.07(1), Florida Statutes [requiring disclosure under the Public Records Act]." Proprietary confidential business information includes, but is not limited to

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<sup>1</sup> The confidential materials addressed in this request are included in Volume Three of Commission Staff's audit working papers. Volume Three contains a total of 113 pages. Gulf has determined that 6 of these 113 pages contain confidential information. These 6 pages are identified in Exhibit "A" of this request. Any pages not identified on Exhibit "A" are not considered confidential by the Company.

“[i]nformation concerning . . . 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.”

Subsection 366.093(3)(d), Florida Statutes. Proprietary confidential business information also includes “[i]nformation relating to competitive interests, the disclosure of which would impair the competitive business of the provider of the information.” Section 366.093(3)(e), Florida Statutes. The Confidential Information that is the subject of this request and motion falls within the statutory categories and, thus, constitutes propriety confidential business information entitled to protection under Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code.

2. Attached hereto as Exhibit "A" is a justification for confidential treatment of the Confidential Information.

3. Attached hereto as Exhibit "B" is a public version of the Document(s) with the Confidential Information redacted, unless previously filed as indicated.

4. The Confidential Information is intended to be and is treated by Gulf Power as private and, to this attorney’s knowledge, has not been publicly disclosed.

5. For the same reasons set forth herein in support of its request for confidential classification, Gulf Power also moves the Commission for entry of a temporary protective order pursuant to Rule 25-22.006(6)(c), Florida Administrative Code, protecting the Confidential Information from public disclosure.

**Requested Duration of Confidential Classification**

6. Gulf Power requests that the Confidential Information be treated by the Commission as confidential proprietary business information for at least the 18 month period prescribed in Rule 25-22.006(9)(a), Florida Administrative Code. If, and to the extent that the

Company is in need of confidential classification of the Confidential Information beyond the 18 month period set forth in the Commission rule, the justification and grounds for such extended confidential treatment are set forth in Exhibit "C" to this request and motion.

WHEREFORE, Gulf Power Company respectfully requests that the Confidential Information that is the subject of this request and motion be accorded confidential classification for the reasons set forth herein and for a minimum period of 18 months, subject to any request for a longer period of confidential classification as may be set forth in Exhibit "C" to this request and motion. The company further moves for the entry of a temporary protective order pursuant to Rule 25-22.006(6)(c), Florida Administrative Code, protecting the Confidential Information from public disclosure.

DATED this 29<sup>th</sup> day of October, 2013.

Respectfully submitted,



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**Attorneys for Gulf Power Company**



**EXHIBIT "A"**

**JUSTIFICATION FOR CONFIDENTIAL TREATMENT OF  
PORTIONS OF COMMISSION STAFF'S AUDIT WORKPAPERS**

<u>File Name/Page Nos.</u>	<u>Detailed Description</u>	<u>Rationale</u>
Pages 29, 31, 32, 91, 93 and 94	All highlighted information	(1)

- 
- (1) The Confidential Information reflects actual and projected pricing information for capacity payments under an active power purchase agreement between Gulf Power and various counterparties. This information is regarded by both Gulf and the counterparties as confidential. Moreover, disclosure of this information could enable third parties to calculate contractual pricing terms which are specific to the individual contracts and are not publicly known. Disclosure of this information would negatively impact Gulf Power's ability to negotiate payment terms favorable to its customers in future power purchase agreements. In addition, potential counterparties may refuse to enter into contracts with Gulf, or may charge higher prices, if such pricing information was publicly disclosed. This information is entitled to confidential classification pursuant to section 366.093(3)(d)-(e), Florida Statutes.

**PUBLIC VERSION(S) OF THE DOCUMENT(S)**

Attached hereto (unless previously filed as may be noted below) are two public versions of the Document(s) with the Confidential Information redacted.

Public Version(s) of the Document(s) attached   X  

Public Version(s) of the Document(s) previously filed on \_\_\_\_\_

3/1/13  
@

Gulf Power Company  
 Rate Case Audit  
 Historical Test Year Ended December 31, 2012  
 Dkt 130140-EI; ACN 13-207-1-1  
 Description: *WOT adjustments*

REDACTED

CONFIDENTIAL  
02-8-20  
45-8-24

Florida Public Service Commission  
 DOCKET NO.: 110138-EI  
 GULF POWER COMPANY  
 Witness: S.D. Ritanour  
 Exhibit No. \_\_\_\_\_ (SDR-1)  
 Schedule 14  
 Page 1 of 1

**Gulf Power Company**  
 Purchase Power Capacity Cost (PPCC) Recovery Clause Revenues and Expenses  
 For the Twelve Months Ended December 31, 2014  
 (Thousands of Dollars)

	System Amount	Retail Amount
<b>PPCC Revenues:</b>		
Retail PPCC Revenues	(E) 60,239	60,239
Wholesale PPCC Revenues		
Amount in Base Rates		
Associated Companies Production Capacity Sales	TY-23 2,584 D	2,495
Transmission Revenues Credited to Retail Cust in the Capacity Clause	331 C	320 (1)
Total PPCC Recovery Clause Revenues	63,154 <i>45-7.1</i> <i>C-3.2</i>	63,054
<b>PPCC Recovery Clause Expenses:</b>		
PPCC Production Expense Included in O&M	52,026 <i>C-3.2</i>	50,243 (1)
PPCC Transmission Expense Included in O&M	13,221 <i>A-3.2</i> <i>B</i>	12,768 (1)
Revenue Taxes @ 0.072% (All Retail)	43 <i>C-3.4</i> <i>45-7.3</i>	43
Total PPCC Recovery Clause Expenses	65,290	63,054
Net Over (Under) Recovery of PPCC Recovery Clause Expenses	(2,136)	

MATH

Projected IIC Cap Pay/(Rec)			
Shell PPA Estimate	TY-23 (2,584) D		45-8.21
Coral Baconton - Dahlberg PPA	TY-24		45-8.22
Subtotal	TY-25		45-8.23
GP Facilities Charge (567-119)		49,442	
Transmission Revenue Credit	TY-26	13,221 B	45-8.24
Total Capacity Transactions	TY-27	(330) C	45-8.25
Jurisdictional Factor		62,333	
Jurisdictional Capacity Transactions		0.965735	
Capacity Transactions In Base Rates		60,198	
Juris Amt To Be Recovered before Rev Tax		60,198	
Revenue Tax Factor		1.00072	
Recoverable Amt Including Rev Tax		60,241	
Rounding		(2)	
Recoverable Amt Including Rev Tax		60,239	(E)

CONFIDENTIAL

GPC 6 - Page 29

(1) The retail amount equals the System amount multiplied by the retail % (.965735)

272

SOURCE  
TY-22

3/12/13  
@1012101

Gulf Power Company  
2013 Budget & Forecast  
Capacity on Shell PPA  
Dollars (in '000's)

Gulf Power Company  
Rate Case Audit  
Historical Test Year Ended December 31, 2012  
Dkt 130140-E1; AGN 13-207-1-1

Description: *Not adjustments*

CONFIDENTIAL  
45-8.22

CONFIDENTIAL

	2014												2014	
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec		
1 Capacity	-	-	-	-	-	-	-	-	-	-	-	-	-	-
2 Firm Transmission	-	-	-	-	-	-	-	-	-	-	-	-	-	-
3 Storage	-	-	-	-	-	-	-	-	-	-	-	-	-	-
4 Transmission Rev Req.	-	-	-	-	-	-	-	-	-	-	-	-	-	-
5 Miscellaneous Fired Hour Charge	-	-	-	-	-	-	-	-	-	-	-	-	-	-
<b>Total</b>	[REDACTED]												45-8.20	

TY-22



SOURCE  
TY-22



01/12/13

Gulf Power Company  
 Rate Case Audit  
 Historical Test Year Ended December 31, 2012  
 Dkt 130140-El; ACN 13-207-1-1  
 Description: *NOT adjustments*  
 Coral Baconton & Dahlberg PPAs  
 2013 Budget & Forecast  
 Contract Term: June 2009 - May 2014  
 \$ Thousands

45-8.23

GPC 6 - Page 32

	<u>2013</u>												
	<u>Jan</u>	<u>Feb</u>	<u>Mar</u>	<u>Apr</u>	<u>May</u>	<u>Jun</u>	<u>Jul</u>	<u>Aug</u>	<u>Sep</u>	<u>Oct</u>	<u>Nov</u>	<u>Dec</u>	<u>2013</u>
Coral Baconton Capacity Transmission	64	64	64	64	64	64	64	64	64	64	64	64	768
Souther Power - Dahlberg Capacity Transmission	132	132	132	132	133	133	133	133	132	132	132	132	1,588
Total 2013													

	<u>2014</u>												
	<u>Jan</u>	<u>Feb</u>	<u>Mar</u>	<u>Apr</u>	<u>May</u>	<u>Jun</u>	<u>Jul</u>	<u>Aug</u>	<u>Sep</u>	<u>Oct</u>	<u>Nov</u>	<u>Dec</u>	<u>2014</u>
Coral Baconton Capacity Transmission	64	64	64	64	64								320
Souther Power - Dahlberg Capacity Transmission	132	132	133	133	132								662
Total 2014													

45-8.20 TY-22

CONFIDENTIAL

TK-25  
PDD

3/1/19

Gulf Power Company  
Rate Case Audit  
Historical Test Year Ended December 31, 2012  
Dkt 130140-EI; ACN 13-207-1-1  
Description: *NOI adjustments*

5.5-5.5  
CONFIDENTIAL

### Purchase Power Capacity Clause (PPCC)

Projected IIC Cap Pay  
 Shell PPA Estimate  
 Coral Baconton - Dahlberg PPA  
 Subtotal  
 GP Facilities Charge (567-119)  
 Transmission Revenue Credit  
 Total Capacity Transactions  
 Jurisdictional Factor  
 Jurisdictional Capacity Transactions  
 Capacity Transactions In Base Rates  
 Juris Amt To Be Recovered before Rev Tax  
 Revenue Tax Factor  
 Recoverable Amt Including Rev Tax  
 Rounding  
 Recoverable Amt Including Rev Tax  
 Transmission Revenue Credit

2013	
<i>PY-7 45-5.6</i>	1,175 D
<i>PY-8 45-5.7</i>	[REDACTED] A
<i>PY-9 45-5.8</i>	[REDACTED] C-3.8
	38,775 45-4.1
<i>PY-10 45-5.9</i>	9,648 B C-3.8
<i>PY-11 45-5.10</i>	(284) C
	48,139
	0.965735
	46,489
	-
	46,489
	1.00072
	46,523 <i>x .00072 = 33 45-4.3</i>
	(1) <i>A C-3.10</i>
	46,522
<i>PY-11 45-5.10</i>	284
	46,806 C-3.8
	45-4.1

*not terms, ok*

CONFIDENTIAL

*FPSC Tax Rate*

9-kc  
PBC

SOURCE

2/14/10

Gulf Power Company  
 Rate Case Audit  
 Historical Test Year Ended December 31, 2012  
 Dkt 130140-EI; ACN 13-207-1-1  
 Description: *VOI Adjustments*

CONFIDENTIAL  
4-5-5h

Gulf Power Company  
 2013 Budget & Forecast  
 Capacity on Shell PPA  
 Dollars (in '000's)

	2013												
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	2013
1 Capacity	-	-	-	-	-	-	-	-	-	-	-	-	-
2 Firm Transmission	-	-	-	-	-	-	-	-	-	-	-	-	-
3 Storage	-	-	-	-	-	-	-	-	-	-	-	-	-
4 Transmission Rev Req.	-	-	-	-	-	-	-	-	-	-	-	-	-
5 Miscellaneous Fired Hour Charge	-	-	-	-	-	-	-	-	-	-	-	-	-
Total	[REDACTED]												-

25-5.5  
PY-6

SOURCE PRC  
 8-16

CONFIDENTIAL

2/7/13

Coral Baccorton & Dahlberg PPA's  
2013 Budget & Forecast  
Contract Term: June 2009 - May 2014  
\$ Thousands

Coral Baccorton  
Capacity  
Transmission

Souther Power - Dahlberg  
Capacity  
Transmission

Total 2013

2013	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	2013
64	64	64	64	64	64	64	64	64	64	64	64	64	768
132	132	132	132	132	133	133	133	133	132	132	132	132	1,588

858  
PY-6

CONFIDENTIAL

45-5.8  
CONFIDENTIAL

Gulf Power Company  
Rate Case Audit  
Historical Test Year Ended December 31, 2012  
Dkt 130140-EI; ACN 13-207-1-1  
Description: *Do I adjustments*

b-hd  
SOURCE



**EXHIBIT "C"**

**REQUESTED DURATION OF CONFIDENTIAL CLASSIFICATION**

Gulf Power requests that the Confidential Information that is the subject of this request be treated as proprietary confidential business information exempt from the Public Records Law for a minimum of 18 months from the date of the order granting such classification. To the extent the company needs confidential protection of the Confidential Information for a period longer than 18 months, the company's justification therefor is set forth below:

n/a



BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Petition for Increase in Rates )  
By Gulf Power Company )  
)

Docket No.: 130140-EI

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing has been furnished by overnight mail this 29th day of October, 2013:

J. R. Kelly/Joseph A. McGlothlin  
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