Tel 850.444.6111



February 5, 1999

Ms. Blanca S. Bayo, Director Division of Records and Reporting Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee FL 32399-0870

960835-EI

Dear Ms. Bayo:

RE: Notice of Intent to Request Confidential Classification

usan D. Riteriau (Les)

The Southern Company and Southern Energy, Inc., Certificate of Notification - File

Nos. 70-8733 and 70-8725

Enclosed for filing in the matter referred to above is the Notice of Intent to Request Confidential Classification by Gulf Power Company. This request covers information for the period ending September 30, 1998.

If you or your staff have any questions regarding this filing, please contact me.

Please mark the enclosed extra copy of this letter with the date and time the material was accepted in your office for filing and return same to the undersigned.

Sincerely,

Susan D. Ritenour

Assistant Secretary and Assistant Treasurer

lw

Enclosure

cc: Beggs and Lane

Russell A. Badders, Esquire

This Notice of Intent was filed with Confidential Document No. <u>01584-99</u> The document has been placed in the confidential files pending receipt of a request for confidential treatment.

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: The Southern Company and Southern

Energy, Inc., Certificate of Notification

File Nos. 70-8733 and 70-8725

for the quarter ending September 30 1998

Docket No.: Undocketed

Filed:

February 5, 1999

NOTICE OF INTENT TO REQUEST CONFIDENTIAL CLASSIFICATION

The Southern Company and Southern Energy, Inc., an associate company of Gulf Power 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 the Certificate of Notification in File Nos. 70-8733 and 70-8725, hereafter the Certificate, submitted to the Florida Public Service Commission Staff pursuant to Securities and Exchange Commission Rule 53(a)(4), C.F.R. §250.53(a)(4). A copy of the Certificate is attached hereto as exhibit "A". Rule 53 requires that every registered holding company submit certain specified categories of filings to each state commission in which the affiliates of the registered holding company operate. Gulf Power is an affiliate of the Southern Company, a registered holding company.

The Certificate contains proprietary and commercially sensitive information regarding the Southern Company and Southern Energy, Inc. ("Companies") and certain of their unregulated, non-utility, businesses and investments which would cause irreparable harm to the Companies if disclosed to the general public. 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

DOCUMENT NUMBER-DATE

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that it will retain this document, the Companies request to be notified, through the undersigned counsel, prior to the expiration of the period specified in Rule 25-22.006(3)(a). This Certificate is the subject of a claim of confidentiality under the Freedom of Information Act.

Respectfully submitted,

JEFFREY A. STONE

Florida Bar No. 325953

RUSSELL A. BADDERS

Florida Bar No. 007455

Beggs & Lane

P. O. Box 12950

(700 Blount Building)

Pensacola, FL 32576-2950

(850) 432-2451

Attorneys for Gulf Power Company