

One Energy Place
Pensacola, Florida 32520

850.444.6111

ORIGINAL



June 11, 1999

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

Dear Ms. Bayo:

RE: Docket No. 990325-EI

Enclosed for filing are an original and fifteen copies of Gulf Power Company's Request for Confidential Classification in regards to the Gas Transmission Letter Agreement regarding Plant Smith.

Sincerely,

Susan D. Ritenour
Susan D. Ritenour
Assistant Secretary and Assistant Treasurer

RECEIVED & FILED

[Signature]
FPSC BUREAU OF RECORDS

lw

Enclosures

cc: Beggs and Lane
Jeffrey A. Stone, Esquire
Hopping Green Sams & Smith
Richard D. Melson, Esquire

- AFB _____
- AFP _____
- CAP _____
- CMU _____
- CTR _____
- EAG _____
- LEG _____
- MAS _____
- OPC _____
- RRR _____
- SEC _____
- WAW _____
- OTH _____

DOCUMENT NUMBER-DATE

~~07186~~ JUN 14 99

FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition of Gulf Power Company to
Determine Need for Proposed Electrical
Power Plant in Bay County, Florida

Docket No.: 990325-EI
Filed: June 14, 1999

REQUEST FOR 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 files a request that the Florida Public Service Commission enter an order protecting from public disclosure the Gas Transmission Letter Agreement regarding Plant Smith. As grounds for this request, the Company states:

1. Gulf filed a Notice of Intent to Request Confidential Classification for the Gas Transmission Letter Agreement ("Agreement") regarding Plant Smith. This Agreement contains proprietary confidential business information regarding contractual data, the disclosure of which would impair the efforts of Gulf to contract for goods or services on terms favorable to Gulf and its ratepayers. This information is entitled to confidential classification pursuant to §366.093(3)(d), Florida Statutes.

2. Submitted as Exhibit "A" is a copy of the late filed exhibits which have 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 the responses which may be made available for public review and inspection. Attached as Exhibit "C" to this request is a line-by-line justification for the request

for confidential classification.

3. The material for which confidential classification is requested is intended to be, and is treated as, confidential by Gulf Power Company, the Southern Company and the other party or parties to the Agreement and has not been otherwise publicly disclosed.

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 June 1999,



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

EXHIBIT "C"

Line-by-Line Justification

Page/Line(s)

Justification

Page 1
Lines 1-4, 10, 13,
17, 19, 20, 23, 25-
29, 30 - 33

Page 2
Lines 1, 6-8, 9-11,
13-15, 17-24, 25-
31, 32-34, 35-38

Page 3
Lines 1, 6-11, 16-
20, 21-23, 27-35,
36

Page 4
Lines 1, 6-7, 15,
22-23, 25-28, 30-
35

Page 5
Lines 1, 9-11

This information contains contractual terms associated with gas transportation to Plant Smith Unit 3. This information is entitled to confidential classification pursuant to §366.093(3)(d), Florida Statutes, as contractual data, the disclosure of which would impair the efforts of Gulf to contract for goods or services on terms favorable to Gulf and its ratepayers. Making this information public would promote price convergence. Further, disclosing information regarded as confidential by the other parties to the Agreement would result in entities in the future not wanting to do business with Gulf because of the fear that their confidential information would be made public. Thus, Gulf Power Company requests that this information be granted confidential classification pursuant to Section 366.093(3)(d), Florida Statutes .

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

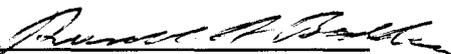
In re: Petition of Gulf Power Company)
to determine need for proposed) Docket No. 990325-EI
electrical power plant in Bay County)
_____)

Certificate of Service

I HEREBY CERTIFY that a copy of the foregoing has been furnished
this 11th day of June 1999 by U.S. Mail or hand delivery to the following:

Grace A. Jaye, Esquire
Staff Counsel
FL Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee FL 32399-0863

Gail Kamaras
LEAF
1114 Thomasville Road, Suite E
Tallahassee FL 32303



JEFFREY A. STONE
Florida Bar No. 325953
RUSSELL A. BADDERS
Florida Bar No. 0007455
Beggs & Lane
P. O. Box 12950
Pensacola FL 32576
850 432-2451
Attorneys for Gulf Power Company