

ORIGINAL



July 26, 2001

960835-EI

Ms. Blanca S. Bayo, Director
Division of the Commission Clerk and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee FL 32399-0870

Dear Ms. Bayo:

RE: Notice of Intent to Request Confidential Classification
The Southern Company - Filing of Quarterly Report of Form U-9C-3 to the
Securities and Exchange Commission (SEC)

RECEIVED-FPSC
01 JUL 27 AM 9:46
COMMISSION
CLERK

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 quarter ending March 31, 2001.

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 docketed notice of intent was filed with Confidential Document No. 09169-01. The document has been placed in confidential storage pending timely receipt of a request for confidentiality.

- APP _____
- CAF _____
- CMP _____
- COM _____
- CTR _____
- ECR _____
- LEG _____
- OPC _____
- PAI _____
- RGO _____
- SEC _____
- SER _____
- OTH _____

RECEIVED & FILED

FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

09168 JUL 27 01

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: The Southern Company
Form U-9C-3 under Rule 104
with the Securities and Exchange
Commission (SEC) for the period
ending March 31, 2001

Docket No.: Undocketed
Date: July 26, 2001

NOTICE OF INTENT TO REQUEST CONFIDENTIAL CLASSIFICATION

The Southern Company and Gulf Power Company, by and through their undersigned attorney and pursuant to Rule 25-22.006, Florida Administrative Code, hereby gives notice that they intend to request confidential classification for Form U-9C-3 for the period ending March 31, 2001, submitted to the Florida Public Service Commission Staff pursuant to Securities and Exchange Commission Rule 104. A copy of Form U-9C-3 for the period ending March 31, 2001, is attached hereto as exhibit "A". Rule 104 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 Company is an affiliate of the Southern Company, a registered holding company.

Form U-9C-3 for the period ending March 31, 2001, contains proprietary and commercially sensitive information regarding the Southern Company and certain of its unregulated, non-utility, businesses and investments which would cause irreparable harm to the Southern Company 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 at such time the Staff determines that the information will be retained by the Commission and not returned to the Southern Company. In the event the Staff determines

that it will retain this document, the Company request to be notified, through the undersigned counsel, prior to the expiration of the period specified in Rule 25-22.006(3)(a). Form U-9C-3 for the period ending March 31, 2001, 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