

One Energy Place  
Pensacola, Florida 32520

Tel 850.444.6111



October 15, 2001

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: Docket No. 010001-EI

Enclosed are an original and ten copies of Gulf Power Company's Notice of Intent to Request Confidential Classification for portions of Gulf's response to Staff's Second Set of Interrogatories to Gulf Power Company, Nos. 14-138, in the above docket.

Sincerely,

A handwritten signature in cursive script that reads "Susan D. Ritenour".

Susan D. Ritenour  
Assistant Secretary and Assistant Treasurer

lw

Enclosure

cc: Beggs and Lane  
Jeffrey A. Stone, Esquire

**This docketed notice of intent was filed with Confidential Document No. 13133-01. The document has been placed in confidential storage pending timely receipt of a request for confidentiality.**

DOCUMENT NUMBER-DATE

13132 OCT 16 01

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Fuel and purchased power cost  
recovery clause and generating performance  
incentive factor

Docket No.: 010001-EU  
Date Filed: October 16, 2001

**NOTICE OF INTENT TO REQUEST CONFIDENTIAL CLASSIFICATION**

1. Notices and communications with respect to this Notice should be addressed to:

Jeffrey A. Stone, Esquire  
Russell A. Badders, Esquire  
Beggs & Lane  
P. O. Box 12950  
Pensacola, FL 32576-2950

Susan D. Ritenour  
Assistant Secretary and Assistant Treasurer  
Gulf Power Company  
One Energy Place  
Pensacola, FL 32520-0780

2. Gulf Power Company ["Gulf Power", "Gulf", or "the Company"], by and through its undersigned attorney's and pursuant to Rule 25-22.006, Florida Administrative Code, hereby gives notice that it intends to request confidential classification for portions of Gulf Powers's response to Staff's Second Set of Interrogatories to Gulf Power Company (Nos. 14-138). A copy of the interrogatories is attached hereto as exhibit "A".

3. Gulf Power Company's responses to interrogatories numbered 46, 47, 68, 69, 70 and 71 contain proprietary and commercially sensitive information regarding competitive interests, contractual matters and/or trade secrets which are held confidential by Gulf Power Company. Public release of the information submitted herewith would cause irreparable harm to Gulf Power Company and would impair Gulf's ability to contract for goods on favorable terms. Gulf asserts that this information meets the requirements of section 366.093 (a), (d) and (e), Florida Statutes. 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 Gulf Power Company within the specified time period. In the event the Staff determines that it will retain this information, Gulf Power Company requests to be notified, through the undersigned counsel, prior to the expiration of the period specified in Rule 25-22.006(3)(a).

Respectfully submitted,



**JEFFREY A. STONE**  
Florida Bar No. 325953  
**RUSSELL A. BADDERS**  
Florida Bar No. 007455  
**Beggs & Lane**  
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(700 Blount Building)  
Pensacola, FL 32576-2950  
(850) 432-2451  
**Attorneys for Gulf Power Company**

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Fuel and Purchased Power Cost )  
Recovery Clause with Generating )  
Performance Incentive Factor )  
\_\_\_\_\_ )

Docket No. 010001-EI

Certificate of Service

I HEREBY CERTIFY that a true copy of the foregoing was furnished by hand delivery or the U. S. Mail this 15<sup>th</sup> day of October 2001 on the following:

Wm. Cochran Keating, Esquire  
FL Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee FL 32399-0863

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James McGee, Esquire  
Florida Power Corporation  
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