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Pensacola, Florida 32520

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ORIGINAL



November 6, 2002

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

RECEIVED - FPSC
02 NOV -7 AM 11:51
COMMISSION
CLERK

Dear Ms. Bayo:

RE: Docket No. 020001-EI

Enclosed are an original and ten copies of Gulf Power Company's Request for Confidential Classification for interrogatories numbered 50 and 59 of Staff's Third Set of Interrogatories (Nos. 43-68), and request for production of documents number 4 of Staff's First Request for Production of Documents, to be filed in the above docket.

Sincerely,

Susan D. Ritenour (lw)

Susan D. Ritenour
Assistant Secretary and Assistant Treasurer

lw

Enclosure

cc: Beggs and Lane
Jeffrey A. Stone, Esquire

RECEIVED & FILED

RLM

FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

12243 NOV-7 8

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.: 020001-EI
Date: November 6, 2002

_____)

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 Company's responses to interrogatories numbered 50 and 59 of Staff's Third Set of Interrogatories to Gulf Power Company (Nos. 43-68) and request for production of documents number 4 of Staff's First Request for Production of Documents. As grounds for this request, the Company states:

1. On October 18, 2002, a notice of intent to request confidential classification was submitted by Gulf with regard to interrogatories numbered 50 and 59 of Staff's Third Set of Interrogatories to Gulf Power Company (Nos. 43-68) and request for production of documents number 4 of Staff's First Request for Production of Documents.

2. The response to interrogatory number 50 contains proprietary and commercially sensitive information regarding competitive interests of Gulf Power, which if disclosed to the general public would cause irreparable harm to Gulf Power. This information is entitled to confidential classification pursuant to §366.093(3)(a) and (e), Florida Statutes. The response is detailed information about fuel pricing used by Gulf in its forecast fuel forecast and fuel procurement strategy. Gulf and other members of the market in which it competes consider this

type of information to be trade secret and competitively sensitive. Gulf's competitors are not required to disclose this information or information similar to it such that Gulf could gain the same competitive advantage that its competitors would gain from this information if it were publically disclosed. Disclosure of this information would adversely affect Gulf's ability to economically operate its system to the benefit of its customers.

3. The response to interrogatory number 59 contains sensitive information regarding security measures, costs and procedures which, given the heightened security concerns that have developed as a result of the September 11, 2001 terrorist attacks, are regarded as highly confidential by Gulf Power. The public disclosure of this information may be used to generally determine what types and levels of security are being utilized by Gulf. Public release of this information would cause irreparable harm to Gulf Power and the stability of its system. This information is entitled to confidential classification pursuant to §366.093(3)(c), Florida Statutes.

4. The response to request for production of documents number 4 contains proprietary and commercially sensitive information regarding competitive interests, contractual matters and trade secrets, which if disclosed to the general public would cause irreparable harm to Gulf Power. This information is entitled to confidential classification pursuant to §366.093(3)(a), (d) and (e), Florida Statutes. The response is a contract which is regarded by the parties thereto as confidential and competitively sensitive. The contract contains specific terms and conditions as well as pricing information that are considered confidential to both Gulf and the party with whom it has contracted. Public release of the information submitted herewith would cause irreparable harm to Gulf Power and would impair Gulf's ability to contract for goods and services on favorable terms to the benefit of its customers.

5. The information filed pursuant to Request is intended to be, and is treated as, confidential by the Gulf Power and has not been otherwise publicly disclosed.

6. Submitted as Exhibit "A" is a copy of the responses, on which is 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/field-by-field justification for the request for confidential classification.

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 6th day of November 2002,



JEFFREY A. STONE

Florida Bar No. 325953

RUSSELL A. BADDERS

Florida Bar No. 007455

Beggs & Lane

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(850) 432-2451

Attorneys for Gulf Power Company

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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

Docket No.: 020001-EI
Date: November 6, 2002

REQUEST FOR CONFIDENTIAL CLASSIFICATION

EXHIBIT "A"

Provided to the Division of Records and Reporting
under separate cover as confidential information

EXHIBIT "B"

50. Please provide the forecast of fuel prices for 2003 that Gulf Power utilized to calculate its projected 2003 fuel and purchased power costs referenced the Terry Davis' direct testimony, filed September 20, 2002, in Docket No. 020001-EI.

ANSWER:

See table on page 2 of 2.

A	[REDACTED]
B	[REDACTED]
C	[REDACTED]
D	[REDACTED]
E	[REDACTED]
F	[REDACTED]
G	[REDACTED]
H	[REDACTED]
I	[REDACTED]
J	[REDACTED]
K	[REDACTED]
L	[REDACTED]
M	[REDACTED]
N	[REDACTED]
O	[REDACTED]

Staff's Third Set of
 Interrogatories
 Docket No. 020001-EI
 GULF POWER
 COMPANY
 October 18, 2002
 Item No. 50
 Page 2 of 2

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59. If the response to the previous interrogatory is affirmative, please provide the following information for each type of incremental security measure:

- a. Description;
- b. Purpose;
- c. Capital expenditures;
- d. Amortization period;
- e. Operation and maintenance (O & M) expenses; and
- f. Cost recovery mechanism

ANSWER:

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- a. [REDACTED]
- b. [REDACTED]
- c. [REDACTED]
- d. [REDACTED]
- e. [REDACTED]
- f. [REDACTED]

4. Please provide the agreement for the sale of non-firm, fully recallable capacity by the Southern electric system (SES) referenced on page 5, lines 22-24, of H. Homer Bell's direct testimony in Docket No. 020001-EI, prefiled September 20, 2002?

ANSWER:

1
2
3




EXHIBIT C

Line-by-Line/Field-by-Field Justification

Line(s)/Field(s)

Justification

Interrogatory 50
Page 2 of 2, Lines 1 - 17, Columns A - O

This information is entitled to confidential classification pursuant to §366.093(3)(a) and (e), Florida Statutes. The basis for this information being designated as confidential is more fully set forth in paragraph 2.

Interrogatory 59
Page 1 of 1, Lines 1 - 14

This information is entitled to confidential classification pursuant to §366.093(3)(c), Florida Statutes. The basis for this information being designated as confidential is more fully set forth in paragraph 3.

Request for Production 4
Page 1 of 1, Lines 1 - 3,
Attached contact in its entirety. Cover page through page 6 of Appendix are considered confidential.

This information is entitled to confidential classification pursuant to §366.093(3)(a), (d) and (e), Florida Statutes. The basis for this information being designated as confidential is more fully set forth in paragraph 4.

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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

Docket No. 020001-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 16th day of November 2002 on the following:

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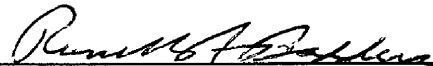
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