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**ORIGINAL**



RECEIVED-FPSC  
04 APR - 1 AM 10:40  
COMMISSION  
CLERK

March 31, 2004

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. 040001-EI

Enclosed are an original and ten copies of Gulf Power Company's Request for Confidential Classification regarding Schedule 2 of Exhibit HRB-1 to the testimony of Herbert R. Ball dated April 1, 2004.

Sincerely,

lw

Enclosures

cc: Beggs and Lane  
Jeffrey A. Stone, Esquire

AUS \_\_\_\_\_  
CAF \_\_\_\_\_  
CMP \_\_\_\_\_  
COM \_\_\_\_\_  
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DOCUMENT NUMBER-DATE

04152 APR - 1 04

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.: 040001-EI  
Date: April 1, 2004

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 Schedule 2 of Exhibit HRB-1 to the testimony of Herbert R. Ball dated April 1, 2004. As grounds for this request, the Company states:

1. The information on Schedule 2 of Exhibit HRB-1 to the testimony of Herbert R. Ball dated April 1, 2004, contains proprietary and commercially sensitive information regarding competitive interests, trade secrets and contractual matters 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),(d)and (e), Florida Statutes. Schedule 2 has detailed information about the hedging activities of Gulf Power. The information provides details about the types of hedging instruments and the various contract terms utilized in Gulf’s hedging activities. Specific cost information is also provided. In addition, the information provides insight and details into Gulf’s hedging 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 conduct its hedging activities to the benefit of its customers. Disclosure of these contractual terms and cost information would also impair Gulf's ability to enter into contracts for the benefit of its customers.

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

3. Submitted as Exhibit "A" is a copy of Schedule 2, 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 Schedule 2, 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 1<sup>st</sup> day of April 2004,

  
\_\_\_\_\_  
**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

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Docket No.: 040001-EI  
Date: April 1, 2004

**REQUEST FOR CONFIDENTIAL CLASSIFICATION**

**EXHIBIT "A"**

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

EXHIBIT "B"

Florida Public Service Commission

Docket No. 040001-EI

GULF POWER COMPANY

Witness: H. R. Ball

Exhibit No. \_\_\_\_\_ (HRB-1)

Schedule 2

Page 1 of 7

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

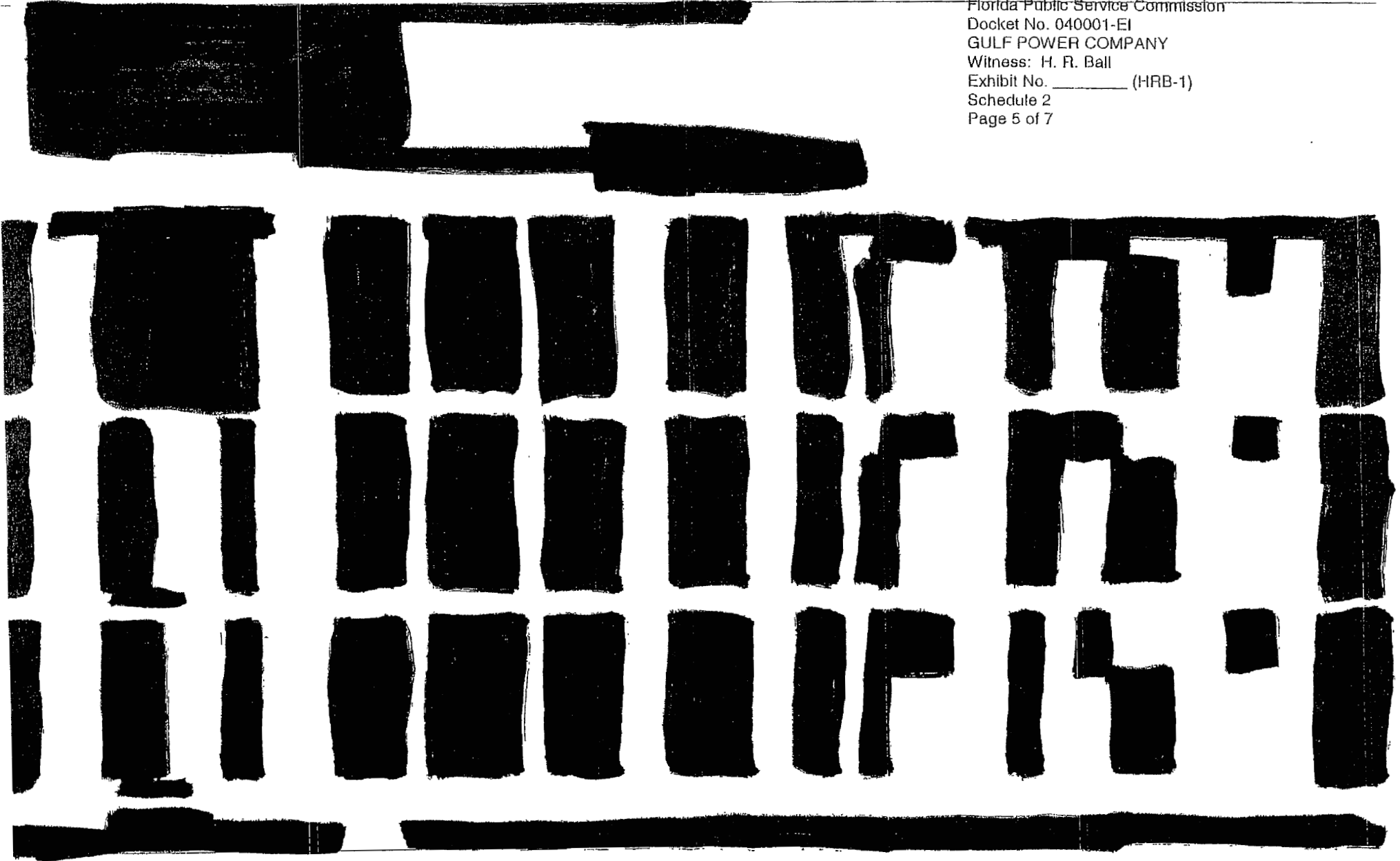








Florida Public Service Commission  
Docket No. 040001-EI  
GULF POWER COMPANY  
Witness: H. R. Ball  
Exhibit No. \_\_\_\_\_ (HRB-1)  
Schedule 2  
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Florida Public Service Commission  
Docket No. 040001-E1  
GULF POWER COMPANY  
Witness: H. R. Ball  
Exhibit No. \_\_\_\_\_ (HRB-1)  
Schedule 2  
Page 7 of 7

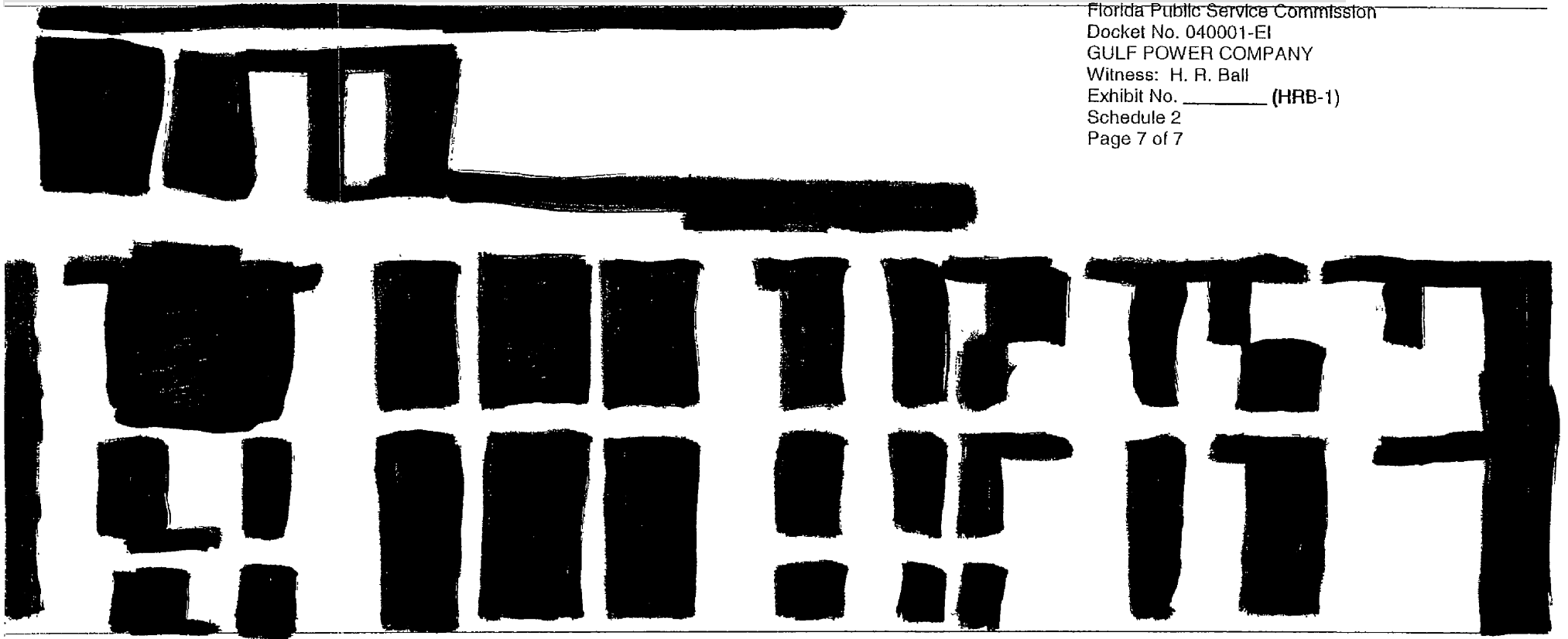


EXHIBIT C

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

**Line(s)/Field(s)**

**Justification**

Page 1 of 7  
Lines 1 - 50

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 1.

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Lines 1 - 46

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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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

Docket No. 040001-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 31st day of March 2004 on the following:

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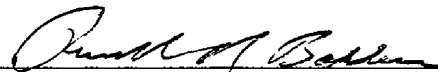
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