

Susan D. Ritenour  
Secretary and Treasurer  
and Regulatory Manager

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ORIGINAL



May 31, 2005

960835-ET

RECEIVED FPSC  
JUN - 1 AM 10:13  
COMMISSION  
CLERK

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 Annual Report on Form U5S with the Securities  
and Exchange Commission (SEC)

Gulf Power Company has enclosed for filing in the above referenced matter an original and fifteen copies of a Notice of Intent to Request Confidential Classification for a portion (Item 10 and Exhibits G and H) of the Annual Report Form U5S.

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,

CMP \_\_\_\_\_ *Susan D. Ritenour*

COM \_\_\_\_\_

CTR \_\_\_\_\_ db

ECR \_\_\_\_\_  
GCL \_\_\_\_\_ Enclosure

OPC \_\_\_\_\_ cc: Beggs and Lane  
Russell A. Badders, Esquire

MMS \_\_\_\_\_

RCA \_\_\_\_\_

SCR \_\_\_\_\_

SEC \_\_\_\_\_

OTH \_\_\_\_\_

This docketed notice of intent was filed with Confidential Document No. 0530605. The document has been placed in confidential storage pending timely receipt of a request for confidentiality.

RECEIVED & FILED  
*[Signature]*  
FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE  
05305 JUN-1 05  
FPSC-COMMISSION CLERK

# ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: The Southern Company-  
Filing of the Annual Report  
Form U5S with the  
Securities and Exchange  
Commission (SEC) \_\_\_\_\_ /

Docket No.:  
Date: May 31, 2005

## **NOTICE OF INTENT TO REQUEST CONFIDENTIAL CLASSIFICATION**

The Southern Company, by and through its undersigned attorney and pursuant to Rule 25-22.006, Florida Administrative Code, hereby gives notice that it intends to request confidential classification for a portion (Item 10 and Exhibits G and H) of the Annual Report Form U5S, hereafter the Report, submitted to the Florida Public Service Commission Staff pursuant to Securities and Exchange Commission Rule 53(a)(4), C.F.R. ' 250.53(a)(4). A copy of the Report is attached hereto as exhibit "A". Rule 53 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 is an affiliate of the Southern Company, a registered holding company. Specifically, Item10, as well as Exhibits G and H of the Annual Report on Form U5S must be submitted to the Florida Public Service by Gulf.

The Report 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

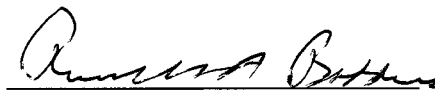
DOCUMENT NUMBER-DATE

05305 JUN-1 05

FPSC-COMMISSION CLERK

information will be retained by the Commission and not returned to the Companies. In the event the Staff determines that it will retain this document, the Companies request to be notified, through the undersigned counsel, prior to the expiration of the period specified in Rule 25-22.006(3)(a). This Report is the subject of a claim of confidentiality under the Freedom of Information Act.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Russell A. Badders", is written over a horizontal line.

**JEFFREY A. STONE**

Florida Bar No. 325953

**RUSSELL A. BADDERS**

Florida Bar No. 007455

**Beggs & Lane**

P. O. Box 12950

(501 Commendencia Street)

Pensacola, FL 32591

(850) 432-2451

**Attorneys for Gulf Power Company**

The Southern Company -  
Filing the Annual Report on Form U5S with  
The Securities and Exchange Commission

STATE OF FLORIDA

COMMISSIONERS:  
BRAULIO L. BAEZ, CHAIRMAN  
J. TERRY DEASON  
RUDOLPH "RUDY" BRADLEY  
CHARLES M. DAVIDSON  
LISA POLAK EDGAR



DIVISION OF THE COMMISSION CLERK &  
ADMINISTRATIVE SERVICES  
BLANCA S. BAYÓ  
DIRECTOR  
(850) 413-6770 (CLERK)  
(850) 413-6330 (ADMIN)

# Public Service Commission

## ACKNOWLEDGMENT

DATE: 6-1-05

TO: Susan Ritner  
FROM: Thermy, Division of the Commission Clerk and  
Administrative Services  
RE: Acknowledgment of Receipt of Confidential Filing

OS306-05

This will acknowledge receipt of a CONFIDENTIAL DOCUMENT filed in Docket No. un docketed or (if filed in an undocketed matter) concerning Annual report on Form LBS 12/50, and filed on behalf of Gulf Power / Ritner. The document will be maintained in locked storage.

Any questions regarding this matter should be directed to Kay Flynn at (850) 413-6770.