

ORIGINAL

Hopping Green & Sams

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July 5, 2005

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Blanca Bayó
Director Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399

Re: Docket No. 050256-EM

CONFIDENTIAL INFORMATION ENCLOSED

Dear Ms. Bayó:

Enclosed for filing on behalf of Florida Municipal Power Agency, ("FMPPA") are the following:

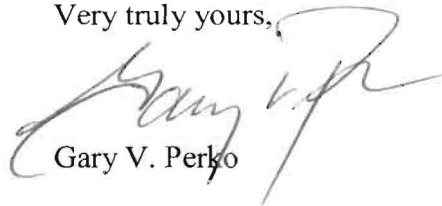
(1) The original and fifteen copies of Florida Municipal Power Agency's Request for Confidential Classification. (A diskette containing the Request in Word format is also included);

(2) A package containing Exhibit A, which includes two redacted copies of the confidential documents; and

(3) A CONFIDENTIAL package containing Exhibit B which includes one copy of the document on which the confidential material has been highlighted yellow or copied on yellow paper

Please date-stamp and return the enclosed extra copy of this filing. If you have any question regarding this filing, please contact the undersigned.

Very truly yours,



Gary V. Perko

Enclosures
cc: certificate of service

CMP _____
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ECR | _____
GCL | _____
OPC _____
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SEC | _____
OTH | _____

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DOCUMENT NUMBER-DATE

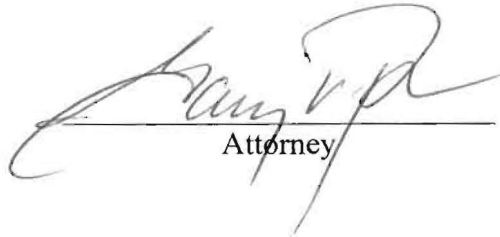
0626 | JUL - 5 05

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that true and correct copies of Florida Municipal Power Agency's Request for Confidential Classification have been furnished by U.S. Mail, postage pre-paid to the following this, 5th day of July, 2005:

Martha Carter Brown
Staff Counsel
Florida Public Service Commission
2520 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Brian D. O'Neill
LeBoef, Lamb, Greene & McRae, LLP
1875 Connecticut Avenue, N.W.
Washington, D.C. 20009-5715



Attorney

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition to determine need for Treasure Coast Energy Center Unit 1, proposed electrical power plant in St. Lucie County, by Florida Municipal Power Agency.

DOCKET NO. 050256-EM

FILED: July 5, 2005

**FLORIDA MUNICIPAL POWER AGENCY'S
REQUEST FOR CONFIDENTIAL CLASSIFICATION**

Florida Municipal Power Agency ("FMPA"), pursuant to Section 366.093, Florida Statutes (F.S.), and Rule 25-22.006, Florida Administrative Code (F.A.C.), submits this Request For Confidential Classification of certain information in a document provided in FMPA's Supplemental Response to Interrogatory No. 20 of Staff's First Set of Interrogatories (Nos. 1-30). In support of this Request, FMPA states:

1. On June 15, 2005, FMPA served its Supplemental Response to Interrogatory No. 20 of Staff's First Set of Interrogatories (Nos. 1-30). As further explained below, the Supplemental Response provided a document containing information that is "proprietary business information" under Section 366.093(3), Florida Statutes. Also on June 15, 2005, FMPA timely filed a Notice of Intent to Request Confidential Classification of the document. This formal Request for Confidential Classification is now being filed within the time period specified in Rule 25-22.006(3)(a), Florida Administrative Code.

2. The following exhibits are included with this request:

(a) Exhibit A is a package containing two copies of a redacted version of the document for which FMPA requests confidential classification. The specific information for which confidential treatment is requested has been blocked out by opaque marker or other means.

DOCUMENT NUMBER - DATE

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(b) Exhibit B is a package containing an unredacted copy of the document for which FMPA seeks confidential treatment. Exhibit B is being submitted separately in a sealed envelope labeled "CONFIDENTIAL." In the unredacted version, the information asserted to be confidential is highlighted in yellow.

3. The document for which FMPA seeks confidential classification is a letter from Florida Gas Transmission Company (FGT) submitting a proposal for incremental firm natural gas transportation capacity for FMPA's proposed Treasure Coast Energy Center Unit 1. The specific terms of the proposal on page 1, lines 1-10 and page 2, lines 1-6 of the FGT letter are considered confidential by both FMPA and FGT. The information relates to bids or other contractual data, the disclosure of which would impair the efforts of FMPA to contract for goods or services on favorable terms. *See* Section 366.093(3)(d), F.S. Without assurances that the terms of their proposals will not be publicly disclosed, potential vendors such as FGT might withhold information necessary for FMPA to understand and assess their proposals. Further, without assurances of non-disclosure, potential vendors might choose not to submit proposals for fear of other potential competitors (or customers) learning of the terms they were willing to provide to FMPA. In either case, FMPA's efforts to contract for goods and services on favorable terms would be impaired by disclosure of the information deemed confidential by potential vendors. Accordingly, the information on page 1, lines 1-10 and page 2, lines 1-6 of the FGT letter qualifies for confidential classification under Section 366.093, Florida Statutes.

4. The information for which FMPA seeks confidential treatment is intended to be and is treated as confidential by FMPA. The information has not been disclosed to the public.

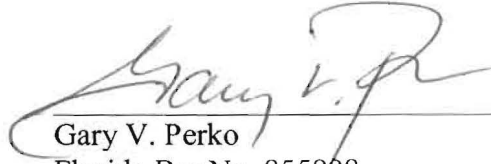
5. FMPA requests that the information identified above be classified as "proprietary confidential business information" within the meaning of section 366.093(3), F.S., that the information remain confidential for a period of at least 18 months as provided in section

366.093(4), F.S., and that the information be returned as soon as it is no longer necessary for the Commission to conduct its business.

WHEREFORE, for the foregoing reasons, Florida Municipal Power Agency, respectfully requests that this Request for Confidential Classification be granted.

RESPECTFULLY SUBMITTED this 5th day of July, 2005.

HOPPING GREEN & SAMS, P.A.

A handwritten signature in cursive script, appearing to read "Gary V. Perko", is written over a horizontal line.

Gary V. Perko
Florida Bar No. 855898
Post Office Box 6526
Tallahassee, FL 32314
(850) 222-7500

Attorneys for FLORIDA MUNICIPAL POWER AGENCY