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ORIGINAL

960835-EI



February 14, 2006

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  
FEB 17 AM 10:13  
COMMISSION  
CLERK

Dear Ms. Bayo:

RE: Notice of Intent to Request Confidential Classification  
The Southern Company - Filing of Certificate of Notification to the Securities and  
Exchange Commission (SEC), File No. 70-9727

Enclosed for filing in the matter referred to above is the Notice of Intent to Request  
Confidential Classification by Gulf Power Company. This request covers information for  
the quarter ending September 30, 2005.

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.

A copy is also being provided to Cindy Miller pursuant to her request. Gulf Power requests  
to be notified within 21 days through its counsel whether the Commission Staff will retain  
this document.

Sincerely,

*Susan D Ritenour*

bh

Enclosures

cc: Beggs & Lane  
Russell A. Badders, Esq.  
Florida Public Service Commission  
Cindy Miller, Esq.

This docketed notice of intent was filed with Confidential  
Document No 01382-06. The document has been  
placed in confidential storage pending timely receipt of a  
request for confidentiality.

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RECEIVED & FILED

FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

01381 FEB 17 06

FPSC-COMMISSION CLERK

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: The Southern Company  
Certificate of Notification File Nos. 70-9727  
for the quarter ending September 30, 2005

Docket No.: Undocketed  
Date: February 14, 2006

**NOTICE OF INTENT TO REQUEST CONFIDENTIAL CLASSIFICATION**

The Southern Company, the parent of Gulf Power Company, and Gulf Power Company by and through their undersigned attorney and pursuant to Rule 25-22.006, Florida Administrative Code, hereby gives notice that they intend to request confidential classification for the Certificate of Notification in File Nos. 70-9727 for the quarter ending September 30, 2005, hereafter the Certificate, 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 Certificate 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.

The Certificate 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 and Gulf Power 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 the Staff determines that the information will be retained by the Commission and not returned to the Companies within the specified time period. 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

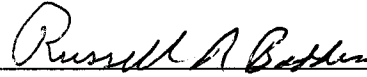
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FPSC-COMMISSION CLERK

expiration of the period specified in Rule 25-22.006(3)(a). This Certificate is the subject of a claim of confidentiality under the Freedom of Information Act.

Respectfully submitted,



**JEFFREY A. STONE**

Florida Bar No. 325953

**RUSSELL A. BADDERS**

Florida Bar No. 007455

**STEVEN R. GRIFFIN**

Florida Bar No. 0627569

**Beggs & Lane**

P. O. Box 12950

(501 Commendencia Street)

Pensacola, FL 32591

(850) 432-2451

**Attorneys for Gulf Power Company**

State of Florida



# Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FLORIDA 32399-0850

**-M-E-M-O-R-A-N-D-U-M-**

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**DATE:** 2.17.06  
**TO:** Susan P. Brown  
**FROM:** Timolyn Henry, Staff Assistant, Division of the Commission Clerk & Administrative Services  
**RE:** **Acknowledgment of Receipt of Confidential Filing**

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01382-06

This will acknowledge receipt of a **CONFIDENTIAL DOCUMENT** filed in Docket No. ~~01382-06~~ 960835<sup>DM</sup> or (if filed in an undocketed matter) concerning confirmation of notification file no. 21-0027, and filed on behalf of Susan P. Brown. The document will be maintained in locked storage.

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

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