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March 16, 2005

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. 060154-EI

Enclosed are an original and fifteen copies of Gulf Power Company's Request for Confidential Classification in regards to request number 11 of the Office of Public Counsel's First Requests for Production of Documents, Nos. 1-12.

Sincerely,

*Susan D. Ritenour (lw)*

lw

Enclosures

cc: Beggs and Lane  
Jeffrey A. Stone, Esquire

DOCUMENT NUMBER DATE  
02375 MAR 17 08  
FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Gulf Power Company's petition for a )  
financing order pursuant to Section 366.8260 ) Docket No.: 060154-EI  
of the Florida Statutes (2005) relating to ) Date filed: March 16, 2006  
storm-recovery financing. )  
\_\_\_\_\_ )

**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 a portion of the Company's response to request number 11 of the Office of Public Counsel's First Requests for Production of Documents (Nos. 1-12). As grounds for this request, the Company states:

1. A portion of the information provided in response to request number 11 of the Office of Public Counsel's First Requests for Production of Documents (Nos. 1-12) contains proprietary and commercially sensitive information regarding competitive interests and contractual matters of Gulf Power, the disclosure of which would impair Gulf's efforts to obtain the services for which the contract was entered on terms favorable to Gulf Power. The specific information for which confidential classification is sought is found on the documents bearing Bates Stamp Nos. 423 through 428 . This information is entitled to confidential classification pursuant to §366.093(3)(d), Florida Statutes. The document provided is a contract between Gulf and a provider of financial services. The contract provides pricing information as well as the specific terms of the negotiated agreement between Gulf and the counterparty to the contract. The agreement was entered into by Gulf and the counterparty with the express intent of keeping the terms and pricing of the services confidential. Disclosure of these contractual terms and cost information would impair Gulf's ability to enter into contracts with terms and pricing favorable to Gulf and its customers. In addition, if this agreement or other similar agreements were

publicly disclosed, potential counterparties may offer less than favorable terms or pricing to Gulf in future contracts or refuse to provide such services to Gulf Power altogether.

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 except as discussed in paragraph one above..

3. Submitted as Exhibit "A" is a copy of Gulf's response to request number 11 of the Office of Public Counsel's First Requests for Production of Documents (Nos. 1-12), 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 16th day of March 2006,



**JEFFREY A. STONE**

Florida Bar No. 325953

**RUSSELL A. BADDERS**

Florida Bar No. 007455

**STEVEN R. GRIFFIN**

Florida Bar No. 0627569

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**Attorneys for Gulf Power Company**

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Gulf Power Company's petition for a )  
financing order pursuant to Section 366.8260 ) Docket No.: 060154-EI  
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\_\_\_\_\_ )

**REQUEST FOR CONFIDENTIAL CLASSIFICATION**

**EXHIBIT "A"**

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

**EXHIBIT "B"**

January 31, 2006

Gulf Power Company  
One Energy Place  
Pensacola, Florida 32520-0102

Ladies and Gentlemen:

Gulf Power Company  
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EXHIBIT C

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

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

The documents found at Bates Stamp Nos. 423 through 428 are considered confidential in their entirety.

**Justification**

This information is entitled to confidential classification pursuant to §366.093(3)(d), Florida Statutes. The basis for this information being designated as confidential is more fully set forth in paragraph 1.

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by United States Mail on the 16<sup>th</sup> day of March, 2006, to the following:

**FPSC Staff:**

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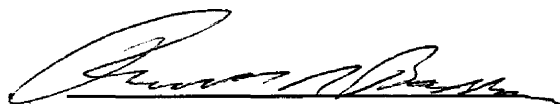
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\* Indicates not an official party of record as of the date of this filing

By:



Russell A. Badders  
Florida Bar No. 007455