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COMMISSION CLERK

May 14, 2007

Ms. Ann Cole, Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee FL 32399-0850

Dear Ms. Cole:

Re: Docket No. 070001-EI

Enclosed are an original and seven copies of Gulf Power Company's Request for Temporary Protective Order in regard to certain journal voucher documents produced by Gulf Power Company to Commission staff in connection with an audit of Gulf Power's fuel clause, and which are being provided to the Office of Public Counsel.

Sincerely,

Susan D. Ritenour
buh

CMP _____

COM _____

CTR _____ bh

ECR 1

GCL 1 Enclosures

OPC _____ cc: Beggs & Lane
Jeffrey A. Stone, Esq.

RCA 1

SCR _____

SGA _____

SEC _____

OTH Kin
Marguerite

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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

| | | | |
|--------------------------------------|---|------------|--------------|
| IN RE: Fuel and Purchased Power |) | | |
| Cost Recovery Clauses and Generating |) | Docket No. | 070001-EI |
| Performance Incentive Factor |) | Date: | May 14, 2007 |
| |) | | |
| |) | | |

REQUEST FOR TEMPORARY PROTECTIVE ORDER

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 a temporary protective order protecting from public disclosure certain journal voucher documents produced by Gulf Power Company to Commission staff in connection with an audit of Gulf Power’s fuel clause. Gulf Power is providing the Office of Public Counsel (Public Counsel) access to the documents by overnight mail. As grounds for this request, Gulf Power Company states:

1. Gulf Power Company has filed a petition for fuel and purchased power cost recovery in the above referenced docket. For purposes of discovery, the Public Counsel has propounded requests for production of documents, the responses to which will necessarily result in the disclosure of confidential information of the Company. In an attempt to provide the Public Counsel responses to their discovery requests in an expeditious manner, Gulf files this request to allow Public Counsel to inspect and possess this confidential information for the purpose of determining what information is to be used in the proceeding before the Commission in this docket pursuant to Florida Public Service Commission Rule 25-22.006(6)(c). In the event Public Counsel determines that portions of the confidential information will be used in the proceeding before the Commission, Gulf requests that it be so notified no later than 15 days prior to that proceeding to allow sufficient time in which to prepare and file a specific request for a protective order as provided by Rule 25-22.006(6)(c). In the event that Public Counsel does not use the information in the proceeding before the Commission, Gulf specifically requests that the information, and that which was derived therefrom, be either returned to Gulf or destroyed such

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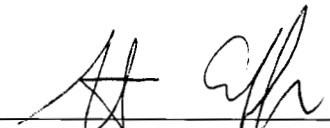
that it does not remain in the possession of any entity subject to section 119.07(1), Florida Statutes.

2. The journal voucher entries are entitled to confidential classification pursuant to §366.093(3)(d) and (e). The Company's response contains proprietary confidential business information regarding contractual matters which would cause irreparable harm to Gulf Power Company and the entities with whom it has entered into contracts if such information is disclosed to the general public. In addition, the response contains information relating to Gulf's competitive interests in fuel procurement markets which would cause irreparable harm to Gulf Power Company and the entity with whom it has contracted if such information is disclosed to the general public. Specifically, the responses provide information concerning Gulf Power's gas hedging transactions. Much of the confidential material contained in the journal voucher documents is also the subject of a pending confidentiality request covering Schedule 2 of Exhibit HRB-1 to the Direct Testimony of Herbert R. Ball filed on March 1, 2007.

3. The material for which confidential classification is requested is intended to be, and is treated as, confidential by Gulf Power Company and, to the best of the undersigned attorney's knowledge has not been otherwise publicly disclosed.

WHEREFORE, Gulf Power Company respectfully requests that the Commission enter a temporary protective order consistent with this request.

Respectfully submitted this 14th day of May 2007,



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Florida Bar No. 7455
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Florida Bar No. 0627569
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Attorneys for Gulf Power Company

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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

Docket No.: **070001-EI**

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing was furnished by U. S. mail this 14th day of May, 2007, on the following:

William G. Walker, III
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Florida Power & Light Co.
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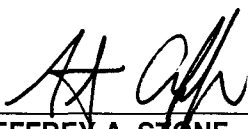
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Public Service Commission
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TALLAHASSEE, FLORIDA 32399-0850

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

DATE: May 15, 2007
TO: Susan Ritenour
FROM: T. Henry, Division of the Commission Clerk &
Administrative Services
RE: **Acknowledgment of Receipt of Confidential Filing**

This will acknowledge receipt of a **CONFIDENTIAL DOCUMENT** filed in Docket No. 070001-E1 or (if filed in an undocketed matter) concerning DTPO: Journal Voucher documents, and filed on behalf of Gulf Power / Ritenour. The document will be maintained in locked storage.

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

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CONFIDENTIAL

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