

State of Florida



RECEIVED-FPSC

NOV 28 PM 12: 02

Public Service Commission

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

COMMISSION  
CLERK

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

**DATE:** November 27, 2007

**TO:** Richard C. Bellak, Senior Attorney, Office of the General Counsel

**FROM:** Robert L. Fisher, Government Analyst II, Division of Competitive Markets & Enforcement

**RE:** Docket No. 060251-EI - Gulf Power Company's Request to Continue Confidential Classification of Documents and Audit Work Papers for the Electric Service Quality and Reliability Audit

On March 17, 2006 Gulf Power Company filed a Request For Confidential Classification, pursuant to Rule 25-22.006, Florida Administrative Code, requesting the protection from public disclosure of certain documents and auditor work papers associated with the *Review of Electric Service Quality of Florida Investor-Owned Utilities – Gulf Power Company*. Gulf Power's request included document items 1.6a, 1.21, 1.24, 1.30a, 1.32, 1.33a, 2.3e-f, 3.3b, 3.4, 4.4a-b, and certain hand-written auditor notes and work papers from the review.

On May 19, 2006 the Commission granted Gulf's request in Order No. PSC-06-0427-CFO-EI. As provided in section 366.093(4), Florida Statutes, and by Commission order, the confidential documents were to become public after 18 months unless Gulf or another affected party shows, and the Commission finds, that the confidential documents remain proprietary and confidential business information. On November 19, 2007, Gulf Power filed a request with the Commission to extend its confidential classification of these documents for an additional 18-month period. In its Request For Extended Confidential Classification, Gulf Power contends that the documents are entitled to remain under confidential classification for the same reasons they were initially classified confidential by the Commission.

**CMP** \_\_\_\_\_ After staff's review of the documents and initial Commission Order No. PSC-06-0427-  
**COM** \_\_\_\_\_ CFO-EI, staff agrees that these documents contain proprietary and commercially sensitive  
**CTR** \_\_\_\_\_ information regarding Gulf's competitive interests, trade secrets and contractual matters, which  
**ECR** \_\_\_\_\_ if disclosed could cause harm to Gulf Power and its customers. Staff agrees that pursuant to  
**GL** \_\_\_\_\_ section 366.093(3)(d) and (e), Florida Statutes, the Commission should grant Gulf Power's  
**OPC** \_\_\_\_\_ request to extend confidential classification of the documents specified above and in Docket No.  
**RCA** \_\_\_\_\_ 060251-EI.

**OPC** \_\_\_\_\_  
**RCA** \_\_\_\_\_ cc: Beth Salak  
**SCR** \_\_\_\_\_ Lisa Harvey  
**SGA** \_\_\_\_\_ Carl Vinson  
**SEC** \_\_\_\_\_ Brenda Merritt

**OTH** \_\_\_\_\_ *M.L.*

DOCUMENT NUMBER-DATE

10557 NOV 28 5

FPSC-COMMISSION CLERK