

**Susan D. Ritenour**  
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July 10, 2008

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

Dear Ms. Cole:

RE: Docket No. 080001-EI

Enclosed are an original and fifteen copies of Gulf Power Company's Notice of Intent to Request Confidential Classification regarding Mid-Course Correction Data Request number 13.

Sincerely,

*Susan D. Ritenour*  
*bah*

bh

2 Enclosures

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

This docketed notice of intent was filed with Confidential Document No. 05998-08. The document has been placed in confidential storage pending timely receipt of a request for confidentiality.

DOCUMENT NUMBER-DATE

05997 JUL 11 08

FPSC-COMMISSION CLERK

*1 conf records*

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Fuel and Purchased Power )  
Cost Recovery Clauses and Generating )  
Performance Incentive Factor )  
\_\_\_\_\_ )

Docket No. 080001-EI  
Date: July 10, 2008

**NOTICE OF INTENT TO REQUEST 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 gives notice that it intends to request confidential classification of certain information provided in connection with Mid-Course Correction Data request number 13, that was served on Gulf Power by Staff on July 7, 2008. A copy of the response is attached hereto as exhibit "A".

The information requested is entitled to confidential classification pursuant to Section 366.093(3)(d) and (e). The Company's response to the Staff information request 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 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. The response provides actual pricing data from a fuel procurement and transportation contract.. The information for which confidential classification is sought is intended to be and is treated by Gulf Power Company and the entities with whom it has contracted with as private. 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 Company requests to be notified, through the undersigned counsel, prior to the expiration of the period specified in Rule 25-22.006(3)(a).

Respectfully submitted this 10<sup>th</sup> day of July, 2008



**JEFFREY A. STONE**

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(850) 432-2451

**Attorneys for Gulf Power Company**

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was furnished by U. S mail this 10<sup>th</sup> day of July, 2008, on the following:

John T. Burnett, Esq.  
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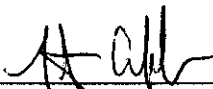
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**Attorneys for Gulf Power Company**

13. Regarding the force majeure event, what was the delivered price (dollars per ton and dollars per MMBtu) of the coal and what was the delivered price (dollars per ton and dollars per MMBtu) of the replacement coal? Please include in the response the number of tons not delivered due to the force majeure event and the number of tons of replacement coal that Gulf purchased. Also state the origin of the replacement coal.

**GULF'S RESPONSE:**

Gulf Power's response to this request is being provided pursuant to a Notice of Intent to Request Confidential Classification pursuant to Rule 25-22.006(3)(a).

COMMISSIONERS:  
MATTHEW M. CARTER II, CHAIRMAN  
LISA POLAK EDGAR  
KATRINA J. MCMURRIAN  
NANCY ARGENZIANO  
NATHAN A. SKOP

STATE OF FLORIDA



OFFICE OF COMMISSION CLERK  
ANN COLE  
COMMISSION CLERK  
(850) 413-6770

## Public Service Commission

### ACKNOWLEDGEMENT

DATE: July 11, 2008

TO: Susan D. Ritenour/Gulf Power

FROM: Marguerite H. McLean, Office of Commission Clerk

RE: Acknowledgement of Receipt of Confidential Filing

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This will acknowledge receipt of a **CONFIDENTIAL DOCUMENT** filed in Docket Number 080001-EI (DN 05998-08) or, if filed in an undocketed matter, concerning certain information provided in connection with staff's third mid-course correction data request No. 13, and filed on behalf of Gulf Power Company. The document will be maintained in locked storage.

If you have any questions regarding this document, please contact Marguerite McLean, Deputy Clerk, at (850) 413-6770.