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COMMISSION  
CLERK



June 26, 2009

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

Dear Ms. Cole:

Re: Docket No. 080410-EG

Enclosed for official filing in the subject docket on behalf of Gulf Power Company, is the original and fifteen copies of the Request for Confidential Classification in connection with SACE/NRDC's First Request for Production of Documents (Nos. 1-3).

Sincerely,

*Susan D. Ritenour (lw)*

lw

Enclosures

cc : Beggs and Lane  
Jeffrey A. Stone

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ECR \_\_\_\_\_  
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DOCUMENT NUMBER-DATE

06547 JUN 30 08

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Commission review of numeric  
conservation goals (Gulf Power Company)

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Docket No.: 080410-EG  
Filed: June 26, 2009

**REQUEST FOR CONFIDENTIAL CLASSIFICATION**

GULF POWER COMPANY ["Gulf Power", "Gulf", or the "Company"], by and through its undersigned attorneys and pursuant to Rule 25-22.006, Florida Administrative Code, hereby files this request that the Florida Public Service Commission enter an order protecting from public disclosure certain information submitted by Gulf Power to the Commission Staff in connection with SACE/NRDC's First Request for Production of Documents to Gulf Power Company (Nos.1-3). As grounds for this request, the Company states:

1. Gulf Power is submitting copies of two Residential and Commercial Saturation Survey reports in response to Request Number 1 of SACE/NRDC's First Request for Production of Documents to Gulf Power Company. The subject reports were developed and performed by Southern Company Services on behalf of Gulf Power. The subject reports constitute proprietary confidential business information pursuant to section 366.093(3) (a) and (e), Florida Statutes. Southern Company Services and Gulf Power have expended substantial time and resources to develop a unique combination of survey questions and formulate sample plans and methodologies which are reflected in the subject reports. The reports provide in depth information concerning the prevalence of various energy-using appliances and equipment in Gulf Power's service area, customer preference and decision factors regarding energy usage, and characteristics of customers and their residences. This information is not generally known to the public. Among other things, the information contained in the subject reports enables Gulf Power to better evaluate electricity's market share in appliance markets and to forecast future energy

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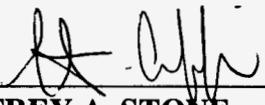
supply requirements. Public disclosure of this information would impair Gulf Power's ability to compete in the marketplace.

2. The information filed pursuant to this Request is intended to be, and is treated as, confidential by the Gulf Power and, to this attorney's knowledge, has not been otherwise publicly disclosed. Prior to receiving the subject reports SACE/NRDC entered into an appropriate non-disclosure agreement with Gulf Power Company.

3. Submitted as Exhibit "A" is one computer disk which is bates numbered 000001. This disk contains unredacted versions of the subject reports. Exhibit "A" should be treated as confidential pending a ruling on this request. Submitted as Exhibit "B" is a second computer disk bates numbered 000002. This disk contains redacted versions of the subject reports. 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 contained in Exhibit "A" from public disclosure as proprietary confidential business information.

Respectfully submitted this 26<sup>th</sup> day of June, 2009.

  
\_\_\_\_\_  
**JEFFREY A. STONE**  
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**RUSSELL A. BADDERS**  
Florida Bar No. 007455  
**STEVEN R. GRIFFIN**  
Florida Bar No. 0627569  
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(850) 432-2451  
**Attorneys for Gulf Power Company**

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: **Commission Review of Numeric  
Conservation Goals for Gulf Power  
Company** )  
)  
)  
\_\_\_\_\_ )

Docket No.: **080410-EG**

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true copy of the foregoing was furnished by U. S. mail this 20<sup>th</sup> day of June, 2009, on the following:

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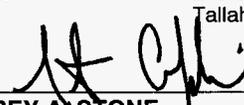
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**Attorneys for Gulf Power Company**

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Commission review of numeric  
conservation goals (Gulf Power Company)

Docket No.: 080410-EG  
Date: June 26, 2009

**REQUEST FOR CONFIDENTIAL CLASSIFICATION**

**EXHIBIT "A"**

Disk number 000001 has been provided to the Commission Clerk  
under separate cover as confidential information.

**EXHIBIT "B"**

Disk number 000002

(Redacted)

EXHIBIT "C"

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

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

**Response to Request # 1**

Folder name: "POD 1-1" file name "Gulf Power  
2007 Residential Saturation  
Report.confidential.pdf"

This document is confidential in its entirety, with  
the exception of page 1.

Folder name: "POD 1-1" file name "Gulf Power  
2004 Commercial Saturation  
Report.confidential.pdf"

This document is confidential in its entirety, with  
the exception of page 1.

**Justification**

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

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: June 30, 2009

TO: Susan Ritenour /GPC

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 080410-EG [DN 06548-09] or, if filed in an undocketed matter, concerning response to NRDC/SACE's 1st request for PODs (Nos. 1-3), 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.