

Susan D. Ritenour
Secretary and Treasurer
and Regulatory Manager

One Energy Place
Pensacola, Florida 32520-0781

Tel 850.444.6231
Fax 850.444.6026
SDRITENO@southernco.com

RECEIVED-FPSC

09 JUL 13 PM 4:04

COMMISSION
CLERK



July 13, 2009

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

Dear Ms. Cole:

Re: Docket No. 080410-EG

Enclosed is Gulf Power Company's Notice of Intent to Request Confidential Classification for portions of Staff's Eighth Set of Interrogatories (No. 40-98), filed by hand delivery and US mail in the above referenced docket.

Sincerely,

Susan D. Ritenour (sw)

COM _____
ECR _____
GCL 1
OPC _____
RCP _____
SSC _____
SGA 1
ADM _____
CLK 1

mv

Enclosures

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

This docketed notice of intent was filed with Confidential Document No. 06995-09. The document has been placed in confidential storage pending timely receipt of a request for confidentiality.

DOCUMENT NUMBER-DATE

07003 JUL 13 09

FPSC-COMMISSION CLERK

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 13th day of July, 2009, on the following:

Susan Clark
Radey Law Firm
301 S. Bronough Street, Ste 200
Tallahassee FL 32301

Suzanne Brownless
Suzanne Brownless, PA
1975 Buford Blvd
Tallahassee FL 32308

E. Leon Jacobs, Jr.
c/o Williams & Jacobs, LLC
1720 South Gadsden Street, MS 14, Suit
Tallahassee, FL 32301

Jeremy Susac, Executive Director
Florida Energy & Climate Commission
c/o Governor's Energy office
600 S. Calhoun St, Ste. 251
Tallahassee, FL 32399-0001

Katherine Fleming, Esq
Florida Public Service Commission
2540 Shumard Oak Blvd
Tallahassee, FL 32399-0850

J. R. Kelly, Esq
Stephen Burgess, Esq
Office of the Public Counsel
111 West Madison Street, Rm 812
Tallahassee, FL 32399-1400

Wade Litchfield, Esq
Florida Power & Light Co
215 South Monroe St, Suite 810
Tallahassee, FL 32301

Paul Lewis Jr
Progress Energy Florida, Inc
106 East College Ave, Ste 800
Tallahassee, FL 32301-7740

John T. Burnett, Esq
Progress Energy Service Company, LLC
P.O. Box 14042
St. Petersburg, FL 33733-4042

Paula K. Brown
TECO
PO Box 111
Tampa, FL 33601-0111

John T. English
Florida Public Utilities Co.
PO Box 3395
West Palm Beach, FL 33402-3395

Norman H. Horton Jr Esq
Messer, Caparelllo, & Self, PA
PO Box 15579
Tallahassee FL 32317

Susan F. Clark, Esq
Radey, Thomas, Yon, & Clark, PA
301 South Bronough St, Ste 200
Tallahassee FL 32301

James D. Beasley, Esq
Lee L. Willis, Esq
Ausley Law Firm
PO Box 391
Tallahassee FL 32302

Chris Browder
PO Box 3193
Orlando FL 32802-3193

Teala A. Milton
VP Government Relations
21 West Church St, Tower 16
Jacksonville, FL 32202-3158

Jeff Curry
Lakeland Electric Utility Co
501 East Lemon St
Lakeland FL 33801

Mr. Michael Ting
Itron, Inc
Consulting & Analysis Services
1111 Broadway Street, Ste 1800
Oakland, CA 94607

Mr. Richard F. Spelman, President
GDS Associates, Inc
1850 Parkway Place, Ste. 800
Marietta, GA 30067

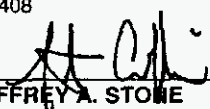
George S. Cavros
George Cavros, Esq., P.A.
120 E. Oakland Park Blvd, Ste. 105
Ft. Lauderdale, FL 33334

Vicki Gordon Kaufman
Jon C. Moyle, Jr.
Keefe Anchors Gordon & Moyle
118 North Gadsden Street
Tallahassee, FL 32301

John W. McWhirter, Jr.
P.O. Box 3350
Tampa, Florida 33601 -33 50

Jessica A. Cano, Esq,
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, FL 33408

Charles A. Guyton
Squire, Sanders & Dempsey, LLP
215 South Monroe Street, Suite 601
Tallahassee, FL 32301



JEFFREY A. STONE
Florida Bar No. 325953
RUSSELL A. BADDERS
Florida Bar No. 007455
STEVEN R. GRIFFIN
Florida Bar No. 0627569
BEGGS & LANE
P. O. Box 12950
Pensacola FL 32591-2950
(850) 432-2451
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
Filed: July 13, 2009

NOTICE OF INTENT TO REQUEST CONFIDENTIAL CLASSIFICATION

1. 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 gives notice that it intends to request confidential classification for portions of Gulf Power's responses to Staff's Eighth Set of Interrogatories to Gulf Power Company (Nos. 40-98). Copies of the confidential documents are attached hereto as Exhibit "A."

2. A portion of Gulf Power Company's responses to interrogatory numbers 46, 48, and 49 contain proprietary confidential business information relating to competitive interests, the disclosure of which would impair the competitive business of Gulf Power and its affiliates. The information is entitled to confidential classification pursuant to section 366.093(d)(e), Florida Statutes. Specifically, the confidential information consists of Gulf Power's projections of annual price streams for carbon dioxide allowances. Public disclosure of this information could give fuel and equipment vendors, as well as potential competitors, a competitive advantage over the Company and its customers. Additionally, all of the subject cost estimates have been produced with the assistance of an economic consulting firm using proprietary models and confidential data, both the use by and application of the models to the Company are subject to a confidentiality agreement.

3. 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 Gulf Power Company within

the specified time period. In the event the Staff determines that it will retain this information, Gulf Power 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 13th day of July, 2009.



JEFFREY A. STONE
Florida Bar No. 325953
RUSSELL A. BADDERS
Florida Bar No. 007455
STEVEN R. GRIFFIN
Florida Bar No. 0627569
Beggs & Lane
P. O. Box 12950
501 Commendencia Street
Pensacola, FL 32502
(850) 432-2451

STATE OF FLORIDA

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



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

Public Service Commission

ACKNOWLEDGEMENT

DATE: July 14, 2009

TO: Susan D. Ritenour, Gulf Power Company

FROM: Ruth Nettles, Office of Commission Clerk

RE: Acknowledgement of Receipt of Confidential Filing

This will acknowledge receipt of a **CONFIDENTIAL DOCUMENT** filed in Docket Number 080410 or, if filed in an undocketed matter, concerning portions of 8th set of Interrogatories (No. 40-98), 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 Lockard, Deputy Clerk, at (850) 413-6770.

DOCUMENT NO. DATE
06995-09 7-13, 09
FPSC - COMMISSION CLERK

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD • TALLAHASSEE, FL 32399-0850
An Affirmative Action/Equal Opportunity Employer

PSC Website: <http://www.floridapsc.com>

Internet E-mail: contact@psc.state.fl.us