Robert L. McGee, Jr. Regulatory & Pricing Manager

One Energy Place Pensacola, Florida 32520-0780

Tel 850.444.6530 Fax 850,444,6026 RLMCGEE@southernco.com



May 28, 2013



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

RE:

Docket No. 130007-EI

For DN 02941-13, which is in locked storage. You must be authorized to view this DN.-CLK

filed by OPC

claim of confidentiality notice of intent

request for confidentiality

Dear Ms. Cole:

Enclosed is an original and seven copies of Gulf Power Company's Request for Confidential Classification regarding certain information submitted by Gulf Power in connection with Commission Staff's audits in the above referenced docket (ACN 13-015-1-1). Also included is a CD of Gulf's Request for Confidential Classification and Exhibit C in Microsoft Word format.

Regards,

Robert L. McGee, Jr.

Regulatory and Pricing Manager

md

AFD **Enclosures** APA

**€CO** ENG

COM

GCL **DM** 

> TEL **CLK**

CC:

Beggs & Lane

Jeffrey A. Stone, Esq.

COCUMENT NUMBER-DATE

02940 HAY 29 =

**FPSC-COMMISSION CLERK** 

IN RE: Environmental Cost Recovery Clause

for the 12 Months Ended 12/31/2012.

Docket No.: 130007-EI

Date: May 29, 2013

### 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 a request that the Florida Public Service Commission enter an order protecting from public disclosure certain information produced in connection with Commission Staff's review of Gulf Power's 2012 expenditures in the above-referenced docket (ACN 13-015-1-1) (the "Review"). As grounds for this request, the Company states:

- 1. A portion of the information contained in Commission Staff's workpapers which were developed in connection with the Review constitutes "proprietary confidential business information" as defined by section 366.093(3), Florida Statutes (the "Confidential Information").
- 2. Specifically, the Confidential Information consists of pricing data for chemicals and stone products purchased by Gulf for use in its day-to-day operations. Disclosure of this information would impair Gulf Power's ability to continue to procure such goods at prices favorable to its customers insofar as vendors of such goods would be given insight into prices paid by Gulf and could adjust their pricing accordingly. The information is entitled to confidential classification pursuant to section 366.093(3)(d), Florida Statutes.
- 3. The information filed pursuant to this Request is intended to be, and is treated as, confidential by Gulf Power and, to this attorney's knowledge, has not been otherwise publicly disclosed.
- 4. Submitted as Exhibit "A" are copies of the subject documents. The information for which confidential classification is requested is highlighted in yellow. Exhibit "A" should be ATE

02940 HAY 29 =

treated as confidential pending a ruling on this request. Submitted as Exhibit "B" are two (2) edited copies of the subject documents, which may be made available for public review and inspection. Submitted as Exhibit "C" 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 highlighted on Exhibit "A" from public disclosure as proprietary confidential business information.

Respectfully submitted this 28th day of May, 2013.

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

(850) 432-2451

**Attorneys for Gulf Power Company** 

IN RE: Environmental Cost Recovery Clause	Docket No.: 130007-	E
for the 12 Months Ended 12/31/2012.	Date: May 29, 20	13
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# REQUEST FOR CONFIDENTIAL CLASSIFICATION

# EXHIBIT "A"

Provided to the Commission Clerk under separate cover as confidential information.

IN RE: Environmental Cost Recovery Clause for the 12 Months Ended 12/31/2012. Date: May 29, 2013

# REQUEST FOR CONFIDENTIAL CLASSIFICATION

EXHIBIT "B"

REDACTED

COMPANY: SCHEDULE: Gulf Power Company

Sample of OdAl Expenses - ECRC

PERIOD:

12 Manths Ended December 31, 2012

AUDITOR:

A

DKT NO: 130007-EI ACN: 13-015-1-1

# REDACTED

									CAPPA	
Sample Unit	MONTH 2012	PRCN	FERC	SUB	CRITERI A(I)	CRITERIA (2)	AMOUNT PER UTILITY	DESCRIPTION	INVOICE	
71	April	40329	583	00211	Y	Y		gle/SWS to Provide Emergency Response to various types of	110037	
72	April	40329	583	00211	Υ	Y	\$1,178.27 No	m-Stock Materials	886343	
73	April	40329	583	00211	Y	Y	\$750 00 Tro	ansportation Freight Amount	1037369	
74	April	40329	SHB	00112	Y	Y	\$200.00 Se	rvices-Misc	RB6343	
75	April	40329	SRB	00112	Y	Y	\$1,930,73 Ser	rvices-Misc onl Ures, 50% for Plant SNCR (24 TN/truck)	KR6343 91738239	
76	Mav	40425	502	00121	Υ	Y	cc	OVER THE COST OF ANHYDROUS AMMONIA FOR THE		
77	May	40415	502	00119	Y	Y	\$11,012.46 Oh		91733184	
78 79	May	40425	502 506	00121	Y	Y	\$455.00 Mi	REA LIQUOR 50% iscellancous Oil Recovery & Waste Disposal Services	65US4V	
80	May	40425	506	00109	Y	Y	\$1,300,00 Ac	Rus Mag from situs products 850-469-1133 ATS-BART/CONSULTING, REGULATORY AND LEGAL	20120344	1 ~
81	May	40101	506	00103	Y	Y	\$1,750.00 CC		64800	. // ^
82	May	40415	506	00106	Y	Y	\$623.42 Mi	secilareous Expenses	930691 1 1059467	W. 1.
83	May	40425	506	00111	Y	Y		W Plant Smith Liquid Environmental Solutiona Remove Inqui	4683	~ [7]
84	May	40435	506	00111	Y	Y		A FT FLUORESCENT BULBS	111994	
85	Mey	40415	506	00111	Y	Y		esel impacted soil 1 EQUIPMENT	40109321	
86	May	40425	506	00)11	Y	Y		ASTE HANDLING / DISPOSAL COSTS	001495522482	
87	May	40435	506	00111	Y	Y	\$208.69 LA	NDFILL Plant Scholz Sandblast Grst ant Crist oily soil Waste Management - Springhill Landfill	001491622484	
88 89	Mav	40415	506 513	00111	Y	Y	\$126.44 LA	ABOR FOR FLUOR	FPC10135424	
90	May May	40329	583	00122	Y	Ý	\$4,658.11 Ea	ale/SWS to Provide Emergency Response to various types of	111783	
91	May	40329	583	00211	Y	Y	\$753.41 LA	ANDFILL Oily soil Spills and "Q" Street box	001495522482	
92	May	40329	583	00211	Y	Y	\$1,696.05 11	PERSONNEL & EQUIPMENT  Igle/SWS to Provide Emergency Response to various types of	111970	
93	May	40329	583	00211	Y	Y			912609	
94	May	40055	588	00112	Υ	Y		notract Labor & Exp-Off Site	912609	
95	Miry	40055	588	00112	Y	Y	\$254.07 Re		914591	
96	June	40415	502	00119	Y	Y		on-Stock Materials	91748614	
97 98	June	40425	502 506	00111	Y	Y	\$1,500,00,20	rea, 50% for Plant SNCR (24 TN/truck) 112 Toxic chemical release inventory (TRI) fee	CR3191875	
99	Juge	40415	506	00111	Υ	Y	\$2,250.00 Ca	nst Toxic Chemical Release Inventory (TRI) lee for 2012	CR1191800	
100	June	40425	506	00105	Υ	Y		ow RATA testing - GE autobprobe	16011346	
101	Jupe	40415	506	00122	Υ	Y	\$13,370.00 G	raas Cutung-FGD Stormwater-ECRC O&M az Waste disposal Plant Crist 441558 PACKAGED LAB	383859	
102	June	40415	506	00111	Υ	Υ	\$1,368.00 C	HEMICALS	212477806	
103	June	40329	506	00106	Y	Y	\$1,832,76 Pc	erdido stormwater pond	5489	
104	June	40425	506	00111	Υ	Y	\$390.69 PI	LANT SMITH OIL ANALYSIS	LB24000026 13526	
105	June June	40425 40425	506 506	00111	Y	Y	5000 00 D	ant Smith RC LEGAL COUNSEL AND ADVICE ump out treatment plant Eagle/SWS to Provide Emergency Res	p 113025	
			***		γ	Y	5100.00 F	CHOLZ TOXIC CHEMICAL RELEASE INVENTORY (180	CR3191913	
107 108	June June	40435 40425	506 549	00111	Ϋ́Υ	Y	5880.69 pr	rovide frac tank for cooling tower studge Unit 31 PERSONNE		
109	June	40329	583	00211	Υ	Y	\$1.67 M	tileage-Non-commuting iquid Environmental Solutiona Remove liquid waste form the	953089 1080658	
110	June June	40329 40329	583 583	00211	Y	Y	E4 126 07 F	sale/SWS to Provide Emergency Response to various types of	113051 001510722489	
112	June	40329	583	00211	Υ	Y		fineral impacted oily soil Waste Managerment - Springhill Lan	940186	
113	June	40036	588	00112	Υ	Y		on-Stock Materials	940186	COM
114	June	40036	588	00112	Υ	Y	\$300,00 C	contract Lahor & Exp		AFD
115	June	40036	588	00112	Υ	Y	\$294,00 5	crvices-Mi≤	940186 940186	ALD
116	June	40024	588	00112	Υ	Y	\$292 00 S	crvices-Misc	940186	APA
117	June	40329	598	00112	Y	Y	\$254.07 R		930364	ECO
118	June	40329	SBS	00112	Y	Y	\$137.50 h	ndustry Duca	930364	ENIC
119	June	40329	5B8	00112	Y	Y		ndustry Dues	951903	ENG
120	June	40329	588	00112	Y	Y		Contract Labor & Expenses-On Site	951903	GCL
121	June	40329	588	00112	Υ	Y		Contract Labor & Exp-On Site	951903	dDM)
122	June	40329	588	00112	Y	Y	C	COVER THE CUST OF ANHYDROUS AMMONIA FOR THE	IE SCR	TEL
123	July	40415	502	00119	Y	Y	\$12,372.09 0	ON UNIT 7.	91754600	TEL
124	July	40415	502	00131	Υ	Y		sulfunc And 93%	91755181	CLK
125	July	40425	502	00121	Y Y	¥	\$10,778.08 u \$748.10 P	rea, 50% for Plant SNCR (24 TN/truck) Pant Crist Used oil tank Miscellancous Oil Recovery & Waste		O ALIAN
126	July	40415	506	00100	Υ	Y	\$3,300 00		20120574	
127	July	40425	506 506	00109	Υ	Y		Contract Labor & Exp-Off Site	970531	
128	July	40415	506	00111	Y	Y		Service Line Item for Labor Rate Contract	FPC10142986	
129	July	40415			Y	Y		services-Mire	974393	
130	July	40415	506 506	00122	Y	Y	\$6,762 50 L		FPC10142094	
131	July July	40415	506	00106	Y	Y		Sodium Bisulfite For Dechlorination	GE908599	
132	July	40415	506	00108	Y	Y	F204 11 C	Care Oily Page	001513522480	
134	July	40425	506	00111	Ý	Y	\$876.00 F	Plant Smith RC LEGAL COUNSEL AND ADVICE	13542	
135	July	40415	513	00122	Y	Y	\$996.7R }	Non-Stock Materials	945030	

CONFIDENTIAL U2940 MAY 29 83-2.1

IN RE: Environmental Cost Recovery Clause	•		: 130007-EI
for the 12 Months Ended 12/31/2012.		Date:	May 29, 2013

# REQUEST FOR CONFIDENTIAL CLASSIFICATION

**EXHIBIT "C"** 

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

## Line(s)/Field(s)

Page 43-2.1 Column A, line 127

Page 43-2.2 Column A, lines 151, 158, 165, 181, 194 and 195

# **Justification**

This information is entitled to confidential classification pursuant to §366.093(3)(d), Florida Statutes. The basis for this information being designated as confidential is more fully set forth in paragraph 2.

This information is entitled to confidential classification pursuant to \$366.093(3)(d), Florida Statutes. The basis for this information being designated as confidential is more fully set forth in paragraph 2.

IN RE: Environmental Cost )
Recovery Clause )

Docket No.: 130007-El

#### **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true copy of the foregoing was furnished by U.S. mail this 28th day of May, 2013 on the following:

Ausley Law Firm James D. Beasley J. Jeffry Wahlen Post Office Box 391 Tallahassee, FL 32302 jbeasley@ausley.com Brickfield Law Firm James W. Brew F. Alvin Taylor Eighth Floor, West Tower 1025 Thomas Jefferson St, NW Washington, DC 20007 jbrew@bbrslaw.com Florida Power & Light Company Kenneth Hoffman 215 South Monroe Street, Suite 810 Tallahassee, FL 32301-1858 Ken.Hoffman@fpl.com

Florida Industrial Power Users Group c/o Moyle Law Firm Jon C. Moyle, Jr. 118 North Gadsden Street Tallahassee, FL 32301 imoyle@moylelaw.com Florida Power & Light Company John T. Butler 700 Universe Boulevard Juno Beach, FL 33408-0420 John.Butler@fpl.com Hopping Law Firm Gary V. Perko P. O. Box 6526 Tallahassee, FL 32314 gperko@hgslaw.com

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