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January 12, 2017

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

RE: Docket No. 160186-EI

Dear Ms. Stauffer:

Attached for filing in the above-referenced docket is Gulf Power Company's Motion for Temporary Protective Order pertaining to certain portions of Gulf's response to Southern Alliance for Clean Energy's First Request for Production of Documents (Nos. 1-15) to Gulf Power Company.

Sincerely,

A handwritten signature in blue ink that reads "Robert L. McGee, Jr." with a stylized flourish at the end.

Robert L. McGee, Jr.  
Regulatory and Pricing Manager

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**Attachments**

cc: Beggs & Lane  
Jeffrey A. Stone, Esq.  
Gunster Law Firm  
Charles A. Guyton, Esq.  
Richard A. Melson, Esq.

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition for increase in rates by Gulf  
Power Company.

Docket No. 160186-EI  
Dated: January 12, 2017

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**GULF POWER COMPANY'S**  
**MOTION FOR TEMPORARY PROTECTIVE ORDER**

Gulf Power Company ("Gulf"), by and through undersigned counsel, hereby moves pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006(6), Florida Administrative Code, for entry of a Temporary Protective Order covering confidential documents and information sought in discovery by the Southern Alliance for Clean Energy ("SACE") within SACE's First Request for Production of Documents to Gulf Power Company (Nos. 1-15). In support, Gulf states as follows:

1. This Motion pertains to certain proprietary confidential information as defined in Section 366.093, Florida Statutes, which is included within Gulf's Responses to SACE's Request for Production of Documents No. 12, and which Gulf is serving upon SACE, the Office of Public Counsel, and others, on the date of this Motion.

2. The confidential information responsive to SACE's Request for Production No. 12 is contained within Microsoft Excel spreadsheets. The information contained within these documents and files contains confidential financial data and results generated by a proprietary Gulf financial model. The model is utilized by Gulf, in part, to perform cost-effectiveness analyses for Gulf's demand-side management measures and plans. The model utilizes various inputs, including but not limited to Company-specific avoided costs relating to fuel, generation, transmission, and distribution. The model and the information it contains is subject to substantial procedures to maintain its secrecy. Only select Gulf and Southern Company Services personnel and their legal counsel are granted access to it, and those personnel receive access only on a "need to know" basis.


More specifically, public disclosure of the information would provide other utilities, independent power producers, and vendors of demand-side management services details related to the Company's avoided cost components and the calculations used in the Company's model that determine pricing and cost effectiveness of marketing programs, individual customer loads, and certain supply-side and demand-side options. The information would bestow an unfair advantage on such entities with respect to resource planning, projected generation costs, and DSM program development and contracting. If suppliers had access to such information, it would place Gulf at an economic disadvantage and provide an economic advantage to its competitors and/or bidders who have access to such information, which could increase costs to Gulf and result in higher rates to customers. Gulf's ability to negotiate the optimum price and contract terms and conditions would be undermined if competitors and suppliers were given access to the company's costs through disclosure of this information. Finally, Gulf's competitors are not required to disclose their avoided cost components. This information is confidential pursuant to Section 366.093(3)(e), Florida Statutes.

3. Section 366.093(2), Florida Statutes, and Rule 25-22.006(6), Florida Administrative Code, direct that all records produced pursuant to a discovery request for which proprietary confidential status is requested shall be treated as confidential and shall be exempt from the public records law, Section 119.07(1), Florida Statutes. Gulf, by this motion, is seeking protection of all confidential information that Gulf will share with the Office of Public Counsel ("OPC") within its Response to SACE's Request for Production No. 12. This protection should extend not only to OPC, but also to any consultants or advisors with whom OPC has contracted for purposes of this proceeding. Gulf has recorded the appropriate objections to providing such confidential and proprietary business information, and will provide documents and information

responsive to these requests marked as confidential subject to this motion, the law, Commission rules, and Gulf's objections. By following this procedure and producing this information, Gulf is not waiving its right to seek further relief as necessary to make certain that its confidential, proprietary, business information is not publicly disclosed.

WHEREFORE, Gulf Power respectfully requests that the Commission grant a Temporary Protective Order relating to the information described in the body of this motion.

Respectfully submitted this 12th day of January, 2017.



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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Petition for Increase in Rates )  
By Gulf Power Company )  
)

Docket No.: 160186-EI

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing has been furnished by electronic mail this 12th day of January, 2017 to the following:

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