



August 7, 2020

Mr. Adam Teitzman, Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

RE: Docket No. 20200001-EI

REDACTED

RECEIVED-FPSC
2020 AUG 10 PM 12:11
COMMISSION

Dear Mr. Teitzman:

Enclosed is Gulf Power Company's Request for Confidential Classification regarding certain portions of Gulf Power's January-July, 2020 Hedging Activity Report.

Sincerely,

S/Richard Hume

Richard Hume
Regulatory Issues Manager

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Enclosures

cc: Gulf Power Company
Russell Badders, Esq., VP & Associate General Counsel

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CLK _____

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and purchased power cost
recovery clause and generating performance
incentive factor

Docket No.: 20200001-EI

Date: August 10, 2020

**GULF POWER COMPANY'S
REQUEST FOR CONFIDENTIAL CLASSIFICATION OF INFORMATION**

Gulf Power Company ("Gulf"), pursuant to Rule 25-22.006, Florida Administrative Code ("F.A.C.") and Section 366.093, Florida Statutes ("F.S."), hereby requests confidential classification by the Florida Public Service Commission ("Commission") of certain information contained in Gulf's Hedging Activity Supplemental Report for the period January through July 2020¹ ("Hedging Activity Report"). In support of this Request, Gulf states as follows:

1. Pursuant to the Order Establishing Procedure in this docket, Order No. PSC-2020-0041-PCO-EI, 2020, by August 10, 2020, Gulf will file with the Commission and serve on all parties of record its Hedging Activity Report. This request is being filed in order to request confidential classification of certain information contained in the Hedging Activity Report, consistent with Rule 25-22.006, F.A.C.

2. The following exhibits are attached to and made a part of this Request:

- a. Exhibit "A" consists of the Hedging Activity Report, and all the information that Gulf asserts is entitled to confidential treatment has been highlighted.
- b. Exhibit "B" is two (2) edited versions of Exhibit "A" on which the specific information Gulf asserts is confidential has been blocked out and which may be made available for public inspection.

¹ Gulf's hedging activities have ceased as of March 2020 as of the result of the Stipulation and Settlement Agreement approved by the Commission in Order No. PSC-17-0178-S-EI. Accordingly, Gulf has no hedging activity to report for the period April 2020 - July 2020.

- c. Exhibit “C” is a line-by-line justification table in support of Gulf’s Request for Confidential Classification in which Gulf demonstrates that the information Gulf asserts is confidential qualifies as one of the statutory examples listed in section 364.183(3), 366.093(3), or 367.156(3), F.S.
- d. Exhibit “D” is a written declaration in support of this Request, which affirms that the information for which Gulf seeks confidential classification is intended to be and is treated by Gulf as private and has not been disclosed.

3. Gulf submits that a portion of the information contained in the Hedging Activity Report is proprietary confidential business information regarding contractual matters which would cause irreparable harm to Gulf, the entities with whom it has entered into contracts and most importantly to Gulf’s customers, if such information was disclosed to the general public. The Hedging Activity Report contains pricing information for capacity purchases between Gulf and various counterparties. The pricing information is regarded by both Gulf and the counterparties as confidential. The pricing, which resulted from negotiations between Gulf and the counterparties, is specific to the individual contracts and is not publicly known. Disclosure of this information would negatively impact Gulf’s ability to negotiate pricing favorable to its customers in future capacity contracts. In addition, potential counterparties may refuse to enter into contracts with Gulf, or may charge higher prices, if the price terms are made public. The information has not been publicly disclosed and is entitled to confidential classification pursuant to sections 366.093(3)(d) and (e), F.S.

4. Upon a finding by the Commission that the confidential information contained in the Hedging Activity Report is proprietary and confidential business information, the information should not be declassified for at least eighteen (18) month period and should be returned to Gulf

as soon as it is no longer necessary for the Commission to conduct its business. See Section 366.093(4), F.S.

WHEREFORE, for the above and foregoing reasons, as more fully set forth in the supporting materials, Gulf Power Company respectfully requests that the Commission grant Gulf's Request for Confidential Classification and enter an order protecting the information highlighted on Exhibit "A" to this Request from public disclosure.

Respectfully submitted this 7th day of August, 2020.

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By: s/ Jason A. Higginbotham
Jason A. Higginbotham
Fla. Auth. House Counsel No. 1017875
Attorney for Gulf Power Company

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and purchased power cost
recovery clause and generating performance
incentive factor

Docket No.: 20200001-EI

Date: August 10, 2020

REQUEST FOR CONFIDENTIAL CLASSIFICATION

EXHIBIT "A"

CONFIDENTIAL

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

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and purchased power cost
recovery clause and generating performance
incentive factor

Docket No.: 20200001-EI

Date: August 10, 2020

REQUEST FOR CONFIDENTIAL CLASSIFICATION

EXHIBIT "B"

REDACTED

	A	B	C	D	E	F	G	H	I	J	K
	Deal Category	Counterparty	Deal Type	Deal Number	Description	Fixed Price	Receive Price	Price	Volume (Signed)	Period-End Gain/Loss (Signed)	Contract Month
1	Financial Gas	JPMorgan Chase Bank, NA [JPM CHASE]	Swap	2462108					40,000		202001
2	Financial Gas	JPMorgan Chase Bank, NA [JPM CHASE]	Swap	2462131					40,000		202001
3	Financial Gas	JPMorgan Chase Bank, NA [JPM CHASE]	Swap	2462137					30,000		202001
4	Financial Gas	JPMorgan Chase Bank, NA [JPM CHASE]	Swap	2462160					40,000		202001
5	Financial Gas	JPMorgan Chase Bank, NA [JPM CHASE]	Swap	2462162					30,000		202001
6	Financial Gas	JPMorgan Chase Bank, NA [JPM CHASE]	Swap	2462166					40,000		202001
7	Financial Gas	Merrill Lynch Commodities, Inc. [MLC]	Swap	2462012					50,000		202001
8	Financial Gas	Merrill Lynch Commodities, Inc. [MLC]	Swap	2462018					30,000		202001
9	Financial Gas	Merrill Lynch Commodities, Inc. [MLC]	Swap	2462019					30,000		202001
12									TOTAL	330,000	(467,160.00)

	A	B	C	D	E	F	G	H	I	J	K
	Deal Category	Counterparty	Deal Type	Deal Number	Description	Fixed Price	Receive Price	Price	Volume (Signed)	Period-End Gain/Loss (Signed)	Contract Month
1	Financial Gas	JPMorgan Chase Bank, NA [JPM CHASE]	Swap	2462108					40,000		202002
2	Financial Gas	JPMorgan Chase Bank, NA [JPM CHASE]	Swap	2462131					40,000		202002
3	Financial Gas	JPMorgan Chase Bank, NA [JPM CHASE]	Swap	2462137					30,000		202002
4	Financial Gas	JPMorgan Chase Bank, NA [JPM CHASE]	Swap	2462160					40,000		202002
5	Financial Gas	JPMorgan Chase Bank, NA [JPM CHASE]	Swap	2462162					30,000		202002
6	Financial Gas	JPMorgan Chase Bank, NA [JPM CHASE]	Swap	2462166					40,000		202002
7	Financial Gas	Merrill Lynch Commodities, Inc. [MLC]	Swap	2462012					50,000		202002
8	Financial Gas	Merrill Lynch Commodities, Inc. [MLC]	Swap	2462018					30,000		202002
9	Financial Gas	Merrill Lynch Commodities, Inc. [MLC]	Swap	2462019					30,000		202002
12									TOTAL	330,000	(559,890.00)

	A	B	C	D	E	F	G	H	I	J	K
	Deal Category	Counterparty	Deal Type	Deal Number	Description	Fixed Price	Receive Price	Price	Volume (Signed)	Period-End Gain/Loss (Signed)	Contract Month
1	Financial Gas	JPMorgan Chase Bank, NA [JPM CHASE]	Swap	2462108					40,000		202003
2	Financial Gas	JPMorgan Chase Bank, NA [JPM CHASE]	Swap	2462131					40,000		202003
3	Financial Gas	JPMorgan Chase Bank, NA [JPM CHASE]	Swap	2462137					30,000		202003
4	Financial Gas	JPMorgan Chase Bank, NA [JPM CHASE]	Swap	2462160					40,000		202003
5	Financial Gas	JPMorgan Chase Bank, NA [JPM CHASE]	Swap	2462162					30,000		202003
6	Financial Gas	JPMorgan Chase Bank, NA [JPM CHASE]	Swap	2462166					40,000		202003
7	Financial Gas	Merrill Lynch Commodities, Inc. [MLC]	Swap	2462012					50,000		202003
8	Financial Gas	Merrill Lynch Commodities, Inc. [MLC]	Swap	2462018					30,000		202003
9	Financial Gas	Merrill Lynch Commodities, Inc. [MLC]	Swap	2462019					30,000		202003
12									TOTAL	330,000	(578,370.00)

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and purchased power cost
recovery clause and generating performance
incentive factor

Docket No.: 20200001-EI

Date: August 10, 2020

REQUEST FOR CONFIDENTIAL CLASSIFICATION

EXHIBIT "C"

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

<u>Line(s)/Field(s)</u>	<u>Justification</u>
Page 2 of 4 Lines 1-9, Columns E, F, G, H and J	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.
Page 3 of 4 Lines 1-9, Columns E, F, G, H and J	
Page 4 of 4 Lines 1-9, Columns E, F, G, H and J	

EXHIBIT "D"

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and purchased power cost
recovery clause and generating performance
incentive factor

Docket No.: 20200001-EI

Date: August 10, 2020

STATE OF FLORIDA)
) WRITTEN DECLARATION OF ANDREW DILLMAN
COUNTY OF PALM BEACH)

1. My name is Andrew Dillman. I am currently employed by Florida Power & Light Company ("FPL") as Manager, Regulatory – EMT. FPL is a subsidiary of NextEra Energy, Inc., which acquired Gulf Power Company ("Gulf") in 2019. I have personal knowledge of the matters stated in this written declaration.

2. I have reviewed the documents and information included in Exhibit "A" to Gulf's Request for Confidential Classification filed this date, for which I am listed as a declarant on Exhibit "C". The documents that I have reviewed and which are asserted by Gulf to be proprietary confidential business information contain or constitute contractual data, and information related to competitive interests, the disclosure of which would impair the competitive business of Gulf, its affiliates and its contractors, vendors and suppliers. Specifically, the documents and exhibits contains the names, rates, quantity, contractual provisions, invoices of our third-party contractors, vendors and suppliers, payments to our contractors, vendors and suppliers, all of which was agreed upon exclusively with these contractors, vendors, and suppliers. Disclosure of this information would impair Gulf's contractor, vendor, and supplier relationships, and impair or negate the commercial interests of Gulf as Gulf negotiates contracts and seeks to obtain contractors, vendors and suppliers. Disclosure of this information would also impair or negate the commercial interests of Gulf's contractors, vendors and suppliers as they negotiate with others for the services they provide. The disclosure of this information will also impact the efforts of Gulf or its affiliates to contract for goods and services on favorable terms in the future, which in turn increases costs to Gulf and its customers. To the best of my knowledge, Gulf has maintained the confidentiality of this information.

3. Consistent with the provisions of the Florida Administrative Code, such materials should remain confidential for a period of eighteen (18) months. In addition, they should be returned to Gulf as soon as the information is no longer necessary for the Commission to conduct its business so that Gulf can continue to maintain the confidentiality of these documents.

4. Under penalties of perjury, I declare that I have read the foregoing declaration and that the facts stated therein are true and to the best of my knowledge and belief.



Andrew Dillman

Date: 5 Aug 20

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: **Fuel and Purchased Power Cost**)
Recovery Clause with Generating)
Performance Incentive Factor)

Docket No.: **20200001-EI**

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing was furnished by overnight mail this 7th day of August, 2020 to the following:

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