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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for rate increase by Gulf Power Company.

DOCKET NO. 20160186-EI
ORDER NO. PSC-2020-0417-CFO-EI
ISSUED: November 6, 2020

ORDER GRANTING GULF POWER COMPANY'S
SECOND REQUEST FOR EXTENSION OF CONFIDENTIAL CLASSIFICATION
(DOCUMENT NOS. 00987-2017 AND 00182-2017)

On October 13, 2020, pursuant to Section 366.093, Florida Statutes (F.S.), and Rule 25-22.006, Florida Administrative Code (F.A.C.), Gulf Power Company (Gulf) filed its Second Request for Extension of Confidential Classification of documents contained in Audit No. 2016-295-1-1. Specifically, GULF seeks extended confidential classification of Document Nos. 00987-2017 and 00182-2017.

Request for Confidential Classification

Gulf's original request for confidential treatment of information was granted by Order No. PSC-2017-0082-CFO-EI, issued on March 2, 2017. Gulf's first request for extension of confidential treatment was granted by Order No. PSC-2019-0126-CFO-EI, issued on April 11, 2019. Gulf asserts that all of the information that was the subject of Order No. PSC-2017-0082-CFO-EI and Order No. PSC-2019-0126-CFO-EI warrants continued treatment as proprietary and confidential business information.

Gulf contends that Document Nos. 00987-2017 and 00182-2017 contain certain information that constitutes "proprietary confidential business information" entitled to protection under Section 366.093, F.S., and Rule 25-22.006, F.A.C. Gulf states that this information is intended to be and is treated by Gulf as private and has not been publicly disclosed.

Gulf further contends that Document Nos. 00987-2017 and 00182-2017 contain information concerning internal auditing controls and reports on internal auditors and asserts that this information is protected by Section 366.093(3)(b), F.S. Additionally, Gulf asserts the documents contain information concerning contractual data, that the disclosure of which would impair the efforts of the public utility or its affiliates to contract for goods of services on favorable terms, and that this information is protected by Section 366.093(3)(d) and (e), F.S.

Ruling

Section 366.093(1), F.S., provides that records the Commission has found to contain proprietary business information shall be kept confidential and shall be exempt from Chapter 119, F.S. Section 366.093(3), F.S., defines proprietary confidential business information as information that is intended to be and is treated by the company as private, in that disclosure of the information would cause harm to the company's ratepayers or business operations, and has