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December 22, 2021

**VIA HAND DELIVERY**

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

**REDACTED**

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**Re: Docket No. 20200241-EI,  
Petition by Gulf Power Company for Limited Proceeding for  
Recovery of Incremental Storm Restoration Costs Related to  
Hurricane Sally**

Dear Ms. Christensen:

I enclose for filing in the above docket Gulf Power Company's ("Gulf") Request for Confidential Classification of Information identified in Office of Public Counsel's First Set of Interrogatories and First Request for Production of Documents in this docket. The Request includes Exhibits A, B (two copies), C and D

Exhibit A consists of the documents containing confidential information, wherein all information asserted by Gulf to be confidential has been highlighted. Exhibit B is an edited version of Exhibit A, in which the information Gulf asserts is confidential has been redacted. Exhibit C is a justification table in support of Gulf's Request for Confidential Classification. Exhibit D contains the declarations in support of Gulf's Request. In accordance with Rule 25-22.006(3)(d), Gulf requests confidential treatment of the information in Exhibit A pending disposition of Gulf's Request for Confidential Classification.

Please contact me if you have any questions regarding this filing at (561) 691-7108 or jason.higginbotham@Gulf.com.

Sincerely,

/s/ Jason A. Higginbotham  
Jason A. Higginbotham

Enclosure

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Petition by Gulf Power Company for  
Limited Proceeding for Recovery of Incremental  
Storm Restoration Costs Related to Hurricane  
Sally

Docket No: 20200241-EI

Date: December 22, 2021

**GULF POWER COMPANY'S REQUEST  
FOR CONFIDENTIAL CLASSIFICATION OF INFORMATION  
IDENTIFIED IN OFFICE OF PUBLIC COUNSEL'S  
FIRST SET OF INTERROGATORIES AND FIRST REQUEST FOR PRODUCTION OF  
DOCUMENTS**

Pursuant to Section 366.093, Florida Statutes ("F.S."), and Rule 25-22.006, Florida Administrative Code ("F.A.C."), Gulf Power Company ("Gulf") hereby requests confidential classification of certain documents and information specified in the Office of Public Counsel's ("OPC") First Set of Interrogatories and First Request for Production of Documents ("POD"), which were served on Gulf in this docket on December 15, 2021.

1. This Request is being filed in accordance with Rule 25-22.006, F.A.C., in order to request confidential classification of certain information related to Gulf's Hurricane Sally storm costs. Specifically, Gulf seeks confidential classification of the information specified in OPC Interrogatory Nos. 9 and 15, and POD No. 40, which contain specific names of vendors and dollar amounts taken from invoices associated with costs incurred during Gulf's Hurricane Sally storm restoration (together, the "Confidential Documents").

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

- a. Exhibit A consists of a copy of the Confidential Documents, wherein all the information asserted by Gulf to be confidential is highlighted.
- b. Exhibit B is an edited version of Exhibit A, in which the information Gulf asserts is confidential has been redacted.

- c. Exhibit C is a table that identifies the information in Exhibit A, references the specific statutory basis for the claim of confidentiality, and identifies the Declarant who supports the requested classification.
- d. Exhibit D is the written declaration of Clare Gerard in support of this Request.

3. Gulf submits that the information in Exhibit A is proprietary and confidential business information, and its disclosure would cause harm to Gulf and its customers. Pursuant to Section 366.093, F.S. such materials are entitled to confidential treatment and are exempt from the disclosure provisions of the applicable public records laws. Thus, once the Commission determines that the information in question is proprietary confidential business information, the Commission is not required to engage in any further analysis or review such as weighing the harm of disclosure against the public interest in access to the information.

4. As described in the declarations in Exhibit D, the confidential business information includes information relating to bids or other contractual data, the disclosure of which would impair the efforts of the public utility or its affiliates to contract for goods or services on favorable terms. Specifically, the information contains the names of vendors and dollar amounts taken from invoices associated with costs incurred by Gulf during its Hurricane Sally restoration efforts. This information is protected by Section 366.093(3) (d), F.S.

5. Upon a finding by the Commission that the information contained in the Confidential Documents 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, Florida Power & Light Company respectfully requests that its Request for Confidential Classification be granted.

Respectfully submitted this 22<sup>nd</sup> day of December 2021.

Jason A. Higginbotham  
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Florida Power & Light Company  
700 Universe Boulevard  
Juno Beach, FL 33408  
Telephone: (561) 691-7108  
Facsimile: (561) 691-7135

By: /s/ Jason A. Higginbotham  
Jason A. Higginbotham  
Florida Authorized Counsel No. 1017875

**CERTIFICATE OF SERVICE**

**20200241-EI**

**I HEREBY CERTIFY** that a true and correct copy of the foregoing\* has been furnished by electronic mail this 22nd day of December 2021 to the following parties:

Office of Public Counsel  
Richard Gentry  
Patricia A. Christensen  
c/o The Florida Legislature  
111 W. Madison St., Rm 812  
Tallahassee FL 32399-1400  
gentry.richard@leg.state.fl.us  
christensen.patty@leg.state.fl.us  
**Attorneys for the Citizens  
of the State of Florida**

By: /s/ Jason A. Higginbotham  
Jason A. Higginbotham  
Florida Authorized Counsel No. 1017875

\* The exhibits to this Request are not included with the service copies, but copies of Exhibits B, C and D are available upon request.

# **EXHIBIT B**

**REDACTED**

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Petition for limited proceeding for recovery of incremental storm restoration costs related to Hurricane Sally, by Gulf Power Company

DOCKET NO.: 20200241-EI

FILED: December 15, 2021

**CITIZENS' FIRST SET OF INTERROGATORIES  
TO GULF POWER COMPANY (NOS. 1-36)**

Pursuant to § 350.0611(1), F.S., Rule 28-106.206, Fla. Admin. Code, and Rule 1.340, Fla. R. Civ. P., the Citizens of the State of Florida (“Citizens”), through the Office of Public Counsel (“OPC”), propound the following interrogatories to Gulf Power Company (“Gulf” or “Company”), to be answered on or before January 14, 2022. These interrogatories shall be answered under oath by the Company or its agent, who is qualified and who will be identified. As provided by Rule 1.340(a), Florida Rules of Civil Procedure, each interrogatory shall be answered separately and fully in writing under oath unless it is objected to. Each answer shall be signed by the person making it. Please supply the name, address, and relationship to the Company of those persons providing the answers to each of the following interrogatories

To the extent the Company provides documents in response to an interrogatory, Citizens request the Company produce the documents for inspection and copying at the Office of Public Counsel, Claude Pepper Building, 111 West Madison Street, Room 812, Tallahassee, Florida 32399-1400.

**DEFINITIONS**

As used herein, the following words shall have the meanings indicated:

“You”, “your”, “Company” or “Gulf” refers to Gulf Power Company, its employees, consultants, agents, representatives, attorneys of the Company, and any other person or entity action on behalf of the Company. “Parent” means the holding company or parent of the Florida regulated Company. “Affiliate” means the affiliates or sister companies regulated in Florida or which are regulated by, or operate primarily in, another jurisdiction.

“Document” refers to written matter of any kind, regardless of its form, and to information recorded on any storage medium, whether in electrical, optical or electromagnetic form, and capable of reduction to writing by the use of computer hardware and software.

“Identify” means:

- (a) With respect to a person, to state the person's name, address and business relationship (e.g., "employee") to the Company;
- (b) With respect to a document, to state the nature of the document in sufficient detail for identification in a request for production, its date, its author, and to identify its custodian. If the information or document identified is recorded in electrical, optical or electromagnetic form, identification includes a description of the computer hardware or software required to reduce it to readable form.

### INSTRUCTIONS

1. To the extent an interrogatory calls for information which cannot now be precisely and completely furnished, such information as can be furnished should be included in the answer, together with a statement that further information cannot be furnished, and a statement as to the reasons therefore. If you expect to obtain further information between the time answers are served and the time of hearing, you are requested to state this fact in each answer. If the information which cannot now be furnished is believed to be available to another person, identify such other person and the reasons for believing such person has the described information.
2. In the event any interrogatory herein calls for information or documents which you deem to be privileged, in whole or in part, you shall
  - (a) make the claim expressly and specify the grounds relied upon for the claim of privilege,
  - (b) produce the information or documents in redacted form, and
  - (c) to the extent any information or documents are withheld, you shall identify and describe the nature of each document not disclosed and each redacted provision in a manner that will enable other parties to assess the applicability of the privilege or protection.
3. Documents or reports to be identified shall include all documents in your possession, custody and control and all other documents of which you have knowledge. If a document is produced in response to an interrogatory, please produce a copy of the original and all versions that are different in any way from the original, whether by interlineation, receipt stamp or notation. If the Utility does not have possession, custody, or control of the originals of the documents requested, please produce a copy of the version(s) in the possession, custody, or control of the Utility, however, made.



4. Separate answers shall be furnished for each interrogatory, although where the context permits, an interrogatory may be answered by reference to the answer furnished to another interrogatory.
5. For each interrogatory, identify the name, address, telephone number and position of the person responsible for providing the answer.
6. Responsive documents available in an electronic format shall be provided in their native electronic format, unless the parties have reached a specific agreement in advance for production of the documents in a different, agreed-upon format or medium. OPC requests that responses for each production of document request be provided in separate electronic folders that include the documents responsive to the request.
7. Documents should be produced in an OCR (Optical Character Recognition) searchable format.
8. Please provide all responses to these interrogatories that include workpapers, data, calculations and spreadsheets in non-password protected and executable PC-compatible computer program/models/software. Formulae, links, and cells, formatting, metadata and any other original features assisting in calculation should be intact. For example, Excel documents and documents of a similar format shall be produced in their native electronic format, with all spreadsheets, formulas, and links unlocked and intact. To the extent the data requested does not exist in the form requested, please notify the undersigned counsel so that the parties can confer to reach a resolution for timely production.

## INTERROGATORIES

1. Logistics. For Hurricane Sally restoration work, identify and describe all costs that the Company considers logistics costs. In addition, describe the Company's policies for contractors with respect to fueling, meals and lodging while working in-territory on restoration activities.
2. Mobilization/Demobilization. For Hurricane Sally restoration activities, describe in detail the Company policy for determining whether mobilization/demobilization travel time is considered reasonable, why that policy should be considered reasonable, and whether the Company (or any other entity) has performed a study supporting that policy.
3. Mobilization/Demobilization. For Hurricane Sally restoration work, provide a summary of the amount of line contractor costs and the amount of line clearing costs by cost category and by contractor, included in the respective totals requested, that were incurred for mobilization and demobilization. If the information is not available, explain why it is not available and how the Company was able to verify the billing for mobilization and demobilization.
4. Standby. For Hurricane Sally, does the Company have any information that would identify the costs specifically incurred for standby time of line contractors and/or line clearing contractors once mobilized? If not, explain why the Company does not analyze these costs, how the Company mitigates standby time, and how the Company can support the position that all the costs requested are reasonable.
5. Embedded Line Contractors. Provide the amount of annual expense associated with embedded line contractors providing day-to-day service that was included in base rates in effect during 2020. Identify and provide the source of this expense amount, e.g., rate filing schedule and/or workpapers.
6. Embedded Line Contractors. Refer to the summary cost support Excel file included with the Confidential files attached to the November 12, 2021 petition for Hurricane Sally storm cost

recovery entitled “DH-1 Sally 10.2021 Rev3.” Refer further to worksheet tab 4(b) which shows the Company’s ICCA calculation pertaining to line clearing costs. Provide the same type of calculation in similar format associated with embedded line contractors providing day-to-day service for each of the years 2017-2020, excluding any costs that were capitalized or deferred and included in storm recovery requests in unlocked format.

7. Materials and Supplies. Provide the amount of annual expense associated with materials and supplies that was included in base rates in effect during 2020. Identify and provide the source of this expense amount, e.g., rate filing schedule and/or workpapers.
  
8. Materials and Supplies. Refer to the summary cost support Excel file included with the Confidential files attached to the November 12, 2021 petition for Hurricane Sally storm cost recovery entitled “DH-1 Sally 10.2021 Rev3.” Refer further to worksheet tab 4(b) which shows the Company’s ICCA calculation pertaining to line clearing costs. Provide the same type of calculation in similar format associated with materials and supplies for each of the years 2017-2020, excluding any costs that were capitalized or deferred and included in storm recovery requests in unlocked format.
  
9. Line Contractors. Refer to the Confidential Excel flat files provided as part of the Company’s November 12, 2021 filing. Refer also to the Confidential summary cost support Excel file provided with the filing entitled “DH-1 Sally 10.2021 Rev3.” Refer further to worksheet tab 1(c) which provides the summary of all contractor costs (excluding line clearing costs). For each of the contractors and invoice related amounts listed below and listed by Excel cell reference, there were additional invoices processed for contractors that had costs summarized by Excel flat files but not associated with the Excel flat files provided.

| <u>Contractor</u> | <u>Cost Amount</u> | <u>Cell Reference</u> |
|-------------------|--------------------|-----------------------|
|                   |                    | J237                  |
|                   |                    | J239                  |
|                   |                    | J240                  |
|                   |                    | J241                  |
|                   |                    | J249                  |
|                   |                    | J250                  |
|                   |                    | J265                  |
|                   |                    | J273                  |
|                   |                    | J275                  |
|                   |                    | J293                  |
|                   |                    | J294                  |
|                   |                    | J295                  |
|                   |                    | J296                  |
|                   |                    | J297                  |
|                   |                    | J299                  |
|                   |                    | J300                  |
|                   |                    | J307                  |
|                   |                    | J347                  |
|                   |                    | J361                  |
|                   |                    | J362                  |
|                   |                    | J364                  |
|                   |                    | J372                  |
|                   |                    | J373                  |
|                   |                    | J374                  |

- a. Explain why there was not an Excel flat file provided for each of these additional invoice related amounts for the various contractors.
  
- b. Explain the verification process for these invoice related amounts compared to the Excel flat file verification process described in testimony.
  
- c. For the invoice costs associated with Burfords Tree Inc. and Wright Tree Service Inc. above, explain why those costs were not included with the line clearing costs summarized in worksheet tab 1(d).

10. Line Contractors. Refer to the Confidential Excel flat files pertaining to all line contractors provided as part of the Company's filing. Refer further to the hourly rates for each employee that were standard for each employee and not differentiated by position.
  - a. Explain all reasons why the line contractor vendors were allowed to charge one hourly rate for all its contractors that was not differentiated on the contractor employee positions and/or the level of expertise of the individual contractor employee (e.g. foreman vs apprentice).
  - b. Describe the derivation of the individual hourly rates for the line contractor vendors. In your description, include a discussion of equipment charges and any other overhead components that may be included in the hourly rates.
11. Line Contractors. Refer to the Confidential Excel flat files pertaining to all line contractors provided as part of the Company's filing. Refer further to the hourly rates charged by the contractors. Explain all reasons why most of the line contractors were allowed to charge higher hourly rates for mobilization/demobilization than for actual restoration and follow-up work.
12. Line Contractors. Explain what measures the Company takes to determine that line contractor rates are reasonable and comparable from contractor to contractor.
13. Line Contractors. Has the Company performed any analysis of line contractor rates charged to other utilities in Florida or elsewhere that would allow the Company to determine whether rates it agreed to for Hurricane Sally restoration work are reasonable and/or comparable to rates other utilities are being charged under the similar emergency conditions? If not, explain why not and whether the Company would consider that information important.
14. Contractor Rates. Describe any differences in contractor rates (line contractors and/or vegetation management contractors) that depend on whether the contractor is performing embedded and/or day-to-day services or performing storm restoration services and/or that depend on the type of storm restoration services, e.g., the intensity of the storm. Cite to relevant contract provisions.

15. Logistics. Refer to the Confidential summary cost support Excel file provided with the filing entitled “DH-1 Sally 10.2021 Rev3.” Refer further to worksheet tab 1(g) which provides the summary of all logistics costs by vendor and then further to cell reference C38, which includes provides an invoice related amount of [REDACTED] for [REDACTED]. Explain why this amount from a line contractor is included as a logistics costs.
16. Capitalized Cost. Refer to the Confidential summary cost support Excel file provided with the filing entitled “DH-1 Sally 10.2021 Rev3” and further to worksheet tab 2(a) which shows the summary of Capitalized Cost associated with Hurricane Sally and reflects a distinction between “PD Restoration” capitalization and “PD Follow-up” capitalization. Define the acronym “PD” and describe in detail the distinction between the two and indicate the applicable dates for which costs were capitalized for each.
17. Restoration vs Follow-Up. Provide an explanation for costs included in the Company’s request broken down between “restoration” costs and “follow-up” costs. If the costs are distinguished by date of incurrence, explain.
18. Line Clearing. For Hurricane Sally restoration work, provide a summary, by vendor, showing the date line clearing crews were mobilized, the number of crews mobilized, and the date the crews were demobilized. If line clearing crews were released to another utility, please state which utility and date released. If the crew was released to home, please indicate as such.
19. Line Contractors. For Hurricane Sally restoration work, provide a summary, by vendor, showing the date line contractor crews were mobilized, the origin city of each crew, the number of crews mobilized, and the date the crews were demobilized. If crews were released to another Utility, please note the date and utility the crew was released to. If the crew was released to home, please indicate as such.
20. Other. Refer to the Confidential summary cost support Excel file provided with the filing entitled “DH-1 Sally 10.2021 Rev3” and further to worksheet tabs 1(h) and GL Detail which show a summary breakdown of ‘other costs’ associated with Hurricane Sally. Explain what

type of costs are included in the 'other costs' requested in this docket and explain all reasons why costs were recorded in months after September/October 2020 and through at least July 2021.

21. Other. Refer to the Confidential summary cost support Excel file provided with the filing entitled "DH-1 Sally 10.2021 Rev3" and further to worksheet tab AP Detail which shows a large number of invoices recorded for Allegis Group Services Inc. that were recorded in months after September/October 2020 and through at least June 2021. Describe what these costs represent and why they are appropriate for storm cost recovery.
22. Other. Refer to the Confidential summary cost support Excel file provided with the filing entitled "DH-1 Sally 10.2021 Rev3" and further to worksheet tab AP Detail which shows a large number of invoices recorded for Robert Half International Inc. that were recorded in months after September/October 2020 and through at least June 2021. Describe what these costs represent and why they are appropriate for storm cost recovery.
23. Other. Refer to the Confidential summary cost support Excel file provided with the filing entitled "DH-1 Sally 10.2021 Rev3" and further to worksheet tab AP Detail which shows a large number of invoices recorded for CBRE, Inc. that were recorded in months after September/October 2020 and through at least June 2021. Describe what these costs represent and why they are appropriate for storm cost recovery.
24. Other. Refer to the Confidential summary cost support Excel file provided with the filing entitled "DH-1 Sally 10.2021 Rev3" and further to worksheet tab AP Detail which shows a large number of invoices recorded for KForce that were recorded in months after September/October 2020 and through at least June 2021. Describe what these costs represent and why they are appropriate for storm cost recovery.
25. Non-incremental Costs. For Hurricane Sally restoration work and for each of the ICCA amounts reflected on Exhibit DH-1(Sally), provide an explanation as to why the cost categories selected were utilized and why other cost categories such as contractor costs and materials and supplies were not selected in the determination of non-incremental costs.

26. Non-incremental Costs. Refer to the Confidential summary cost support Excel file provided with the filing entitled “DH-1 Sally 10.2021 Rev3” and further to worksheet tab 4(b) which provides the ICCA adjustment calculations for line clearing costs. Refer further to Excel cells H13 through J16, which shows an allocation of October 2020 vegetation management costs between Hurricanes Sally and Zeta. Explain this calculation of the data used to compute the allocation percentages between the two storms.
27. Non-incremental Costs. Refer to the Confidential summary cost support Excel file provided with the filing entitled “DH-1 Sally 10.2021 Rev3” and further to worksheet tab 1(h) which indicates that affiliate payroll costs of approximately \$8.723 million were included in the Company’s request. Refer further to worksheet tab GL Detail which shows the affiliate labor costs by source and date.
- a. Indicate whether an ICCA determination was made in regards to affiliate labor costs.
  - b. If such an ICCA determination was made in regards to affiliate labor costs, explain in detail how it was done.
  - c. If no such ICCA determination was made in regards to affiliate labor costs, explain all reasons why not.
  - d. Of the approximately \$8.723 million for affiliate costs, describe all amounts subsequently removed for capitalized amounts, ICCA adjustments, and for any other reasons.
  - e. Explain all reasons why affiliate payroll costs were recorded in months after September/October 2020 and through at least July 2021. In addition, describe to what extent these amounts subsequent to September/October 2020 were removed as part of the ICCA adjustment. Provide the response for costs associated with each separate affiliate.
28. Overhead Costs. If an overhead rate was used for benefits and other related costs for any payroll related to Hurricane Sally restoration work, provide a summary of costs, the



corresponding overhead rate(s), a description of how the rate(s) was (were) determined, and the calculation of each such rate.

29. Payroll. Refer to the Confidential summary cost support Excel file provided with the filing entitled "DH-1 Sally 10.2021 Rev3" and further to worksheet tab 1(a) which shows a summary breakdown of payroll costs associated with Hurricane Sally. Explain all reasons why payroll costs, both regular and overtime, were recorded in months after September/October 2020 and through at least May 2021. In addition, describe to what extent these amounts subsequent to September/October 2020 were removed as part of the ICCA adjustment.
30. Payroll. Provide the amount of straight time payroll included in O&M expense in each of the years 2017-2020 and provide the amount of straight time payroll charged to storm costs in each of the years 2017-2020.
31. Payroll. Provide the amount of overtime payroll included in O&M expense in each of the years 2017-2020 and provide the amount of overtime payroll charged to storm costs in each of the years 2017-2020.
32. Payroll. Provide the straight time transmission payroll expense and straight time distribution payroll expense included in the base rates that were in effect during 2020 (based on the Company's last base rate proceeding). In addition, provide the percentage of straight time transmission payroll costs charged to expense in the last base rate proceeding and the percentage of straight time distribution payroll costs charged to expense in the last base rate proceeding. Identify and provide the source of these expense amounts and the percentages, e.g., rate filing schedule and/or workpapers.
33. Payroll. Provide the overtime transmission payroll expense and overtime distribution payroll expense included in the base rates that were in effect during 2020 based on the Company's last base rate proceeding. In addition, provide the percentage of overtime transmission payroll costs charged to expense and the percentage of overtime distribution payroll costs charged to expense in the last base rate proceeding. Identify and provide the

source of these expense amounts and the percentages, e.g., rate filing schedule and/or workpapers.

34. Payroll. Refer to the Confidential summary cost support Excel file provided with the filing entitled “DH-1 Sally 10.2021 Rev3” and further to worksheet tab 4(a) which shows the calculation of incremental payroll expense. Explain how the incremental and non-incremental amounts were determined.
35. Palms Insurance Reimbursement. Refer to the Confidential summary cost support Excel file provided with the filing entitled “DH-1 Sally 10.2021 Rev3” and further to worksheet tab 3(a) which shows the allocation of the Palms insurance reimbursement. Explain how the percentage allocations between capital and O&M expense were determined.
36. Palms Insurance Reimbursements. Refer to the Confidential summary cost support Excel file provided with the filing entitled “DH-1 Sally 10.2021 Rev3” and further to worksheet tab 3(a) which shows the allocation of the Palms insurance reimbursement. Indicate the amount of the actual settlement payment and whether it was any different than the claim amount. If it was different by the amount in column K described as O&M non-incremental, explain.

Respectfully submitted,

Richard Gentry  
Public Counsel

/s/Patricia A. Christensen  
Patricia A. Christensen  
Associate Public Counsel

Office of Public Counsel  
c/o The Florida Legislature  
111 West Madison Street  
Room 812  
Tallahassee, FL 32399-1400

Attorneys for the Citizens  
of the State of Florida

**CERTIFICATE OF SERVICE**

**Docket No. 20200241-EI**

**I HEREBY CERTIFY** that a true and correct copy of the foregoing has been furnished by electronic mail on this 15<sup>th</sup> day of December 2021, to the following:

Kenneth M. Rubin  
Jason A. Higginbotham  
Florida Power & Light Company  
700 Universe Boulevard  
Juno Beach FL 33408  
ken.rubin@fpl.com  
jason.higginbotham@fpl.com

/s/ Patricia A. Christensen  
Patricia A. Christensen  
Associate Public Counsel

**AFFIDAVIT**

STATE OF FLORIDA)

COUNTY OF \_\_\_\_\_)

I hereby certify that on this \_\_\_\_\_ day of \_\_\_\_\_, 2021, before me, an officer duly authorized in the State and County aforesaid to take acknowledgments, personally appeared \_\_\_\_\_, who is personally known to me, and he/she acknowledged before me that he/she provided the answers to interrogatory number(s) \_\_\_\_\_ from in CITIZENS FIRST SET OF INTERROGATORIES (NOS. 1-36) to GULF POWER COMPANY, in Docket No. 20200241-EI, and that the responses are true and correct based on his/her personal knowledge.

In Witness Whereof, I have hereunto set my hand and seal in the State and County aforesaid as of this \_\_\_\_\_ day of \_\_\_\_\_, 2021.

\_\_\_\_\_  
Notary Public  
State of Florida, at Large

My Commission Expires:  
\_\_\_\_\_

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Petition for limited proceeding for recovery of incremental storm restoration costs related to Hurricane Sally, by Gulf Power Company

DOCKET NO.: 20200241-EI

FILED: December 15, 2021

**CITIZENS' SECOND REQUEST FOR PRODUCTION OF DOCUMENTS  
TO GULF POWER COMPANY (NOS. 7-43)**

Pursuant to § 350.0611(1), F.S., Rule 28-106.206, Fla. Admin. Code, and Rule 1.350, Fla. R. Civ. P., the Citizens of the State of Florida, through the Office of Public Counsel, request Gulf Power Company (Gulf or Company) to produce the following documents for inspection and copying at the Office of Public Counsel, Claude Pepper Building, 111 West Madison Street, Room 812, Tallahassee, Florida 32399-1400, or at such other mutually agreed place, on or before January 14, 2022. **In lieu of hard copy responses, OPC requests that the Company provide the responses electronically as described below in the Instructions.**

**DEFINITIONS**

As used herein, the following words shall have the meanings indicated:

“You”, “your”, “Company” or “Gulf” refers to Gulf Power Company, its employees, consultants, agents, representatives, attorneys of the Company, and any other person or entity acting on behalf of the Company. “Parent” means the holding company or parent of the Florida regulated Company. “Affiliate” means the affiliate or sister companies regulated in Florida or which are regulated by, or operate primarily in, another jurisdiction.

“Document” refers to written matter of any kind, regardless of its form, and to information recorded on any storage medium, whether in electrical, optical or electromagnetic form, and capable of reduction to writing by the use of computer hardware and software. The terms "document" and "documents" are meant to have the broadest possible meaning under applicable law and includes, but is not necessarily limited to, any written, recorded, filmed or graphic matter, whether produced, reproduced, or on paper, e-mail, cards, tapes, film, electronic facsimile, computer storage device or any other media, including, but not limited to, memoranda, notes, minutes, records, photographs, correspondence, communications, telegrams, diaries, bookkeeping

entries, financial statements, tax returns, checks, check stubs, reports, studies, charts, graphs, statements, notebooks, handwritten notes, applications, agreements, books, pamphlets, periodicals, appointment calendars, records and recordings of oral conversations, work papers, and notes, any of which are in your possession, custody, or control.

### INSTRUCTIONS

1. If any document is withheld under any claim to privilege, please furnish a list identifying each document for which privilege is claimed, together with the following information: date, sender, recipients, recipients of copies, subject matter of the document, and the basis upon which such privilege is claimed.
2. Responsive documents available in an electronic format shall be provided in their native electronic format, unless the parties have reached a specific agreement in advance for production of the documents in a different, agreed-upon format or medium. OPC requests that responses for each production of document request be provided in separate electronic folders that include the documents responsive to the request.
3. If you have possession, custody, or control of the original of the documents requested, please produce a copy of the originals and all versions that are different in any way from the original, whether by interlineation, receipt stamp or notation. If you do not have possession, custody, or control of the originals of the documents requested, please produce a copy of the version(s) in your possession, custody, or control, however, made.
4. In providing documents, the Company, is requested to furnish all documents or items in its physical possession or custody, as well as those materials under the physical possession, custody or control of any other person acting or purporting to act on behalf of the Company or any of the employees or representatives, whether as an agent, independent contractor, attorney, consultant, witness, or otherwise, of the Company.

5. Please construe “and” as well as “or” either disjunctively or conjunctively as necessary to bring within the scope of this production of documents any document which might otherwise be constructed to be outside the scope.
6. Please provide all responses that include workpapers, data, calculations and spreadsheets in non-password protected and executable PC-compatible computer program/models/software. Formulae, links, and cells, formatting, metadata and any other original features assisting in calculation should be intact. For example, Excel documents and documents of a similar format shall be produced in their native electronic format, with all spreadsheets, formulas, and links unlocked and intact. To the extent the data requested does not exist in the form requested, please notify the undersigned counsel so that the parties can confer to reach a resolution for timely production.
7. Documents should be produced in an OCR (Optical Character Recognition) searchable format.
8. Pursuant to the Commission’s order establishing procedure, each page of every document produced pursuant to requests for production of documents shall be identified individually through the use of a Bates Stamp or other equivalent method of sequential identification.

### **PRODUCTION OF DOCUMENTS**

7. Travel Log. Refer to the Confidential travel log Excel file entitled “Sally Travel Orders” included with the November 12, 2021 petition for Hurricane Sally storm cost recovery which includes details on approximately 15 different contractor companies. Provide a copy of all other travel logs maintained, with mileage included, to track the travel of all other Gulf Power Company personnel, affiliate company personnel, mutual assistance companies, line contractors, and vegetation management contractors during the storm restoration activities. Please provide this information in searchable and unlocked format.

8. Travel Log. Provide example copies of correspondence with potential mutual assistance companies which indicate the need or lack of need for their services related to Hurricane Sally.
9. Cost Support Workpapers. Refer to the summary cost support Excel file included with the Confidential files attached to the November 12, 2021 petition for Hurricane Sally storm cost recovery entitled "DH-1 Sally 10.2021 Rev3." Provide copies of all workpapers used to support calculations in each of the worksheet tabs not already included in this Excel file in electronic format with all formulas in place. (e.g. workpapers detailing the calculation of capitalized costs depicted in worksheet tab 2(a) and copies of general ledger details related to prior year and 2020 costs utilized in the ICCA calculations.)
10. Contracts. Provide a copy of all contracts between Gulf Power Company and each contractor (line, line clearing, other), other utilities, and/or other vendors, including applicable rate sheets and vendor statement of work, related to Gulf Power's response to Hurricane Sally and/or the related restoration work in searchable and unlocked format.
11. Invoice Support. Provide a copy of all invoices over \$10,000 for each contractor (line, line clearing, and other), other utilities, and/or other vendors (for both capitalized and expensed costs) related to Gulf Power Company's response to Hurricane Sally and/or the related restoration work for which recovery is requested other than those related to the Excel flat files provided with the filing. Please provide this in searchable format.
12. Invoice Support. Refer to the list of invoice generated amounts by contractor found in OPC INTERROGATORY No. 9 representing invoice related amounts from some contractors for which Excel flat files were maintained but not associated with the Excel flat files already provided. Provide copies of those invoices or additional Excel flat files as appropriate, for those vendors in searchable and unlocked format.
13. Employee Expenses. Provide a copy of all expense reports or invoices and supporting documentation for reimbursement of employee expenses that individually exceed \$1,000



related to Gulf Power Company's response to Hurricane Sally and/or the related restoration work for which recovery is requested in searchable and unlocked format.

14. P-Card Expenses. Provide a copy of all supporting documentation for any P-Card (purchase card) and/or credit card charges that exceed \$1,000 for any employee related to Gulf Power Company's response to Hurricane Sally and/or the related restoration work for which recovery is requested in searchable format.
15. Mutual Assistance. Refer to the summary cost support Excel file included with the Confidential files attached to the November 12, 2021 petition for Hurricane Sally storm cost recovery entitled "DH-1 Sally 10.2021 Rev3." Provide a list of all invoices for each mutual assistance company for which storm recovery costs were included. In addition, cite to the worksheet tab(s) included in the Excel file that details this information.
16. Insurance Claim. Provide copies of the Palm insurance claim and final settlement in searchable format.
17. Preparedness Plan. Refer to the Direct Testimony of Mr. Spoor starting at 5 related to Gulf Power Company's "emergency preparedness plan and restoration process." Provide copies of all policies and procedures and other "key components of the plan" related to the "emergency preparedness plan and restoration process."
18. Preparedness Plan. Refer to the Direct Testimony of Mr. Spoor starting at 13 related to Gulf Power Company's utilization of "FPL's storm damage model to forecast system damage and hours of work required to restore service." Provide copies of all policies and procedures related to this model, a detailed description of all key inputs into the model, and a description of how the model changes to account for increases in storm hardening activities.
19. Incremental Costs and Capitalized Costs. Provide a copy of all storm *accounting* policies and procedures, including all specific storm *accounting* communications to employees

and/or vendors that address the *accounting* for Hurricane Sally costs and/or the calculation of incremental costs and capitalized costs.

20. Incremental Costs and Capitalized Costs. Provide a copy of all accounting policies and procedures, including, but not limited to, all specific storm accounting policies and procedures, if any, that address the capitalization of costs to CWIP and/or plant accounts versus expensing of costs.
21. Incremental Costs and Capitalized Costs. Refer to the Direct Testimony of Mr. Hughes at 12. Provide a copy of all accounting policies and procedures, including, but not limited to, all specific storm accounting policies and procedures, if any, that address Gulf Power Company's use of "a blended simple average internal employee and contractor hourly rate, under non-storm conditions, in its calculation of capital costs for Hurricane Sally."
22. Procurement. Provide a copy of all storm *procurement* policies and procedures, including, but not limited to, all specific storm *procurement* communications to employees and/or vendors that address the *procurement* of resources related to Gulf Power Company's response to Hurricane Sally and/or the related restoration work.
23. Mobilization/Demobilization. Please provide all receipts to accompany travel logs for fuel, lodging, meals, etc., during mobilization and demobilization in searchable and unlocked format. (note: this is for invoices exceeding \$10,000.)
24. Mobilization/Demobilization. Provide a copy of all documentation that details each of the service territories into which crews were mobilized and the service territories in which Hurricane Sally damage occurred, including dates of all damages.
25. Mobilization/Demobilization. Provide a copy of all documentation that details each of the service territories into which crews were mobilized that did not sustain damages from Hurricane Sally.
26. Mobilization/Demobilization. Provide all documents related to any analysis performed by, on behalf of, or at the direction of the Company that identifies the amount of mobilization or

demobilization time billed, and the amount of mobilization or demobilization time paid, and that supports the reasonableness of these hours and costs incurred to respond to Hurricane Sally and/or the related restoration work.

27. Standby. Provide a copy of all documents related to any analysis performed by, on behalf of, or at the direction of the Company that identifies the amount of standby time billed and the amount of standby time paid, and that supports the fact that such costs were reasonable related to Gulf Power Company's response to Hurricane Sally and/or the related restoration work for which recovery is requested.
28. Standby. Provide Gulf Power Company's listing of current service territories served in Florida in September 2020 as well as a map of those service territories on a state of Florida map.
29. Standby. Provide a copy of all documentation that details each of the service territories into which crews were mobilized and the service territories in which damage occurred, including dates of all damages.
30. Standby. Refer to the Direct Testimony of Mr. Spoor at 22 referring to the 285,000 customers for which Gulf Power Company restored power. Provide copies of all documentation that summarize the number of service restorations by service territory.
31. Storm Hardening Studies. Provide any assessment and/or study performed by, on behalf of, or at the direction of the Company that documents, analyzes, or estimates the amount of storm cost savings the Company was able to achieve because of the storm hardening program work performed prior to Hurricane Sally.
32. Storm Hardening Studies. Provide any assessment and/or study performed by, on behalf of, or at the direction of the Company that documents, analyzes, or identifies the damage that occurred to infrastructure due to Hurricane Sally where storm hardening work had not yet been performed.

33. Contractors. Provide all analyses the Company has that contains a comparison of contractor rates for certain work or types of work, including, but not limited to, the Hurricane Sally restoration work, to assess the reasonableness of the rates charged and costs incurred.
34. Storm Costs. Provide a copy of all reviews and/or analyses of storm costs performed to determine whether charges were appropriate, reasonable, and/or in compliance with contracts related to the response to Hurricane Sally and related restoration work. This includes, but is not limited to, review and/or audit programs and/or procedures, checklists, electronic spreadsheets and file folders documenting the Company's review and/or Internal Audit procedures performed and/or compliance with contract terms and other review criteria. This also includes any third party reviews.
35. Embedded Line Contractors. For the amount of annual expense associated with embedded line contractors providing day-to-day service that was included in base rates in effect during 2020 provide a copy of the source of this expense amount, e.g., rate filing schedule and/or workpapers in searchable and unlocked format.
36. Materials and Supplies. For the amount of annual expense associated with materials and supplies that was included in base rates in effect during 2020, provide a copy of the source of this expense amount, e.g., rate filing schedule and/or workpapers in searchable and unlocked format.
37. Line Contractors. Refer to the Confidential Excel flat files pertaining to all line contractors provided as part of the Company's filing. Refer further to the hourly rates for each employee that were standard for each employee and not differentiated by position:
  - a. Provide copies of examples of correspondence between Gulf Power Company and the contractors in regards to this procedure to charge one rate for all contractor employee positions/level of expertise and that describe how the rates per hour were to be determined in searchable format.

38. Contractor Rates. For any differences in contractor rates (line contractors and/or vegetation management contractors) that depend on whether the contractor is performing embedded and/or day-to-day services or performing storm restoration services and/or that depend on the type of storm restoration services, e.g., the intensity of the storm, provide a copy of those contracts in searchable format.
39. Non-incremental Costs. Refer to the Confidential summary cost support Excel file provided with the filing entitled “DH-1 Sally 10.2021 Rev3” and further to worksheet tab 4(b) which provides the ICCA adjustment calculations for line clearing costs. Refer further to Excel cells H13 through J16, which shows an allocation of October 2020 vegetation management costs between Hurricanes Sally and Zeta. Please provide a copy of the source of these calculations in searchable and unlocked format.
40. Logistics. Refer to the Confidential summary cost support Excel file provided with the filing entitled “DH-1 Sally 10.2021 Rev3.” Refer further to worksheet tab 1(g) which provides the summary of all logistics costs by vendor and then further to cell reference C38, which includes provides an invoice related amount of [REDACTED]. Provide copies of all related invoices in searchable format.
41. Payroll. For the straight time transmission payroll expense and straight time distribution payroll expense included in the base rates that were in effect during 2020 (based on the Company’s last base rate proceeding) and the percentage of straight time transmission payroll costs charged to expense in the last base rate proceeding and the percentage of straight time distribution payroll costs charged to expense in the last base rate proceeding, provide a copy of the source of these expense amounts and the percentages, e.g., rate filing schedule and/or workpapers in searchable and unlocked format.
42. Payroll. For the overtime transmission payroll expense and overtime distribution payroll expense included in the base rates that were in effect during 2020 based on the Company’s last base rate proceeding and the percentage of overtime transmission payroll costs charged to expense and the percentage of overtime distribution payroll costs charged to expense in

the last base rate proceeding, provide a copy of the source of these expense amounts and the percentages, e.g., rate filing schedule and/or workpapers in searchable and unlocked format.

43. Palms Insurance Reimbursement. Refer to the Confidential summary cost support Excel file provided with the filing entitled “DH-1 Sally 10.2021 Rev3” and further to worksheet tab 3(a) which shows the allocation of the Palms insurance reimbursement, provide all electronic workpapers as appropriate, with all formulas intact, in searchable and unlocked format.

Respectfully Submitted,

Richard Gentry  
Public Counsel

*/s/Patricia A. Christensen*  
Patricia A. Christensen  
Associate Public Counsel

Office of Public Counsel  
c/o The Florida Legislature  
111 West Madison Street  
Room 812  
Tallahassee, FL 32399-1400

Attorneys for the Citizens  
of the State of Florida

**CERTIFICATE OF SERVICE**  
**Docket No. 20200241-EI**

I **HEREBY CERTIFY** that a true and correct copy of the foregoing has been furnished by electronic mail on this 15<sup>th</sup> day of December 2021, to the following:

Kenneth M. Rubin/Jason A.  
Higginbotham  
Florida Power & Light Company  
700 Universe Boulevard  
Juno Beach FL 33408  
[ken.rubin@fpl.com](mailto:ken.rubin@fpl.com)  
[jason.higginbotham@fpl.com](mailto:jason.higginbotham@fpl.com)

**/s/ Patricia A. Christensen**  
Patricia A. Christensen  
Associate Public Counsel

# **EXHIBIT C**

## **JUSTIFICATION TABLE**



**EXHIBIT C**

**COMPANY:** Gulf Power Company  
**TITLE:** Petition for Limited Proceeding for Recovery of Incremental Storm Restoration Costs Related to Hurricane Sally, By Gulf Power Company.  
**DOCKET NO:** 20200241  
**DATE:** June 21, 2021

| <b>Int/POD No.</b> | <b>Begin Bates Number</b> | <b>End Bates Number</b> | <b>Description</b>                | <b>Page No.</b> | <b>Line Nos.</b> | <b>Florida Statute 366.093 (3) Subsection</b> | <b>Declarant</b> |
|--------------------|---------------------------|-------------------------|-----------------------------------|-----------------|------------------|---|------------------|
| OPC INT 9          | 000292                    | 000292                  | Vendors' Names and Dollar Amounts | 6               | 1-25             | (d)   | Clare Gerard     |
| OPC INT 15         | 000294                    | 000294                  | Vendors' Names and Dollar Amounts | 8               | 2                | (d)   | Clare Gerard     |
| OPC POD 40         | 000309                    | 000309                  | Vendors' Names and Dollar Amounts | 9               | 4-5              | (d)   | Clare Gerard     |

# **EXHIBIT D**

# **DECLARATIONS**

EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by Gulf Power Company  
for Limited Proceeding for Recovery of  
Incremental Storm Restoration Costs  
Related to Hurricane Sally

Docket No: 20200241EI

DECLARATION OF CLARE GERARD

1. My name is Clare Gerard. I am currently employed by NextEra Energy Marketing, LLC., a subsidiary of NextEra Energy, Inc., as the Vice President of Risk and Credit Exposure Management. I have personal knowledge of the matters stated in this declaration.

2. I have reviewed the documents and information included in Exhibit A to Gulf Power Company's ("Gulf's") Request for Confidential Classification, for which I am listed as the declarant on Exhibit C. The documents and files that I have reviewed, and which are asserted by Gulf to be proprietary confidential business information contain information concerning bids or other contractual data, the disclosure of which would impair the efforts of Gulf to contract for goods or services on favorable terms. Specifically, the information contains vendor names and dollar amounts taken from invoices paid by Gulf for costs incurred during its Hurricane Sally restoration efforts. 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 in it are true to the best of my knowledge and belief.



Clare Gerard

Date: 12.22.21