

ORIGINAL



June 9, 1999

Ms. Blanca S. Bayo, Director  
Division of Records and Reporting  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee FL 32399-0870

Dear Ms. Bayo:

RE: Docket No. 990325-EI

Enclosed for filing are an original and fifteen copies of Gulf Power Company's Request for Confidential Classification in regards to the Late-Filed Exhibit Nos. 1, 2, and 4 from the deposition of William F. Pope.

Sincerely,

Susan D. Ritenour  
Assistant Secretary and Assistant Treasurer

lw

Enclosures

cc: Beggs and Lane  
Jeffrey A. Stone, Esquire  
Hopping Green Sams & Smith  
Richard D. Melson, Esquire

DOCUMENT NUMBER-DATE

~~07145~~ JUN 11 99

FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition of Gulf Power Company )  
to determine need for proposed )  
electrical power plant in Bay County )  
\_\_\_\_\_ )

Docket No. 990325-EI

Certificate of Service

I HEREBY CERTIFY that a copy of the foregoing has been furnished  
this 11<sup>th</sup> day of June 1999 by U.S. Mail or hand delivery to the following:

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FL Public Service Commission  
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Tallahassee FL 32399-0863

Gail Kamaras  
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850 432-2451  
Attorneys for Gulf Power Company

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition of Gulf Power Company to  
Determine Need for Proposed Electrical  
Power Plant in Bay County, Florida

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Docket No.: 990325-EI  
Filed: June 10, 1999

**REQUEST FOR CONFIDENTIAL CLASSIFICATION**

GULF POWER COMPANY ["Gulf Power", "Gulf", or "the Company"], by and through its undersigned attorney 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 the Late-Filed Exhibit Nos. 1, 2 and 4 from the deposition of William F. Pope. As grounds for this request, the Company states:

1. Gulf filed a Notices of Intent to Request Confidential Classification for the Late-Filed Exhibit Nos. 1, 2 and 4 from the deposition of William F. Pope on May 21, 1999 (Exhibit Nos. 1 and 2) and on May 10, 1999 (Exhibit No. 4). These exhibits contain proprietary confidential business information regarding bids/proposals from RFP respondents and information relating to competitive interests the disclosure of which would cause irreparable harm to Gulf Power Company and the Southern Company, as well as those of the RFP respondents. This information is entitled to confidential classification pursuant to §366.093(3)(d) and (e), Florida Statutes.

2. The Notice of Intent to Request Confidential Classification for Late-Filed Exhibit 4 to the Deposition of William F. Pope was amended on May 18, 1999 to replace the original page 1 with a revised page 1. The amended exhibit is the subject of this request.

3. Submitted as Exhibit "A" is a copy of the late filed exhibits which have highlighted the information for which confidential classification is requested. Exhibit "A" should be treated as confidential pending a ruling on this request. Attached as Exhibit "B" are two (2) edited copies of the responses which may be made available for public review and inspection. Attached as Exhibit "C" to this request is a line-by-line justification for the request for confidential classification.

4. The material for which confidential classification is requested is intended to be, and is treated as, confidential by Gulf Power Company, the Southern Company and those third parties who submitted proposals in response to Gulf's Request for proposals and has not been otherwise publicly disclosed.

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 9 th day of June 1999,

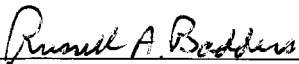
  
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EXHIBIT "C"

**Line-by-Line Justification**

**Page/Line(s)**

Late-Filed Exhibit  
No. 1  
“IRP Fuel  
Assumptions”

Pages 22 - 82 in  
their entirety

**Justification**

This information contains specific fuel price details. This information is entitled to confidential classification pursuant to §366.093(3)(e), Florida Statutes, as information, the public disclosure of which would cause irreparable harm to the competitive interests of Gulf Power. Price and cost information can be utilized by Gulf’s competitors to negatively affect Gulf’s ability to compete in electricity markets. Gulf’s competitors’ specific price and cost information is not publically available which, if Gulf’s cost information is made public, would result in an uneven playing field for Gulf. This information provides not only the price information but the details of Gulf and Southern Company’s process used to develop that information. Thus, Gulf Power Company requests that this information be granted confidential classification pursuant to Section 366.093(3)(e), Florida Statutes.

Late-Filed Exhibit  
No. 2  
(DN 06499-99)

"Transmission  
Study  
Summaries"

Pages 83 - 89

This exhibit contains information regarding transmission planning, costs associated with transmission improvements, and detailed assumptions regarding transmission cost associated with the self-build and RFP process. This information is entitled to confidential classification pursuant to §366.093(3)(e), Florida Statutes, as information, the public disclosure of which would cause irreparable harm to the competitive interests of Gulf Power. Cost information and internal planning documents must not be publically disclosed, as to do so would result in Gulf's competitors being allowed an unfair advantage. Similar information is not publically available for Gulf's competitors thus placing Gulf at a competitive disadvantage in the market for the provision of electricity and in the market for procurement of goods and supplies utilized in the generation, transmission and distribution of electricity. Disclosure of this information may result in Gulf being unable to obtain transmission-related goods and services at the best price possible for its ratepayers since suppliers would tend to target the cost assumptions in Gulf's planning process and would not offer their best price.

Late-Filed Exhibit  
No. 4 as amended

(DN 05938-99)

Pages 91 - 100 in  
their entirety

This information contains specific cost details for Gulf's self-build option and for the RFP respondents proposals. This information is entitled to confidential classification pursuant to §366.093(3)(d) and (e), Florida Statutes, as information regarding bids/proposals from RFP respondents and information relating to competitive interests the disclosure of which would cause irreparable harm to Gulf Power Company and the Southern Company, as well as those of the RFP respondents. Cost information can be utilized by the competitors of Gulf and the RFP respondents to negatively affect their ability to compete in their native markets. Their competitors' specific cost information is not publically available therefore if Gulf's and the RFP Respondents' cost information is made public, an uneven playing field for Gulf and the RFP Respondents would result. The confidentiality of bid/proposal information is specifically provided for in Section 366.093(3). Thus, Gulf Power Company requests that this information be granted confidential classification pursuant to Section 366.093(3)(d) and (e), Florida Statutes.