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November 6, 2013

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

RE: Docket No. 130140-EI

Dear Ms. Cole:

Enclosed for filing in the above referenced docket is Gulf Power Company's Request for Confidential Classification pertaining to Schedule 1, Exhibit PCC-2 attached to the rebuttal testimony of Gulf Power Company's witness P. Chris Caldwell. Enclosed is a copy of Gulf Power's Request for Confidential Classification and Exhibit "A" which is a justification for confidential treatment of the Confidential Information in Microsoft Word format as prepared on a Windows based system.

Sincerely,

Robert L. McGee, Jr.

md

Enclosures

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

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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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

Docket No.: 130140-EI  
Date: November 6, 2013

**GULF POWER COMPANY'S  
REQUEST FOR CONFIDENTIAL CLASSIFICATION  
AND MOTION FOR TEMPORARY PROTECTIVE ORDER**

Gulf Power Company ("Gulf Power" or "the Company"), pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, hereby requests confidential classification of certain portions of the rebuttal testimony of Gulf Power witness P. Chris Caldwell filed on November 6, 2013. Confidential portions of Mr. Caldwell's testimony have been segregated and placed within the accompanying envelope bearing the label "CONFIDENTIAL" ("Confidential Information"). The contents of this envelope should be treated as confidential.

**Description of the Document(s)**

The Confidential Information relates to Gulf Power's transmission system and multiple planned transmission projects. This information is contained within Schedule 1 of Exhibit PCC-2 to Mr. Caldwell's testimony. The Confidential Information is identified with specificity on Exhibit "A" to this Request. In support of this request, the Company states:

1. Subsection 366.093(1), Florida Statutes, provides that any records "found by the Commission to be propriety confidential business information shall be kept confidential and shall be exempt from s. 119.07(1), Florida Statutes [requiring disclosure under the Public Records Act]." Proprietary confidential business information includes, but is not limited to "[i]nformation concerning . . . 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." §

366.093(3)(d), Florida Statutes. Proprietary confidential business information also includes “[i]nformation relating to competitive interests, the disclosure of which would impair the competitive business of the provider of the information” and “security measures, systems, or procedures.” § 366.093(3)(c) and (e), Florida Statutes. The Confidential Information that is the subject of this request and motion falls within the statutory categories and, thus, constitutes proprietary confidential business information entitled to protection under Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code.

2. Attached hereto as Exhibit "A" is a justification for confidential treatment of the Confidential Information.

3. Attached hereto as Exhibit "B" are two public versions of the Document(s) with the Confidential Information redacted, unless previously filed as indicated.

4. The Confidential Information is intended to be and is treated by Gulf Power as private and, to this attorney’s knowledge, has not been publicly disclosed.

5. For the same reasons set forth herein in support of its request for confidential classification, Gulf Power also moves the Commission for entry of a temporary protective order pursuant to Rule 25-22.006(6)(c), Florida Administrative Code, protecting the Confidential Information from public disclosure.

#### **Requested Duration of Confidential Classification**

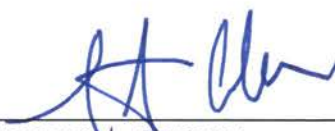
6. Gulf Power requests that the Confidential Information be treated by the Commission as confidential proprietary business information for at least the 18 month period prescribed in Rule 25-22.006(9)(a), Florida Administrative Code. If, and to the extent that the Company is in need of confidential classification of the Confidential Information beyond the 18

month period set forth in the Commission rule, the justification and grounds for such extended confidential treatment are set forth in Exhibit "C" to this request and motion.

WHEREFORE, Gulf Power Company respectfully requests that the Confidential Information that is the subject of this request and motion be accorded confidential classification for the reasons set forth herein and for a minimum period of 18 months, subject to any request for a longer period of confidential classification as may be set forth in Exhibit "C" to this request and motion. The company further moves for the entry of a temporary protective order pursuant to Rule 25-22.006(6)(c), Florida Administrative Code, protecting the Confidential Information from public disclosure.

DATED this 5<sup>th</sup> day of November, 2013.

Respectfully submitted,



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**Attorneys for Gulf Power Company**



**EXHIBIT "A"**

**JUSTIFICATION FOR CONFIDENTIAL TREATMENT OF  
PORTIONS OF TESTIMONY OF OPC WITNESS CALDWELL**

|  | <u>Page and Exhibit Nos.</u>                                                  | <u>Detailed Description</u>  | <u>Rationale</u> |
|--|-------------------------------------------------------------------------------|------------------------------|------------------|
|  | Schedule 1 of Exhibit PCC-2 "Gulf Power Company Ten Year Transmission Plans." | Confidential in its entirety | (1)              |

- 
- (1) Gulf Power's Ten Year Transmission Plan is a forward looking document which sets forth in great detail potential vulnerabilities in Gulf Power's transmission system along with numerous detailed options for addressing those potential vulnerabilities. The system reliability risks/requirements discussed in this Plan are considered Critical Energy Infrastructure Information as defined by the Federal Energy Regulatory Commission. Disclosure of this non-public information could pose a security risk to Gulf's system and to the bulk electric system as a whole whether through cyber-attack, physical attack or some combination thereof. This information is subject to confidential classification pursuant to section 366.093(3)(c), Florida Statutes. Additionally, premature disclosure of the details surrounding planned equipment purchases and projected capital costs could negatively impact Gulf's ability to obtain favorable pricing with vendors of such equipment. This information is subject to confidential classification pursuant to section 366.093(3)(e), Florida Statutes.

**PUBLIC VERSION(S) OF THE DOCUMENT(S)**

Attached hereto (unless previously filed as may be noted below) are two public versions of the Document(s) with the Confidential Information redacted.

Public Version(s) of the Document(s) attached     X    

Public Version(s) of the Document(s) previously filed on \_\_\_\_\_

**EXHIBIT "B"**

**PUBLIC VERSION(S) OF THE DOCUMENT(S)**

**The files identified on Exhibit "A" to this request are considered confidential  
in their entirety.**

**EXHIBIT "B"**

**PUBLIC VERSION(S) OF THE DOCUMENT(S)**

**The files identified on Exhibit "A" to this request are considered confidential  
in their entirety.**



## **EXHIBIT "C"**

### **REQUESTED DURATION OF CONFIDENTIAL CLASSIFICATION**

Gulf Power requests that the Confidential Information that is the subject of this request be treated as proprietary confidential business information exempt from the Public Records Law for a minimum of 18 months from the date of the order granting such classification. To the extent the company needs confidential protection of the Confidential Information for a period longer than 18 months, the company's justification therefor is set forth below:

n/a

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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

Docket No.: 130140-EI

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing has been furnished by overnight this 6th day of November, 2013:

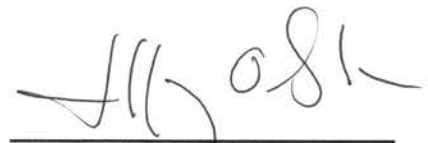
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