

State of Florida



Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850

-M-E-M-O-R-A-N-D-U-M-

DATE: May 4, 2020

TO: Suzanne S. Brownless, Special Counsel, Office of the General Counsel

FROM: Devlin Higgins, Public Utility Analyst IV, Division of Accounting & Finance

RE: CONFIDENTIALITY OF CERTAIN INFORMATION
DOCKET NO: 20200001-EI DOCUMENT NO: 02316-2020
DESCRIPTION: GPC (Badders) - (CONFIDENTIAL) Certain information submitted on Form 423 fuel reports for 1/20, 2/20, and 3/20.

SOURCE: Gulf Power Company

Pursuant to Section 366.093, Florida Statutes (F.S.), and Rule 25-22.006, Florida Administrative Code, Gulf Power Company (Gulf or Company) requests confidential classification of certain information filed in the above referenced-docket, dated April 30, 2020.

The Company is claiming confidentiality of its filing under Section 366.093(3)(d), F.S., and Section 366.093(3)(e), F.S. Per the Statute, propriety of confidential business information includes, but is not limited to: Subsection (d) “[i]nformation concerning 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,” and Subsection (e) “[i]nformation relating to competitive interests, the disclosure of which would impair the competitive business of the provider of the information.”

More specifically, the information at issue relates to claimed proprietary pricing terms for coal commodity and transportation contract pricing. The pricing terms in these contracts are regarded by both Gulf and the counterparties as confidential. This information has historically been granted confidential classification by the Commission.

Staff has reviewed the Company’s confidentiality request. It is staff’s opinion that the information subject to this request meets the criteria for confidentiality contained in Section 366.093(3)(d), F.S. and Section 366.093(3)(e), F.S.