



April 2, 2021

VIA HAND DELIVERY

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

RECEIVED-FPSC
2021 APR -2 PM 3:30
COMMISSION
CLERK

RE: Docket No. 20210001-EI

REDACTED

Dear Mr. Teitzman:

Enclosed is Gulf Power Company's Request for Confidential Classification pertaining to Schedule CCA-5 of Exhibit RLH-1 to the Direct Testimony of Richard L. Hume dated April 2, 2021.

Sincerely,

Richard Hume
Regulatory Issues Manager

md

Enclosures

cc: Gulf Power Company
Russell Badders, Esq., VP & Associate General Counsel

COM _____
AFD 1 EXH B
APA _____
ECO _____
ENG _____
GCL _____
IDM _____
CLK _____

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and purchased power cost
recovery clause and generating performance
incentive factor

Docket No.: 20210001-EI

Date: April 2, 2021

REQUEST FOR CONFIDENTIAL CLASSIFICATION

Gulf Power Company (“Gulf”), pursuant to Rule 25-22.006, Florida Administrative Code (“F.A.C.”) and Section 366.093, Florida Statutes (“F.S.”), hereby requests that the Florida Public Service Commission (“Commission”) enter an order protecting from public disclosure certain information contained in Schedule CCA-5 of Exhibit RLH-1 to the Direct Testimony of Richard L. Hume, dated April 2, 2021 (“Schedule CCA-5”) on behalf of Gulf. In support of this request, Gulf states as follows:

1. On April 2, 2021 Gulf will file with the Commission and serve on all parties of record the Direct Testimony & Exhibits of Richard L. Hume, including Schedule CCA-5. This request is being filed in order to request confidential classification of certain information contained in Schedule CCA-5, consistent with Rule 25-22.006, F.A.C.
2. The following exhibits are attached to and made a part of this Request:
 - a. Exhibit “A” consists of Schedule CCA-5, and all the information that Gulf asserts is entitled to confidential treatment has been highlighted.
 - b. Exhibit “B” is an edited version of Exhibit “A” on which the specific information Gulf asserts is confidential has been blocked out.
 - c. Exhibit “C” is a line-by-line justification table in support of Gulf’s Request for Confidential Classification in which Gulf demonstrates that the information Gulf asserts is confidential qualifies as one of the statutory examples listed in section 364.183(3), 366.093(3), or 367.156(3), F.S.
 - d. Exhibit “D” is the written declaration of Richard L. Hume in support of this Request, which affirms that the information for which Gulf seeks

confidential classification is intended to be and is treated by Gulf as private and has not been disclosed.

3. Gulf submits that a portion of the information contained in Schedule CCA-5 is proprietary confidential business information regarding contractual matters which would cause irreparable harm to Gulf, the entities with whom it has entered into contracts and most importantly to Gulf's customers, if such information was disclosed to the general public. Schedule CCA-5 contains pricing information for capacity purchases between Gulf and various counterparties. The pricing information is regarded by both Gulf and the counterparties as confidential. The pricing, which resulted from negotiations between Gulf and the counterparties, is specific to the individual contracts and is not publicly known. Disclosure of this information would negatively impact Gulf's ability to negotiate pricing favorable to its customers in future capacity contracts. In addition, potential counterparties may refuse to enter into contracts with Gulf, or may charge higher prices, if the price terms are made public. The information is entitled to confidential classification pursuant to section 366.093(3)(d) and (e), F.S.

4. Upon a finding by the Commission that the confidential information contained in Schedule CCA-5 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, Gulf Power Company respectfully requests that the Commission grant Gulf's Request for Confidential Classification and enter an order protecting the information highlighted on Exhibit "A" to this Request from public disclosure.

Respectfully submitted this 2nd day of April 2021.

Russell A. Badders
Vice President & Associate General Counsel
Gulf Power Company
One Energy Place
Pensacola, FL 32520-0100
(850) 444-6550
Russell.Badders@nexteraenergy.com

Jason A. Higginbotham
Senior Attorney
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, FL 33408-0420
(561) 691-7135
Jason.Higginbotham@fpl.com

By: *s/ Jason A. Higginbotham*
Jason A. Higginbotham
Fla. Auth. House Counsel No. 1017875
Attorney for Gulf Power Company

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: **Fuel and Purchased Power Cost**)
Recovery Clause with Generating)
Performance Incentive Factor)

Docket No.: **20210001-EI**

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing was furnished by hand delivery to the Commission Clerk and via electronic mail this 2nd day of April, 2021 to the following:

Florida Public Utilities Company
Florida Division of Chesapeake
Utilities Corp
Mike Cassel, Director
Regulatory and Governmental Affairs
1750 SW 14th Street, Suite 200
Fernandina Beach, FL 32034
mcassel@fpuc.com

PCS Phosphate – White Springs
c/o Stone Mattheis Xenopoulos
& Brew, P.C.
James W. Brew/Laura Baker
Eighth Floor, West Tower
1025 Thomas Jefferson St, NW
Washington, DC 20007
jbrew@smxblaw.com
lwb@smxblaw.com

Duke Energy Florida
Dianne M. Triplett
299 First Avenue North
St. Petersburg, FL 33701
Dianne.triplett@duke-energy.com

Florida Power & Light Company
Maria J. Moncada
David Lee
700 Universe Boulevard (LAW/JB)
Juno Beach, FL 33408-0420
Maria.moncada@fpl.com
David.Lee@fpl.com

Florida Power & Light Company
Kenneth Hoffman
134 West Jefferson Street
Tallahassee, FL 32301
Kenneth.Hoffman@fpl.com

Ausley Law Firm
James D. Beasley
J. Jeffry Wahlen
Malcolm N. Means
Post Office Box 391
Tallahassee, FL 32302
jbeasley@ausley.com
jwahlen@ausley.com
mmeans@ausley.com

Gunster Law Firm
Beth Keating
215 South Monroe Street, Suite 601
Tallahassee, FL 32301-1839
bkeating@gunster.com

Office of Public Counsel
M. Fall-Fry
Patricia A. Christensen
Associate Public Counsel
c/o The Florida Legislature
111 W. Madison Street, Room 812
Tallahassee, FL 32399-1400
Christensen.patty@leg.state.fl.us
fall-fry.mireille@leg.state.fl.us

Duke Energy Florida, Inc.
Matthew R. Bernier
106 East College Avenue,
Suite 800
Tallahassee, FL 32301-7740
Matthew.bernier@duke-energy.com
FLRegulatoryLegal@duke-energy.com

Florida Industrial Power Users Group
c/o Moyle Law Firm
Jon C. Moyle, Jr.
118 North Gadsden Street
Tallahassee, FL 32301
jmoyle@moylelaw.com
mqualls@moylelaw.com

Tampa Electric Company
Ms. Paula K. Brown, Manager
Regulatory Coordination
P. O. Box 111
Tampa, FL 33601-0111
Regdept@tecoenergy.com

Office of the General Counsel
Suzanne Brownless
2540 Shumard Oak Blvd
Tallahassee, FL 32399-0850
sbrownle@psc.state.fl.us

s/ Russell A. Badders

RUSSELL A. BADDERS
VP & Associate General Counsel
Florida Bar No. 007455
Russell.Badders@nexteraenergy.com
Maria Jose Moncada
Senior Attorney
Florida Bar No. 0773301
Maria.Moncada@fpl.com
Gulf Power Company
One Energy Place
Pensacola FL 32520-0100
(850) 444-6550
Attorney for Gulf Power

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and purchased power cost
recovery clause and generating performance
incentive factor

Docket No.: 20210001-EI

Date: April 2, 2021

REQUEST FOR CONFIDENTIAL CLASSIFICATION

EXHIBIT "B"

REDACTED

Gulf Power Company
2020 Capacity Contracts

	(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)	(I)	(J)	(K)	(L)	(M)	
	Term			Contract										
1	Contract/Counterparty	Start	End ⁽¹⁾	Type										
2	Southern Intercompany Interchange	5/1/2007	5 Yr Notice	SES Opco										
3	<u>PPAs</u>													
4	Shell Energy N.A. (U.S.), LP	11/2/2009	5/31/2023	Firm										
5	<u>Other</u>													
6	South Carolina PSA	9/1/2003	-	Other										
7	Macquari	1/1/2020	12/31/2020	Other										
8	REMC Corporation	1/1/2020	2/29/2020	Other										
9	<u>Capacity Costs (\$)</u>	Actual	Actual	Actual	Actual	Actual	Actual	Actual	Actual	Actual	Actual	Actual		
10	Southern Intercompany Interchange	January ⁽²⁾	February ⁽²⁾	March	April	May	June	July	August	September	October ⁽²⁾	November	December ⁽²⁾	Total
11	<u>PPAs</u>													
12	Shell Energy N.A. (U.S.), LP													
13														
14	<u>Other</u>													
15	South Carolina PSA													
16	Macquari													
17	REMC Corporation													
18	Total	7,101,412	7,085,801	7,075,227	7,075,227	7,075,227	7,075,227	7,018,518	7,018,518	7,018,518	7,007,807	7,018,518	6,870,768	84,450,787
19	<u>Capacity MW</u>	Actual	Actual	Actual	Actual	Actual	Actual	Actual	Actual	Actual	Actual	Actual	Actual	
20		January	February	March	April	May	June	July	August	September	October	November	December	
21	Southern Intercompany Interchange													
22	<u>PPAs</u>													
23	Shell Energy N.A. (U.S.), LP													
24														
25	<u>Other</u>													
26	South Carolina PSA													
27	Macquari													
28	REMC Corporation													

29 (1) Unless otherwise noted, contract remains effective unless terminated upon 30 days prior written notice.
30 (2) Southern Intercompany Interchange reserve sharing prior month true up only.

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and purchased power cost
recovery clause and generating performance
incentive factor

Docket No.: 20210001-EI

Date: April 2, 2021

REQUEST FOR CONFIDENTIAL CLASSIFICATION

EXHIBIT "C"

Line-by-Line/Field-by-Field Justification

<u>Line(s)/Field(s)</u>	<u>Justification</u>
Page 36 of 41 Lines 10 and 12, Columns A-M Lines 15 and 17, Columns A-L Page 41 of 41 Lines 21 and 23, Columns A-M Line 26 and 28, Columns A-L	This information is entitled to confidential classification pursuant to §366.093(3) (d) and (e), Florida Statutes. The basis for this information being designated as confidential is more fully set forth in paragraph 1.

EXHIBIT "D"

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and purchased power cost
recovery clause and generating performance
incentive factor

Docket No.: 20210001-EI

Date: April 2, 2021

STATE OF FLORIDA)
) WRITTEN DECLARATION OF RICHRD HUME
COUNTY OF PALM BEACH)

1. My name is Richard Hume. I am currently employed by Gulf Power Company ("Gulf") as Regulatory Issues Manager. I have personal knowledge of the matters stated in this written declaration.

2. I have reviewed the documents and information included in Exhibit "A" to Gulf's Request for Confidential Classification filed this date, for which I am listed as a declarant on Exhibit "C". The documents that I have reviewed and which are asserted by Gulf to be proprietary confidential business information contain or constitute contractual data, and information related to competitive interests, the disclosure of which would impair the competitive business of Gulf, its affiliates and its contractors, vendors and suppliers. Specifically, the documents and exhibits contain the names, rates, quantity, contractual provisions, invoices of our third-party contractors, vendors and suppliers, payments to our contractors, vendors and suppliers, all of which was agreed upon exclusively with these contractors, vendors, and suppliers. Disclosure of this information would impair Gulf's contractor, vendor, and supplier relationships, and impair or negate the commercial interests of Gulf as Gulf negotiates contracts and seeks to obtain contractors, vendors and suppliers. Disclosure of this information would also impair or negate the commercial interests of Gulf's contractors, vendors and suppliers as they negotiate with others for the services they provide. The disclosure of this information will also impact the efforts of Gulf or its affiliates to contract for goods and services on favorable terms in the future, which in turn increases costs to Gulf and its customers. 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 therein are true and to the best of my knowledge and belief.



Richard Hume

Date: _____ April 1, 2021