

**Thornton Williams and Associates**

*Attorneys at Law*

215 South Monroe Street, Suite 600-A  
Tallahassee, FL 32301  
Telephone: (850) 224-3999  
Fax: (850) 224-0099

**ORIGINAL**

October 11, 1999

Ms. Blanca Bayo  
Director of Records and Reporting  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

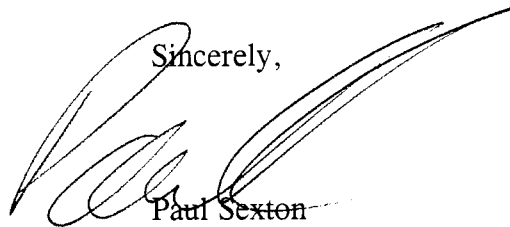
RECEIVED-PPSC  
99 OCT 11 PM 1:48  
RECORDS AND REPORTING

Re: Docket 981890-EU  
Generic Investigation into the Aggregate Electric Utility  
Reserve Margins Planned for Peninsular Florida

Dear Ms. Bayo:

Enclosed, please find the original and seven copies of the Request for Confidential Classification submitted on behalf of the Florida Reliability Coordinating Council, Inc., and the Objection of Florida Reliability Coordinating Council Inc., to Duke Energy North America's First Request for Production.

Sincerely,



Paul Sexton

PS:qs

Enclosure

cc: Ken Wiley  
Parties of Record

- AFA
- APP
- CAF
- CMU
- CTR
- EAG
- LEG
- MAS
- OPC
- PAI
- SEC
- WAW
- OTH

RECEIVED & FILED DOCUMENT NUMBER-DATE  
12348 OCT 11 99  
BUREAU OF RECORDS  
PPSC RECORDS/REPORTING

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

**ORIGINAL**

In Re: Generic Investigation Into The )  
Aggregate Electric Utility Reserve )  
Margins Planned for Peninsular )  
Florida. \_\_\_\_\_)

Docket No. 981890-EU

Submitted for filing: October 11, 1999

**REQUEST FOR CONFIDENTIAL CLASSIFICATION BY  
THE FLORIDA RELIABILITY COORDINATING COUNCIL, INC.**

The Florida Reliability Coordinating Council, Inc., (FRCC), by and through its undersigned counsel, files its request for Confidential Classification of FRCC's response to Interrogatory No. 20 of Staff's Second Set of Interrogatories to the Florida Reliability Coordinating Council, pursuant to Section 366.093, Florida Statutes, and Florida Administrative Code Rule 25-22.006.

1. Staff Interrogatory No. 20 requested that FRCC provide the Daily Capacity Assessment for each day for the last two years. This information is contained on a Daily Capacity Assessment report generated each day by FRCC, reflecting information provided to FRCC by its member utilities. Copies of the Daily Capacity Assessment reports have been provided to the Staff in response to Interrogatory No. 20, showing various components of daily load and capacity for the region, as well as trigger temperatures for various cities and peak loads experienced by certain named utilities. These materials were submitted to the Division of Records and Reporting, along with a Notice of Intent to Seek Confidential Classification, all in accordance with the provisions of Florida Administrative Code Rule 25-22.006.

2. All of the information contained on the copies of the Daily Capacity Assessment reports provided to the Staff in response to Interrogatory No. 20 is proprietary confidential business information under Section 366.093(3)(e), Florida Statutes, in that it is information relating to competitive interests, the disclosure of which would impair the competitive business

DOCUMENT NUMBER-DATE

12348 OCT 11 99

FPSC-RECORDS/REPORTING

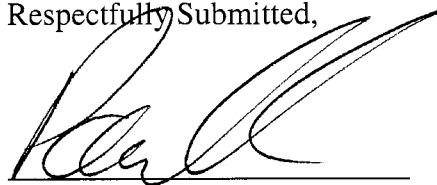
relating to competitive interests, the disclosure of which would impair the competitive business of FRCC's members. The Daily Capacity Assessment is performed for reliability purposes pursuant to the Generating Capacity Shortage Plan approved by the Commission and last amended in July 1997. The data collected is controlled by FRCC and its members, and is intended to be and is treated by FRCC and its members as private. Access to any of this information by a market participant would impair the competitive business of FRCC's members and provide competitors in the wholesale market for power an undue advantage.

3. In any competitive market, the availability of information about competitors provides market participants a competitive advantage. This is increasingly true in the wholesale market for electricity. The sensitive information utilized in this report to assess the reliability of the region can provide any wholesale merchant function with information they would otherwise not be able to obtain. FRCC members will be placed in a disadvantageous position in the market if competitors know the details provided in this report.

WHEREFORE the Florida Reliability Coordinating Council, Inc., requests that all of the information contained in the Daily Capacity Assessment reports provided in response to Interrogatory No. 20 of Staff's Second Set of Interrogatories to the Florida Reliability Coordinating Council be classified as confidential.

Dated: October 11, 1999


Respectfully Submitted,



Thornton J. Williams, Esquire  
Paul Sexton, Esquire  
Thornton Williams & Associates  
P O Box 10109  
215 S. Monroe St., Suite 600A  
Tallahassee, FL 32302  
(850) 224-3999 - Fax (850) 224-0099

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a copy of the foregoing has been provided by U.S. Mail to the persons shown on the attached Service List this 11th day of October, 1999.

  
\_\_\_\_\_  
Attorney

## SERVICE LIST

Robert V. Elias, Esq.  
Division of Legal Services  
Florida Public Service Commission  
2540 Shumard Oak Blvd., Room 370  
Tallahassee, Florida 32399

James D. Beasley, Esq.  
Ausley & McMullen  
227 South Calhoun Street  
Post Office Box 391  
Tallahassee, Florida 32301

Matthew M. Childs, Esq.  
Steel Hector & Davis  
215 South Monroe, Suite 601  
Tallahassee, Florida 32301

Robert Sheffel Wright, Esq.  
John T. LaVia, III, Esq.  
Landers and Parsons, P.A.  
Post Office Box 271  
Tallahassee, Florida 32302

John Roger Howe, Esq.  
Office of Public Counsel  
111 West Madison Street, Suite 812  
Tallahassee, Florida 32399

Roy C. Young, Esq.  
Young, Van Assenderp et al.  
225 S. Adams Street, #200  
Tallahassee, Florida 32301

Fla. Public Utilities Co.  
Mr. Jack English  
401 S. Dixie Highway  
West Palm Beach, Florida 33402

City of Homestead  
Mr. James Swartz  
675 N. Flagler Street  
Homestead, Florida 33030  
City of Lakeland

Mr. Gary Lawrence  
501 E. Lemon Street  
Lakeland, Florida 33801

City of St. Cloud  
Mr. J. Paul Wetzel  
1300 Ninth Street  
St. Cloud, Florida 34769

City of Vero Beach  
Mr. Rex Taylor  
Post Office Box 1389  
Vero Beach, Florida 32961

Fort Pierce Utilities  
Mr. Thomas W. Richards  
Post Office Box 3191  
Ft. Pierce, Florida 34948

Gainesville Regional Utilities  
Mr. Raymond O. Manasco, Jr.  
Post Office Box 147117  
Station A-138  
Gainesville, Florida 32614

Kissimmee Utility Authority  
Mr. Ben Sharma  
Post Office Box 423219  
Kissimmee, Florida 34742

Mr. Robert Williams  
7201 Lake Ellinor Drive  
Orlando, Florida 32809

Gary L. Sasso  
Carlton, Fields, Emmanuel, Smith  
Ward & Cutler  
Post Office Box 2861  
St. Petersburg, Florida 33731

Richard Zambo  
598 SW Hidden River Avenue  
Palm City, Florida 34990

Joe Welborn  
Lane Mahaffey  
16313 North Dale Mabry Highway  
Tampa, Florida 33618

Debra Swim, Esq.  
Ms. Gail Kamaras  
LEAF  
1114 Thomasville Road, Suite E  
Tallahassee, Florida 32303

James A. McGee, Esq.  
Florida Power Corporation  
Post Office Box 14042  
St. Petersburg, Florida 33733

Jeffery Stone, Esq.  
Beggs & Lane  
Post Office Box 12950  
Pensacola, Florida 32576

John W. McWhirter  
McWhirter Reeves  
Post Office Box 3350  
Tampa, Florida 33601-3350

Frederick M. Bryant, Esq.  
General Counsel  
Fla. Municipal Power Agency  
2010 Delta Boulevard  
Tallahassee, Florida 32315

Ms. Michelle Hershel  
Fla. Electric Cooperative Assoc.  
Post Office Box 590  
Tallahassee, Florida 32302

Joseph A. McGlothlin, Esq.  
Vicki Gordon Kaufman, Esq.  
McWhirter Reeves  
117 South Gadsden Street  
Tallahassee, Florida 32301

Mr. Timothy Woodbury  
Vice-President, Corp. Planning  
Seminole Electric Cooperative  
Post Office Box 272000  
Tampa, Florida 33688-2000

City of Lake Worth Utilities  
Mr. Harvey Wildscheutz  
1900 Second Avenue, North  
Lake Worth, Florida 33461

City of Ocala  
Mr. Dean Shaw  
Post Office Box 1270  
Ocala, Florida 34478

Kenneth A. Hoffman, Esq.  
Rutledge, Ecenia, Purnell & Hoffman,  
P.A.  
P.O. Box 551  
Tallahassee, Florida 32302

Florida Keys Electric  
Cooperative Association  
Mr. Charles A. Russell  
Post Office Box 377  
Tanernier, Florida 33070

Jacksonville Electric Authority  
Mr. Tracy E. Danese  
21 West Church St., T-16  
Jacksonville, Florida 32202

Orlando Utilities Commission  
Mr. T. B. Tart  
Post Office Box 3193  
Orlando, Florida 32802

Utility Board of the City of Key West  
Mr. Larry J. Thompson  
Post Office Box 6100  
Key West, Florida 33041

John C Moyle  
Moyle, Flanigan, Katz, Kolins,  
Raymond & Sheehan, P.A.  
The Perkins House  
118 North Gadsden Street  
Tallahassee, Florida 32301

Roger L. Vaden  
Utilities Commission  
City of New Smyrna Beach  
Post Office Box 100  
New Smyrna Beach, Florida 32170

Willard Smith  
Fran Winchester  
Reedy Creek Improvement District  
Post Office Box 10175  
Lake Buena Vista, Florida 32830