Susan D. Ritenour Secretary and Treasurer and Regulatory Manager One Energy Place Pensacola, Florida 32520-0781

Tel 850.444.6231 Fax 850.444.6026 SDRITENO@southernco.com

February 29, 2008

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

Dear Ms. Cole:

RE: Docket No. 080001-EI

Enclosed are an original and 10 copies of Gulf Power Company's Request for Confidential Classification regarding certain information submitted by Gulf Power in connection with Schedule CCA-4 of Exhibit RJM-1 to the Direct Testimony of Rhonda J. Martin dated March 1, 2008.

Sincerely,

Susan D. Ritmour

CMP COM CTR ECR bh GCL 3 Enclosures OPC RCA _____ cc: Beggs & Lane Jeffrey A. Stone, Esq. SCR SGA _____ SEC

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AM II:

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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Fuel and purchased power cost recovery clause and generating performance incentive factor

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Docket No.: 080001-EI Date: February 29, 2008

REQUEST FOR CONFIDENTIAL CLASSIFICATION

GULF POWER COMPANY ["Gulf Power", "Gulf", or the "Company"], by and through its undersigned attorneys and pursuant to Rule 25-22.006, Florida Administrative Code, hereby files its request that the Florida Public Service Commission enter an order protecting from public disclosure certain information on Schedule CCA-4 of Exhibit RJM-1 to the Direct Testimony of Rhonda J. Martin dated March 1, 2008 (Schedule CCA-4) on behalf of Gulf Power. As grounds for this request, the Company states:

A portion of the information on Schedule CCA-4 is proprietary confidential 1. business information regarding contractual matters which would cause irreparable harm to Gulf Power, the entities with whom it has entered into contracts and most importantly to Gulf's customers if such information were disclosed to the general public. In addition, the responses contain information relating to competitive interests in capacity markets which would cause irreparable harm to Gulf Power and the entity with whom it has contracted if such information is disclosed to the general public. The information is entitled to confidential classification pursuant to section 366.093(3) (d) and (e), Florida Statutes. Schedule CCA-4 provides the price terms for capacity contracts entered into by Gulf Power for 2007. The price terms in these contracts are regarded by both Gulf and the counterparty as confidential. The pricing, which resulted from negotiations between Gulf and the counterparty, are specific to the individual contracts and are not publicly known. Disclosure of this information would negatively impact Gulf's ability to negotiate pricing favorable to its customers in future capacity contracts because potential counterparties may refuse to enter into contracts with Gulf or would charge higher prices if the price terms were made public.

> OCCUMENT NUMBER-DATE 0 1 5 4 3 MAR -3 8 FPSC-COMMISSION CLERK

2. The information filed pursuant to this Request is intended to be, and is treated as, confidential by the Gulf Power and, to this attorney's knowledge, has not been otherwise publicly disclosed.

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3. Submitted as Exhibit "A" is a copy of Schedule CCA-4, on which is 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 Schedule CCA-4, which may be made available for public review and inspection. Attached as Exhibit "C" to this request is a line-by-line/field-by-field justification for the request for confidential classification.

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 29 day of February, 2008.

JEFFREY A. STONE Florida Bar No. 325953 RUSSELL A. BADDERS Florida Bar No. 007455 STEVEN R. GRIFFIN Florida Bar No. 0627569 Beggs & Lane P. O. Box 12950 Pensacola, FL 32591 (850) 432-2451 Attorneys for Gulf Power Company IN RE: Fuel and purchased power cost recovery clause and generating performance incentive factor

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Docket No.: 080001-EI Date: February 29, 2008

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REQUEST FOR CONFIDENTIAL CLASSIFICATION

EXHIBIT "A"

Provided to Commission Clerk under separate cover as confidential information.

EXHIBIT "B"

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| Gulf | Power | Company |
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| 2007 | Capacity | Contracts | |
|------|----------|-----------|--|

| | | <u> </u> | | 0 11 |
|---|-----------------------------------|-----------|-------------|----------|
| | | | | |
| 2 | Gulf Power Company | | | |
| 3 | 2007 Capacity Contracts | | | |
| 1 | | Te | erm | Contract |
| 5 | Contract/Counterparty | Start | End (1) | Туре |
| 5 | Southern Intercompany Interchange | 2/18/2000 | 5 Yr Notice | SES Opco |
| • | Alabama Electric Cooperative | 1/1/2007 | - | Other |
| | Cargill Power Markets, LLC | 4/1/2007 | - | Other |
| | Rainbow Energy Marketing Corp. | 6/1/2007 | - | Other |
| 0 | South Carolina PSA | 9/1/2003 | - | Other |
| 1 | South Carolina Electric & Gas | 1/31/2007 | | Other |
| 2 | Westar Energy, Inc. | 1/1/2007 | - | Other |
| 3 | Calpine Power Services | Varies | - | Other |
| 4 | Cogentrix | 8/5/2003 | - | Other |
| 5 | Coral Power, LLC | 5/15/2003 | - | Other |
| 6 | Exelon Power Team | 5/1/2001 | - | Other |
| 7 | FP&L Energy Power Marketing | 6/1/2003 | - | Other |
| 8 | KGEN, LLC | 5/1/2005 | - | Other |
| 9 | Crogress Energy | Varies | - | Other |
| 0 | West Georgia Generating Co., LP | 5/11/2000 | - | Other |
| 1 | Williams Energy Power Marketing | 5/1/2002 | - | Other |
| | | | | |

(1) Unless otherwise noted, contract remains effective unless terminated upon 30 days prior written notice.

32 33 34 35

22 23 24

| 36 | Capacity Costs | | | | | | | | | | | | | | | | | | | | | | | | | |
|----|--|-------|-----------|-------|----------|----------------------|---------|------|---------|-------|---------|-------|-----------|-------|-----------|-------|------------|-------|-----------|-------|---------|-------|---------|-------|---------|------------|
| 37 | 2007 | Jan | uary | Febru | uary . | March | 1 | Ар | ril | 1 | May | | June | | July | | August | Se | otember | 00 | tober | Nov | /ember | Dec | ember | |
| 38 | Contract | MW | \$ | MW | \$ | MW | \$ 1 | MW | \$ | MW | \$ | MW | \$ | MW | \$ | MW | 5 | MW | \$ | MW | \$ | MW | \$ | MW | \$ | Total \$ |
| 39 | Southern Intercompany Interchange | 459.6 | 1,179,280 | 449.8 | 12,379 5 | 53.3 60 ⁻ | 1,475 4 | 61.8 | 240,081 | 640.9 | 619,462 | 588.7 | 3,583,175 | 526.9 | 8,731,390 | 663.7 | 10,927,059 | 581.6 | 4,214,013 | 787.3 | 694,881 | 609.8 | 302,974 | 489.9 | 248,353 | 31,754,522 |
| 40 | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 41 | Alabama Electric Cooperative | | | | | | | | | | | | | | | | | | | | | | | | | (152,198) |
| 42 | Cargill Power Markets, LLC ⁽¹⁾ | | | | | | | | | | | | | | | | | | | | | | | | | (3,651) |
| 43 | Rainbow Energy Marketing Corp. ⁽²⁾ | | | | | | | | | | | | | | | | | | | | | | | | | (1,660) |
| 44 | South Carolina PSA | | | | | | | | | | | | | | | | | | | | | | | | | (44,953) |
| 45 | South Carolina Electric & Gas | | | | | | | | | | | | | | | | | | | | | | | | | (8,144) |
| 46 | Westar Energy, Inc. | | | | | | | | | | | | | | | | | | | | _ | | | | | (199,152) |
| 47 | Calpine Power Services ⁽³⁾ | 0.0 | (104) | 0.0 | (104) | 0.0 | (104) | 0.0 | (104) | 0.0 | (104) | 0.0 | (104) | 0.0 | (104) | 0.0 | (104) | 0.0 | (104) | 0.0 | (104) | 0.0 | (104) | 0.0 | (104) | (1,248) |
| 48 | Cogentrix ⁽³⁾ | 0.0 | (51) | 0.0 | (52) | 0.0 | (52) | 0.0 | (52) | 0.0 | (52) | 0.0 | (52) | 0.0 | (52) | 0.0 | (52) | 0.0 | (52) | 0.0 | (52) | 0.0 | (52) | 0.0 | (52) | (623) |
| 49 | Coral Power, LLC ⁽³⁾ | 0.0 | (52) | 0.0 | (51) | 0.0 | (51) | 0.0 | (52) | 0.0 | (52) | 0.0 | (52) | 0.0 | (52) | 0.0 | (52) | 0.0 | (52) | 0.0 | (52) | 0.0 | (52) | 0.0 | (52) | (622) |
| 50 | Exelon Power Team ⁽³⁾ | 0.0 | (52) | 0.0 | (52) | 0.0 | (52) | 0.0 | (52) | 0,0 | (52) | 0.0 | (52) | 0.0 | (52) | 0.0 | (52) | 0.0 | (52) | 0.0 | (52) | 0.0 | (52) | 0.0 | (52) | (624) |
| 51 | FP&L Energy Power Marketing ⁽³⁾ | 0.0 | (52) | 0.0 | (52) | 0.0 | (52) | 0.0 | (51) | 0.0 | (52) | 0.0 | (52) | 0.0 | (52) | 0.0 | (52) | 0.0 | (52) | 0.0 | (52) | 0.0 | (52) | 0.0 | (52) | (623) |
| 52 | KGEN, LLC ⁽³⁾ | 0.0 | (190) | 0.0 | (190) | 0.0 | (190) | 0.0 | (156) | 0.0 | (190) | 0.0 | (156) | 0.0 | (156) | 0.0 | (156) | 0.0 | (156) | 0.0 | (156) | 0.0 | (156) | 0.0 | (156) | (2,008) |
| 53 | Progress Energy ⁽³⁾ | 0.0 | (104) | 0.0 | (104) | 0.0 | (104) | 0.0 | (104) | 0.0 | (104) | 0.0 | (104) | 0.0 | (104) | 0.0 | (104) | 0.0 | (104) | 0.0 | (104) | 0.0 | (104) | 0.0 | (104) | (1,248) |
| 54 | West Georgia Generating Co., LP ⁽³⁾ | 0.0 | (52) | 0.0 | (52) | 0.0 | (52) | 0.0 | (52) | 0.0 | (52) | 0.0 | (51) | 0.0 | (51) | 0.0 | (51) | 0.0 | (51) | 0.0 | (51) | 0.0 | (51) | 0.0 | (52) | (618) |
| 55 | Williams Energy Power Marketing ⁽³⁾ | 0.0 | (52) | 0.0 | (52) | 0.0 | (52) | 0.0 | (52) | 0.0 | (52) | 0.0 | (51) | 0.0 | (52) | 0.0 | (52) | 0.0 | (52) | 0.0 | (51) | 0,0 | (52) | 0.0 | (51) | (621) |
| 56 | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 57 | Total | | 1,149,354 | | 379,768 | 57 | 8,776 | | 217,665 | | 576,266 | | 3,541,079 | | 8,691,200 | | 10,887,628 | | 4,177,725 | | 658,317 | | 266,686 | | 212,065 | 31,336,529 |

(1) Put options sold to counterparty in April and May 2007.

58 59 30 61 (2) Put options sold to counterparty in June 2007.

(3) Generator Balancing Service provides no capacity scheduling entitlements.

EXHIBIT "C"

<u>Line-by-Line/Field-by-Field Justification</u> <u>Line(s)/Field(s)</u>

Page 1 of 1 Lines 41-46; Columns E-BB

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Justification

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.

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

Docket No.: 080001-EI

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing was furnished by U. S. mail this 29th day of February, 2008, on the following:

John T. Burnett, Esq. Progress Energy Service Co. P. O. Box 14042 St. Petersburg FL 33733-4042

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John T. Butler, Esq. Senior Attorney for Florida Power & Light Company 700 Universe Boulevard Juno Beach FL 33408-0420

John W. McWhirter, Jr., Esq. Attorney for Florida Industrial Power Users Group McWhirter Reeves & Davidson 400 N Tampa St., Suite 2450 Tampa FL 33602

Paul Lewis, Jr. Progress Energy Florida, Inc. 106 E. College Ave., Ste. 800 Tallahassee FL 32301-7740

Michael B. Twomey Attorney for AARP P. O. Box 5256 Tallahassee FL 32314-5256 Mehrdad Khojasteh Florida Public Utilities Company P. O. Box 3395 West Palm Beach FL 33402-3395

R. Wade Litchfield, Esq. Associate General Counsel for Florida Power & Light Company 700 Universe Boulevard Juno Beach FL 33408-0420

Lee L. Willis, Esq. James D. Beasley, Esq. Attorneys for Tampa Electric Co. Ausley & McMullen P. O. Box 391 Tallahassee FL 32302

Patricia Ann Christensen, Esq. Office of Public Counsel 111 W. Madison St., Room 812 Tallahassee FL 32399-1400 Lisa Bennett, Esq. FL Public Service Commission 2540 Shumard Oak Boulevard Tallahassee FL 32399-0863

William G. Walker, III Vice President Florida Power & Light Co. 215 S. Monroe Street, Ste. 810 Tallahassee FL 32301-1859

Paula K. Brown, Administrator Regulatory Coordination Tampa Electric Company P. O. Box 111 Tampa FL 33601

Norman H. Horton, Jr., Esq. Messer, Caparello & Self, P.A. P. O. Box 15579 Tallahassee FL 32317

JEFFREY A

Florida Bar No. 325953 **RUSSELL A. BADDERS** Florida Bar No. 007455 **STEVEN R. GRIFFIN** Florida Bar No. 0627569 BEGGS & LANE P. O. Box 12950 Pensacola FL 32591-2950 (850) 432-2451 Attorneys for Gulf Power Company

STATE OF FLORIDA



OFFICE OF COMMISSION CLERK ANN COLE COMMISSION CLERK (850) 413-6770

CONFIDENTIAL Hublic Service Commission

ACKNOWLEDGEMENT

DATE: March 3, 2008

Susan R. Ritenour/Gulf Power Company TO:

COMMISSIONERS:

LISA POLAK EDGAR

NANCY ARGENZIANO

NATHAN A. SKOP

KATRINA J. MCMURRIAN

MATTHEW M. CARTER II, CHAIRMAN

FROM: **Ruth Nettles, Office of Commission Clerk**

Acknowledgement of Receipt of Confidential Filing RE:

This will acknowledge receipt of a CONFIDENTIAL DOCUMENT filed in Docket Number 080001-El or, if filed in an undocketed matter, concerning certain information on Schedule CCA-4 of Exhibit RJM-1 to testimony of Rhonda J. Martin, and filed on behalf of Gulf Power Company. The document will be maintained in locked storage.

If you have any questions regarding this document, please contact Marguerite Lockard, Deputy Clerk, at (850) 413-6770. 60 DOCUMENT NUMBER-DAT Ŷ

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