

Marguerite McLean

110041-EI

From: Keating, Beth [BKeating@gunster.com]
Sent: Wednesday, March 23, 2011 4:31 PM
To: Filings@psc.state.fl.us
Cc: 'Robert Scheffel Wright'; 'fbondurant@embarqmail.com'; Pauline Evans; CHRISTENSEN.PATTY
Subject: Docket No. 110041-EI
Attachments: 20110323162609696.pdf

Attached for electronic filing, please find Florida Public Utilities Company's Limited Withdrawal of Request for Confidentiality in the above-reference Docket. Please do not hesitate to contact me if you have any questions.

Beth Keating
bkeating@gunster.com
 Direct Line: (850) 521-1706

a. Person responsible for this electronic filing:

Beth Keating
Gunster, Yoakley & Stewart, P.A.
 215 S. Monroe St., Suite 618
 Tallahassee, FL 32301
bkeating@gunster.com
 Direct Line: (850) 521-1706

b. Docket No. 110041-EI – Petition for Approval of Amendment No. 1 to Generation Services Agreement with Gulf Power Company, by Florida Public Utilities Company.

c. On behalf of: Florida Public Utilities Company

d. There are a total of 4 pages.

e. Description: FPUC's Limited Withdrawal of Request for Confidentiality

Tax Advice Disclosure: To ensure compliance with requirements imposed by the IRS under Circular 230, we inform you that any U.S. federal tax advice contained in this communication (including any attachments), unless otherwise specifically stated, was not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing or recommending to another party any matters addressed herein. Click the following hyperlink to view the complete Gunster IRS Disclosure & Confidentiality note.

<http://www.gunster.com/terms-of-use/>

DOCUMENT NUMBER-DATE

01938 MAR 23 =

FPSC-COMMISSION CLERK

3/23/2011



GUNSTER
FLORIDA'S LAW FIRM FOR BUSINESS

Writer's Direct Dial Number: (850) 521-1706
Writer's E-Mail Address: bkeating@gunster.com

March 23, 2011

BY ELECTRONIC FILING/FILINGS@PSC.STATE.FL.US

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

Re: Docket No. 110041-EI - Petition for approval of Amendment No. 1 to generation services agreement with Gulf Power Company, by Florida Public Utilities Company.

Dear Ms. Cole:

Enclosed for filing, please find an original and seven (7) copies of Florida Public Utilities Company's Limited Withdrawal of Request for Confidential Classification of Attachment A to FPUC's Responses to Staff's First Data Requests (Question 4c). Copies of this Request have been provided consistent with the attached Certificate.

Thank you for your assistance with this filing. Please do not hesitate to contact me if you have any questions or concerns.

Sincerely,

Beth Keating
Gunster, Yoakley & Stewart, P.A.
215 South Monroe St., Suite 618
Tallahassee, FL 32301
(850) 521-1706

MEK

DOCUMENT NUMBER-DATE

01938 MAR 23 =

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Petition for approval of Amendment No. 1)
to generation services agreement with Gulf)
Power Company, by Florida Public)
Utilities Company.)
_____)

Docket No. 110041-EI

Filed: March 23, 2011

NOTICE OF LIMITED WITHDRAWAL
OF REQUEST FOR CONFIDENTIAL CLASSIFICATION

On February 25, 2011, Florida Public Utilities Company ("Company" or "FPUC"), pursuant to Section 366.093, Florida Statutes, and in accordance with Rule 25-22.006, Florida Administrative Code, submitted a request for confidentiality of information contained in Attachment A to its Response to Staff's First Data Requests No. 4(c) in this Docket. It has since been brought to the Company's attention that information included on that Attachment for the years 2010 through 2017 is now publicly available on the website of the Federal Energy Regulatory Commission (FERC). In light of this new information, FPUC hereby respectfully withdraws its request for confidential treatment of the information contained in Attachment A to FPUC's response to Staff Data Request No. 4(c) for the years 2010 through 2017. To be clear, only the information for the years 2010 through 2017 is publicly available. The information pertaining to 2018 and 2019 remains confidential and is currently protected.

WHEREFORE, FPUC hereby withdraws its Request for Confidential Treatment as it applied to the information contained in Attachment A of its response to FPSC Staff's First Set of Data Requests (No. 4(c)) for 2010 – 2017. This information should no longer be treated as exempt from Section 119.07, Florida Statutes.

DOCUMENT NUMBER-DATE
01938 MAR 23 =
FPSC-COMMISSION CLERK

RESPECTFULLY SUBMITTED this 23rd day of March, 2011.

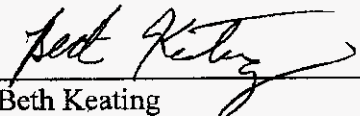


Beth Keating
Gunster, Yoakley & Stewart, P.A.
215 South Monroe St., Suite 618
Tallahassee, FL 32301
(850) 521-1706

CERTIFICATE OF SERVICE

I HEREBY ATTEST that a true and correct copy of the foregoing has been served upon the following by Electronic Mail this 23rd day of March, 2011:

Pauline Evans, Staff Counsel Office of the General Counsel Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850	Robert Scheffel Wright John T. LaVia c/o Young Law Firm 225 South Adams Street, Suite 200 Tallahassee, FL 32301
Frank E. Bondurant, City Attorney Bondurant and Fuqua, P.A. 4450 Lafayette St. P.O. Box 1508 Marianna, FL 32447	Office of the Public Counsel c/o The Florida Legislature 111 West Madison St., Rm. 812 Tallahassee, FL 32399-1400



Beth Keating
Gunster, Yoakley & Stewart, P.A.
215 South Monroe St., Suite 618
Tallahassee, FL 32301
(850) 521-1706