

Robert L. McGee, Jr.
Regulatory & Pricing Manager
One Energy Place
Pensacola, Florida 32520-0780
Tel 850.444.6530
Fax 850.444.6026
RLMCGEE@southernco.com



April 16, 2014

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

Dear Ms. Stauffer:

RE: Docket No. 130202-EI

Attached herein are Gulf Power Company's Objections to Southern Alliance for Clean Energy's Second Set of Interrogatories (Nos. 13-42) and Southern Alliance for Clean Energy's Second Request for Production of Documents (Nos. 12-24).

Sincerely,

A handwritten signature in cursive script that reads "Robert L. McGee, Jr." The signature is written in dark ink and is positioned above the printed name.

Robert L. McGee, Jr.

md

Attachments

cc: Beggs & Lane
Jeffrey A. Stone

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Commission review of numeric
conservation goals (Gulf Power Company).

Docket No.: 130202-EI
Filed: April 16, 2014

**GULF POWER COMPANY'S OBJECTIONS
TO THE SOUTHERN ALLIANCE FOR CLEAN
ENERGY'S SECOND SET OF INTERROGATORIES (13-42)**

Pursuant to Fla. Admin. Code R. 28-106.206, Rule 1.340 of the Florida Rules of Civil Procedure, and the Order Establishing Procedure in this matter, Gulf Power Company ("Gulf") hereby serves its objections to Southern Alliance for Clean Energy's ("SACE") Second Interrogatories to Gulf Power Company (Nos. 13-42, and respectively, and together "the Requests") and states as follows:

GENERAL OBJECTIONS

With respect to any "Definitions" and "Instructions" in SACE's Interrogatories, Gulf objects to any definitions or instructions that are inconsistent with Gulf's discovery obligations under applicable rules. If some question arises as to Gulf's discovery obligations, Gulf will comply with applicable rules and not with any of SACE's definitions or instructions that are inconsistent with those rules. Gulf also objects to any request that calls for information that is not within the scope of discovery under the applicable rules and law. Furthermore, Gulf objects to any definition or request that seeks to encompass persons or entities other than Gulf, including Gulf's parent company or affiliates, who are not parties to this action and thus are not subject to discovery. No responses to the requests will be made on behalf of persons or entities other than Gulf. Gulf objects to any request that calls for Gulf to perform analyses that it has not otherwise performed in support of its case and would not normally perform in the ordinary course of its business because there is no such requirement under the applicable rules and law.

Additionally, Gulf generally objects to SACE's requests to the extent that they call for information protected by the attorney-client privilege, the work product doctrine, the accountant-client privilege, the trade secret privilege, or any other applicable privilege or protection afforded by law. Gulf will provide a privilege log in accordance with the applicable law or as may be agreed to by the parties to the extent, if at all, that any request calls for the production of privileged or protected information.

Further, in certain circumstances, Gulf may determine upon investigation and analysis that information responsive to certain requests to which objections are not otherwise asserted is confidential and proprietary and should be produced only under an appropriate confidentiality agreement and protective order, if at all. By agreeing to provide such information in response to such a request, Gulf is not waiving its right to insist upon appropriate protection of confidentiality by means of a confidentiality agreement, protective order, or the procedures otherwise provided by law or in the Order Establishing Procedure. Gulf hereby asserts its right to require such protection of any and all information that may qualify for protection under the Florida Rules of Civil Procedure, the Order Establishing Procedure, and all other applicable statutes, rules and legal principles.

Gulf generally objects to SACE's interrogatories to the extent that they call for the production of documents on the ground that such a request is beyond the scope of Rule 1.340 of the Florida Rules of Civil Procedure.

By making these general objections at this time, Gulf does not waive or relinquish its right to assert additional general and specific objections to SACE's discovery at the time Gulf's response is due under the Florida Rules of Civil Procedure and the Order Establishing Procedure. Gulf provides these general objections at this time to comply with the intent of the Order

Establishing Procedure to reduce the delay in identifying and resolving any potential discovery disputes.


SPECIFIC OBJECTIONS

Interrogatory No. 34: Gulf objects to this interrogatory on the ground that it is overly broad insofar as it seeks projections spanning thirty years into the future. Gulf's planning process does not encompass this time period. Gulf, accordingly, will provide data which is available by virtue of its planning process.

Interrogatory No. 36: Gulf objects to this interrogatory on the ground that it is overly broad insofar as it seeks projections spanning thirty years into the future. Gulf's planning process does not encompass this time period. Gulf, accordingly, will provide data which is available by virtue of its planning process.

Interrogatory No. 40: Gulf objects to this interrogatory to the extent that its calls for information concerning Gulf's 2014 Ten Year Site Plan. Gulf's analysis in this proceeding is based on its 2013 Ten Year Site Plan. Consequently, information pertaining to the 2014 plan is not relevant to this case, has no bearing on this proceeding, and is not reasonably calculated to lead to the discovery of admissible evidence.

Respectfully submitted this 16th day of April, 2014.



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

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Commission review of numeric
conservation goals)

Docket No.: 130202-EI

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing was furnished by electronic mail this 16th day of April, 2014 to the following:

Ausley Law Firm
James D. Beasley
J. Jeffry Wahlen
Ashley M. Daniels
Post Office Box 391
Tallahassee, FL 32302
jbeasley@ausley.com
adaniels@ausley.com

Florida Department of Agriculture
and Consumer Services
Office of General Counsel
Steven L. Hall
407 South Calhoun Street, Suite 520
Tallahassee, FL 32399
Steven.Hall@FreshFromFlorida.com

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

Florida Power & Light Company
John T. Butler
Jessica A. Cano
700 Universe Boulevard (LAW/JB)
Juno Beach, FL 33408-0420
John.Butler@fpl.com
Jessica.Cano@fpl.com

Florida Power & Light Company
Kenneth Hoffman
215 South Monroe Street, Suite 810
Tallahassee, FL 32301-1858
Ken.Hoffman@fpl.com

Florida Public Utilities Company
Cheryl M. Martin
1641 Worthington Road
Suite 220
West Palm Beach, FL 33409-6703
Cheryl.Martin@fpuc.com

Florida Power & Light Company
Kevin Donaldson
4200 West Flagler Street
Miami, FL 33134
Kevin.Donaldson@fpl.com

Office of Public Counsel
Erik Saylor
c/o The Florida Legislature
111 W. Madison Street, Room 812
Tallahassee, FL 32393
Saylor.erik@leg.state.fl.us

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

JEA
Hopping Green & Sams
Gary V. Perko
P. O. Box 6526
Tallahassee, FL 32314
gperko@hgslaw.com
blewis@hgslaw.com

Southern Alliance for Clean Energy
c/o George Cavros, Esq.
120 East Oakland Park Blvd.
Suite 105
Fort Lauderdale, FL 33334
george@cavros-law.com

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

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

Florida Retail Federation
Robert Scheffel Wright
John T. LaVia
c/o Gardner Law Firm
1300 Thomaswood Drive
Tallahassee, FL 32308
schef@gbwlegal.com
jlavia@gbwlegal.com

JEA
Mr. P. G. Para
21 West Church Street, Tower 16
Jacksonville, FL 32202-3158
parapg@jea.com

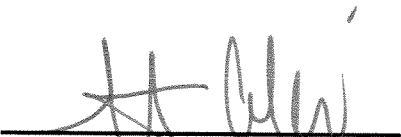
Office of the General Counsel
Charles Murphy
Lee Eng Tan
2540 Shumard Oak Blvd
Tallahassee, FL 32399-0850
cmurphy@psc.state.fl.us
ltan@psc.state.fl.us
shopkins@psc.state.fl.us

Orlando Utilities Commission
Mr. W. Christopher Browder
Post Office Box 3193
Orlando, FL 32802-3192
cbrowder@ouc.com

Sierra Club
Diana A. Csank
50 F Street NW, 8th Floor
Washington, DC 20001
Diana.Csank@SierraClub.org

PCS Phosphate – White Springs
c/o Brickfield Law Firm
James W. Brew/F. Alvin Taylor
Eighth Floor, West Tower
1025 Thomas Jefferson St, NW
Washington, DC 20007
jbrew@bbrslaw.com
ataylor@bbrslaw.com

Earthjustice
Alisa Coe
David G. Guest
111 S. Martin Luther King Jr. Blvd.
Tallahassee, FL 32301
acoe@earthjustice.org
dguest@earthjustice.org
bbeard@earthjustice.org



JEFFREY A. STONE
Florida Bar No. 325953
jas@beggslane.com
RUSSELL A. BADDERS
Florida Bar No. 007455
rab@beggslane.com
STEVEN R. GRIFFIN
Florida Bar No. 0627569
srg@beggslane.com
BEGGS & LANE
P. O. Box 12950
Pensacola FL 32591-2950
(850) 432-2451
Attorneys for Gulf Power

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Commission review of numeric
conservation goals (Gulf Power Company).

Docket No.: 130202-EI
Filed: April 16, 2014

**GULF POWER COMPANY'S OBJECTIONS TO
THE SOUTHERN ALLIANCE FOR CLEAN ENERGY'S
SECOND REQUEST FOR PRODUCTION OF DOCUMENTS (NOS. 12-24)**

Pursuant to Fla. Admin. Code R. 28-106.206, Rule 1.350 of the Florida Rules of Civil Procedure, and the Order Establishing Procedure in this matter, Gulf Power Company ("Gulf") hereby serves its objections to The Southern Alliance for Clean Energy's ("SACE") Second Request for Production of Documents (Nos. 12-24, and respectively, and together "the Requests") and states as follows:

GENERAL OBJECTIONS

With respect to any "Definitions" and "Instructions" in SACE's Requests for Production, Gulf objects to any definitions or instructions that are inconsistent with Gulf's discovery obligations under applicable rules. If some question arises as to Gulf's discovery obligations, Gulf will comply with applicable rules and not with any of SACE's definitions or instructions that are inconsistent with those rules. Gulf also objects to any request that calls for documents to be produced from the files of Gulf's counsel in this matter because such documents are privileged and are otherwise not within the scope of discovery under the applicable rules and law. Furthermore, Gulf objects to any definition or request that seeks to encompass persons or entities other than Gulf who are not parties to this action and thus are not subject to discovery. No responses to the requests will be made on behalf of persons or entities other than Gulf. Gulf also objects to the extent that SACE requests that Gulf provide documents in a specific electronic

format. Gulf will produce electronic data in its native format. Non-electronic documents will be scanned and produced in PDF format. Furthermore, Gulf objects to any request that calls for Gulf to create documents that it otherwise does not have because there is no such requirement under the applicable rules and law.

Additionally, Gulf generally objects to SACE's Requests to the extent that they call for documents protected by the attorney-client privilege, the work product doctrine, the accountant-client privilege, the trade secret privilege, or any other applicable privilege or protection afforded by law. Gulf will provide a privilege log in accordance with the applicable law or as may be agreed to by the parties to the extent, if at all, that any document request calls for the production of privileged or protected documents.

Further, in certain circumstances, Gulf may determine upon investigation and analysis that documents responsive to certain requests to which objections are not otherwise asserted are confidential and proprietary and should be produced only under an appropriate confidentiality agreement and protective order, if at all. By agreeing to provide such information in response to such a request, Gulf is not waiving its right to insist upon appropriate protection of confidentiality by means of a confidentiality agreement, protective order, or the procedures otherwise provided by law or in the Order Establishing Procedure. Gulf hereby asserts its right to require such protection of any and all information that may qualify for protection under the Florida Rules of Civil Procedure, the Order Establishing Procedure, and all other applicable statutes, rules and legal principles.

Gulf generally objects to SACE's Requests for Production to the extent that they call for the production of "all" documents of any nature, including, every copy of every document responsive to the requests. Gulf will make a good faith, reasonably diligent attempt to identify

and obtain responsive documents when no objection has been asserted to the production of such documents, but it is not practicable or even possible to identify, obtain, and produce “all” documents. In addition, Gulf reserves the right to supplement any of its responses to SACE’s Request for Production if Gulf cannot produce documents immediately due to their magnitude and the work required to aggregate them, or if Gulf later discovers additional responsive documents in the course of this proceeding.

Gulf generally objects to each Request to the extent that it calls for information that is not relevant to this case. Where practical, Gulf has made efforts to redact irrelevant information with a notation regarding the nature of the redaction.

By making these general objections at this time, Gulf does not waive or relinquish its right to assert additional general and specific objections to SACE’s discovery at the time Gulf’s response is due under the Florida Rules of Civil Procedure and the Order Establishing Procedure. Gulf provides these general objections at this time to comply with the intent of the Order Establishing Procedure to reduce the delay in identifying and resolving any potential discovery disputes.

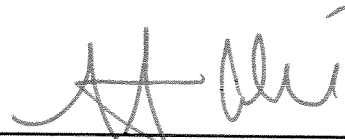
SPECIFIC OBJECTIONS

Request No. 13: Gulf objects to this request because the data requested is not relevant to this case, has no bearing on this proceeding, and is not reasonably calculated to lead to the discovery of admissible evidence.

Request No. 14: Gulf objects to this request because the data requested is not relevant to this case, has no bearing on this proceeding, and is not reasonably calculated to lead to the discovery of admissible evidence. Gulf further objects to this request on the ground that it is overbroad and not limited in time.

Request Nos. 18-20, 24: Gulf objects to these requests to the extent that they call for information concerning Gulf's 2014 Ten Year Site Plan. Gulf's analysis in this proceeding is based on its 2013 Ten Year Site Plan. Consequently, information pertaining to the 2014 plan is not relevant to this case, has no bearing on this proceeding, and is not reasonably calculated to lead to the discovery of admissible evidence.

Respectfully submitted this 16th day of April, 2014.



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

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Commission review of numeric
conservation goals)

Docket No.: 130202-EI

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing was furnished by electronic mail this 16th day of April, 2014 to the following:

Ausley Law Firm
James D. Beasley
J. Jeffrey Wahlen
Ashley M. Daniels
Post Office Box 391
Tallahassee, FL 32302
jbeasley@ausley.com
adaniels@ausley.com

Florida Department of Agriculture
and Consumer Services
Office of General Counsel
Steven L. Hall
407 South Calhoun Street, Suite 520
Tallahassee, FL 32399
Steven.Hall@FreshFromFlorida.com

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

Florida Power & Light Company
John T. Butler
Jessica A. Cano
700 Universe Boulevard (LAW/JB)
Juno Beach, FL 33408-0420
John.Butler@fpl.com
Jessica.Cano@fpl.com

Florida Power & Light Company
Kenneth Hoffman
215 South Monroe Street, Suite 810
Tallahassee, FL 32301-1858
Ken.Hoffman@fpl.com

Florida Public Utilities Company
Cheryl M. Martin
1641 Worthington Road
Suite 220
West Palm Beach, FL 33409-6703
Cheryl.Martin@fpuc.com

Florida Power & Light Company
Kevin Donaldson
4200 West Flagler Street
Miami, FL 33134
Kevin.Donaldson@fpl.com

Office of Public Counsel
Erik Saylor
c/o The Florida Legislature
111 W. Madison Street, Room 812
Tallahassee, FL 32393
Saylor.erik@leg.state.fl.us

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

JEA
Hopping Green & Sams
Gary V. Perko
P. O. Box 6526
Tallahassee, FL 32314
gperko@hgslaw.com
blewis@hgslaw.com

Southern Alliance for Clean Energy
c/o George Cavros, Esq.
120 East Oakland Park Blvd.
Suite 105
Fort Lauderdale, FL 33334
george@cavros-law.com

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

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

Florida Retail Federation
Robert Scheffel Wright
John T. LaVia
c/o Gardner Law Firm
1300 Thomaswood Drive
Tallahassee, FL 32308
schef@gbwlegal.com
jlavia@gbwlegal.com

JEA
Mr. P. G. Para
21 West Church Street, Tower 16
Jacksonville, FL 32202-3158
parapq@jea.com


Office of the General Counsel
Charles Murphy
Lee Eng Tan
2540 Shumard Oak Blvd
Tallahassee, FL 32399-0850
cmurphy@psc.state.fl.us
ltan@psc.state.fl.us
shopkins@psc.state.fl.us

Orlando Utilities Commission
Mr. W. Christopher Browder
Post Office Box 3193
Orlando, FL 32802-3192
cbrowder@ouc.com

Sierra Club
Diana A. Csank
50 F Street NW, 8th Floor
Washington, DC 20001
Diana.Csank@SierraClub.org

PCS Phosphate – White Springs
c/o Brickfield Law Firm
James W. Brew/F. Alvin Taylor
Eighth Floor, West Tower
1025 Thomas Jefferson St, NW
Washington, DC 20007
jbrew@bbrslaw.com
ataylor@bbrslaw.com

Earthjustice
Alisa Coe
David G. Guest
111 S. Martin Luther King Jr. Blvd.
Tallahassee, FL 32301
acoe@earthjustice.org
dquest@earthjustice.org
bbeard@earthjustice.org



JEFFREY A. STONE

Florida Bar No. 325953

jas@beggslane.com

RUSSELL A. BADDERS

Florida Bar No. 007455

rab@beggslane.com

STEVEN R. GRIFFIN

Florida Bar No. 0627569

srg@beggslane.com

BEGGS & LANE

P. O. Box 12950

Pensacola FL 32591-2950

(850) 432-2451

Attorneys for Gulf Power