

January 22, 2020

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

RE: Docket No. 20200001-EI

Dear Mr. Teitzman:

Attached is Gulf Power Company's Request for Extended Confidential Classification regarding certain information submitted by Gulf Power in connection with Commission Staff's audit in the above-referenced docket (ACN 2018-019-1-2). Also attached is Gulf's Request for Extended Confidential Classification in Microsoft Word.

Sincerely,

Richard Hume

Regulatory Issues Manager

md

Attachments

cc: Gulf Power Company

Russell Badders, Esq., VP & Associate General Counsel

## BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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

Docket No.: 20200001-EI

Date: January 22, 2020

## REQUEST FOR EXTENDED 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 this request that the Florida Public Service Commission enter an order extending confidential classification for portions of documents produced by Gulf Power in connection with a review of Gulf Power's 2017 capacity expenditures (ACN 2018-019-1-2) (the "Review"). As grounds for this request, the Company states:

- 1. On May 18, 2018, Gulf Power filed a request for confidential classification of certain information produced in connection with the Review. (Document No. 03748-2018, Docket No. 20180001-EI)
- 2. On July 24, 2018, the Commission entered Order No. PSC-2018-0362-CFO-EI granting Gulf's request for confidential classification.
- 3. As provided in section 366.093(4), Florida Statutes, and by the Commission's Order, the confidential information will be made public after a period of 18 months unless Gulf or another affected party shows, and the Commission finds, that the confidential information continues to comprise proprietary confidential business information. The 18-month extension period expires on January 24, 2020.
- 4. Gulf hereby requests that the Commission enter an order extending the confidential classification of the information highlighted on Exhibit "A" of Gulf's original

request and identified in line/by line format on Exhibit "C" of Gulf's original request for an additional 18-month period.

- 5. The information highlighted on Exhibit "A" to Gulf's original request is entitled to continued confidential classification for the same reasons that it was initially classified. As stated in Gulf's original request, the confidential information consists of pricing information for capacity purchases between Gulf Power and various counterparties. This information is regarded by both Gulf and the counterparties as confidential. The pricing, which resulted from negotiations with Gulf and the counterparties, is specific to individual contracts and is not publicly known. One or more contracts forming the basis for this pricing data are still in effect. Disclosure of this information would negatively impact Gulf's ability to negotiate pricing favorable to its customers in future contracts. In addition, potential counterparties may refuse to enter into contracts with Gulf, or may charge higher prices, if the price terms were made public. The information is entitled to confidential classification pursuant to section 366.093(3)(d)-(e), Florida Statutes.
- 6. The information filed pursuant to this request is intended to be, and is treated as, confidential by Gulf Power, and to this attorney's knowledge has not otherwise been publicly disclosed.

WHEREFORE, Gulf Power Company respectfully requests that the Commission enter an order extending confidential classification of the information highlighted on Exhibit "A" and identified in line/by line format on Exhibit "C" of Gulf's original request from public disclosure as proprietary confidential business information.

Respectfully submitted this 22<sup>nd</sup> day of January, 2020.

RUSSELL A. BADDERS

Vice President & Associate General Counsel

Florida Bar No. 007455

Russell.Badders@nexteraenergy.com

**Gulf Power Company** 

One Energy Place

Pensacola, FL 32520-0100

(850) 444-6550

STEVEN R. GRIFFIN

Florida Bar No. 627569

srg@beggslane.com

BEGGS & LANE, R.L.L.P.

P.O. Box 12950

Pensacola, FL 32591-2950

(850) 432-2451

**Attorneys for Gulf Power Company** 

## BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

RE: Fuel and Purchased Power Cost Recovery Clause with Generating	)	
Performance Incentive Factor	j	Docket No.: 20200001-El

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing was furnished by electronic mail this 22nd day of January, 2020 to the following:

Florida Public Utilities Company Florida Division of Chesapeake **Utilities Corp** Mike Cassel, Director Regulatory and Governmental Affairs Eighth Floor, West Tower 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 A. Wynn 1025 Thomas Jefferson St. NW Washington, DC 20007 jbrew@smxblaw.com law@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 Joel T. Baker 700 Universe Boulevard (LAW/JB) Juno Beach, FL 33408-0420 Maria.moncada@fpl.com joel.baker@fpl.com

Florida Power & Light Company Kenneth Hoffman 134 West Jefferson Street Tallahassee, FL 32301 Ken.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 J. R. Kelly/M. Fall-Fry Patricia A. Christensen Associate Public Counsel c/o The Florida Legislature 111 W. Madison Street, Room 812 Tallahassee, FL 32399-1400 Kelly.jr@leg.state.fl.us 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 Florida Retail Federation c/o Movle Law Firm Jon C. Moyle, Jr. 118 North Gadsden Street Tallahassee, FL 32301 jmoyle@moylelaw.com

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

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

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

> RUSSELL A. BADDERS VP & Associate General Counsel Florida Bar No. 007455 Russell.Badders@nexteraenergy.com **Gulf Power Company** One Energy Place Pensacola FL 32520-0100 (850) 444-6550

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**