

State of Florida



Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

000003-GU

FPSC, CLK - CORRESPONDENCE

DATE: December 14, 2000

TO: Division of Legal Services (Walker)

FROM: Division of Regulatory Oversight (Freeman, Vandiver)

RE: Docket 00003-GU, Recommendation concerning the City Gas Company of Florida, a division of NUI corporation (NUI City Gas), request for confidential classification for portions of the staff's working papers prepared during audit report numbered 00-003-4-3, City Gas Company PGA for the year ended December 31, 1999, Documents 11211-00, 11212-00, 11213-00 and 15812-00

Administrative Parties Consumer

DOCUMENT NO. 16202-01

DISTRIBUTION:

RECEIVED FPSC
DEC 20 AM 9:33

On September 11, 2000, when copies of certain portions of staff's working papers prepared regarding the NUI City Gas PGA audit for the year ended December 31, 1999, were delivered to NUI City Gas at the audit exit conference, the utility requested that these materials be temporary excepted from public access in accordance with the provisions of Rule 25-22.006(3)(a)(2), Florida Administrative Code (FAC). On September 11, 2000, staff filed documents 11211-00, 11212-00, and 11213-00, consisting of those specified portions of the working papers,

On October 3, 2000, the utility filed a request pursuant to Section 366.093, Florida Statutes (F.S.), and Rule 25-22.006(3)(a)2 and (4), FAC, that selected portions of the working papers prepared by staff during the audit receive confidential classification (Document 12532-00).

On December 8, 2000, after discussions with the staff, City Gas filed a revision to its request including a revised redacted copy for the public record (Document 15813-00) and a revised copy of the material highlighting the sensitive material (Document 15812-00).

Pursuant to Section 119.07, F.S., documents submitted to this Commission are public records. The only exceptions to this law are specific statutory exemptions and exemptions granted by governmental agencies pursuant to the specific items of a statutory provision. Subsection 366.093(3)(d), F.S. provides the following exemption:

"Proprietary confidential business information means information, regardless of form or characteristics, which is owned or controlled by the person or company, is intended to be and is treated by the person or company as private in that the disclosure of the information would cause harm to the ratepayers or the person's or company's business operations, and has not been disclosed unless disclosed pursuant to a statutory provision, an order of a court or administrative body, or private agreement that provides that the information will not be released to the public. Proprietary confidential business information includes but is not limited to:....

(d) Information concerning bids or other contractual data, the disclosure of which would impair the efforts of the public utility or its affiliates to contract for goods or services on favorable terms...."

According to Section 366.093, F.S., and Rule 25-22.006, FAC, the utility has the burden of demonstrating that materials qualify for confidential classification. According to Rule 25-22.006, FAC, the utility must meet this burden by demonstrating that the information is proprietary confidential business information, the disclosure of which will cause the utility, the provider of the information or the ratepayer harm.

Staff Analysis of the Request

Reading the NUI City Gas filing reveals the sensitive materials consist of:

1. Customer information including name, address, phone number, Fax number, price, counter party, commodity price, quantity, and volume;
2. Information regarding divisions of NUI other than City Gas; and
3. Information regarding purchase or sales volumes, pricing and price structure.

According to the utility the "data represents negotiated gas supplies purchased from suppliers other than Florida Gas Transmission Company and deliveries by gate station. Prices vary based upon the operational flexibility of each contract. Release of price and volume negotiations would be detrimental to the interests of NUI and City Gas Company of Florida and its customers, since competitors would have access to operational information. This contractual information which, if made public, 'would impair the efforts of (NUI/City GAS) to contract for goods or services on favorable terms.' Section 366.093(3)(d), Florida Statutes."

NUI City Gas further reports confidentiality of this information is intended to be and is treated as proprietary and confidential.

Staff's reading of the sensitive material reveals it is information regarding sensitive contractual information release of which could cause the utility, the provider of the information or the ratepayer harm. We therefore recommend that a confidential classification be granted. Our recommendation by document is detailed below.

Duration of the Confidential Classification Period

The utility requests that the material be granted confidential classification for at least 18 months. According to the provisions of Section 366.093(4), F.S., absent good cause shown for a longer period of protection, a confidential classification is limited to 18 months. We therefore recommend that the period of classification be set as 18 months.

Confidential Classification is recommended for the following materials (as found):

Staff Work Paper Number	Page(s)	Line(s)	Column/Field	Type of Information Classified Confidential
41-5/1-1	1-4	-----	Fields: Name; Address; Account No.	Contractual Information, release of which may cause harm
41-5/1-1/1	1-10	-----	Fields; Acct. No.; Name; Address	Contractual Information, release of which may cause harm
41-5/1-2	1-4	-----	Fields: Name; Address; Account No.	Contractual Information, release of which may cause harm
41-5/1-2/1	1-10	-----	Fields; Acct. No.; Name; Address	Contractual Information, release of which may cause harm
43-2/1	1	10,12-16	Col: Reference	Contractual Information, release of which may cause harm
43-2/1	2	2,4-8,10-11, 18,20,22	Cols: Journal Line Description; Description	Contractual Information, release of which may cause harm
43-2/1	3	-----	Fields: 1,2,3	Contractual Information, release of which may cause harm
43-2/2	1-6	-----	Fields: Column Headings for Cols 1-5	Contractual Information, release of which may cause harm
43-2/2-1	2-3	-----	Fields: Commodity Price; Quantity	Contractual Information, release of which may cause harm
43-2/2-2	2-3	-----	Fields: Commodity Price; Quantity	Contractual Information, release of which may cause harm

Staff Work Paper Number	Page(s)	Line(s)	Column/Field	Type of Information Classified Confidential
43-2/2-2	4	-----	Field; Volume	Contractual Information, release of which may cause harm
43-2/3	1	11,13-17	Col: Reference	Contractual Information, release of which may cause harm
43-2/4	1	-----	Fields: 1,2,3	Contractual Information, release of which may cause harm
43-2/5-1	3-5	-----	Fields: Commodity Price; Quantity; Quantity Calculation	Contractual Information, release of which may cause harm
43-2/6	1	25,27-31	Col: Reference	Contractual Information, release of which may cause harm
43-2/7	1	-----	Fields; 1,2,3	Contractual Information, release of which may cause harm
43-2/7-1	1	-----	Fields; 1,2,3	Contractual Information, release of which may cause harm
43-2/8-1	2	-----	Fields: Commodity Price; Quantity; Quantity Calculation	Contractual Information, release of which may cause harm
43-2/8-1	3	-----	Fields: Volume	Contractual Information, release of which may cause harm
43-2/9	1	18-23	Col: Description	Contractual Information, release of which may cause harm
43-2/10	1	-----	Fields 1,2,3	Contractual Information, release of which may cause harm
43-2/11-2	1-8	-----	Fields: Base Amount; Adjust(+/-); Quantity; Commodity Price; Volume	Contractual Information, release of which may cause harm
43-2/11-3	2-7	-----	Fields: Base Amount; Adjust(+/-); Quantity	Contractual Information, release of which may cause harm
43-3/1	1	28,30-33	Col: Reference	Contractual Information, release of which may cause harm

Staff Work Paper Number	Page(s)	Line(s)	Column/Field	Type of Information Classified Confidential
✓ 43-3/1	2	5,9-11,14, 15,17-20, 24,28,33,37	Col: Journal Line Description; Description	Contractual Information, release of which may cause harm
43-3/1	3	3-20,24-25	Col: Description	Contractual Information, release of which may cause harm
43-3/1	4	-----	Fields: 1,2	Contractual Information, release of which may cause harm
43-3/2	1	8-11	Col: Description	Contractual Information, release of which may cause harm
43-3/2	2	3-5,7-8	Col: Description	Contractual Information, release of which may cause harm
43-4/1	1,8	1,2	Col: Division	Contractual Information, release of which may cause harm
✓ 43-4/1	2-7,9, 11-16	-----	Field: Division Name	Contractual Information, release of which may cause harm
43-5/2-3	1	-----	Col: 1	Contractual Information, release of which may cause harm
43-5/2-2	1	-----	Col: 1	Contractual Information, release of which may cause harm
43-5/2-4	1-3	1-11	Fields: Company Name; Market; Price Est.; Supplier; Price Est.	Contractual Information, release of which may cause harm
43-5/2-4/1	2	-----	Fields: Name; Address; Phone No.; Fax No.; Price	Contractual Information, release of which may cause harm
43-5/2-4/1	3-4	-----	Fields: Counter-Party; Commodity Price; Quantity	Contractual Information, release of which may cause harm
43-5/2-4/2-1	1,2	-----	Fields: Name; Address; Phone No.; Fax No.; Price	Contractual Information, release of which may cause harm
43-5/2-4/2-1	3-12	-----	Fields: Counter-Party; Commodity Price; Quantity; Quantity Calculation; Volume	Contractual Information, release of which may cause harm
43-5/2-4/3	1	-----	Fields: Name; Address; Phone No.; Fax No.; Price	Contractual Information, release of which may cause harm

Staff Work Paper Number	Page(s)	Line(s)	Column/Field	Type of Information Classified Confidential
43-5/2-5	5	2-7	Col: Division Sub Totals	Contractual Information, release of which may cause harm
43-5/2-5	6	-----	Cols: 1,2,3	Contractual Information, release of which may cause harm
43-5/2-5/1	1	-----	Fields: Company Name; Counter-Party	Contractual Information, release of which may cause harm
43-5/2-5/1-1	1-3	-----	Fields: Name; Address; Phone No.; Fax No.; Price; Counter-Party; Commodity Price; Quantity	Contractual Information, release of which may cause harm
43-5/2-5/1-3	2	-----	Fields: Counter-Party; Demand Price; Quantity	Contractual Information, release of which may cause harm
43-5/2-5/2	1	-----	Fields: Name; Counter-Party	Contractual Information, release of which may cause harm
43-5/2-5/2-1	2-3	-----	Fields: Commodity Price; Quantity; Volume	Contractual Information, release of which may cause harm
43-5/2-5/2-2	3-4	-----	Fields: Commodity Price; Quantity; Activity No.	Contractual Information, release of which may cause harm
43-5/2-5/2-3	1-3	-----	Fields: Name; Address; Phone No.; Fax No.; Price; Commodity Price; Quantity	Contractual Information, release of which may cause harm
43-5/2-6	3-4	-----	Cols: Division Sub Totals; Market	Contractual Information, release of which may cause harm
43-5/2-6/1	1-2	-----	Fields: Name; Address; Phone No.; Fax No.; Price; Counter-Party; Pricing; Quantity; Rec/Del Pt.	Contractual Information, release of which may cause harm
43-5/2-6/1	3	1	-----	Contractual Information, release of which may cause harm
43-5/2-6/2	1-5	-----	Fields: Name; Address; Phone No.; Fax No.; Price; Counter-Party; Commodity Price; Quantity; Rec/Del Pt.	Contractual Information, release of which may cause harm

Staff Work Paper Number	Page(s)	Line(s)	Column/Field	Type of Information Classified Confidential
43-5/2-6/2	6	-----	Fields: Commodity Price; Quantity; Rec/Del Pt.	Contractual Information, release of which may cause harm
43-5/2-6/2	7	-----	Fields: Name; Address; Phone No.; Fax No.; Price; Counter-Party; Commodity Price; Quantity; Rec/Del Pt.	Contractual Information, release of which may cause harm
43-5/3-4	1-4	-----	Fields: Company Name; Market	Contractual Information, release of which may cause harm
43-5/3-2	1	-----	Col: 1	Contractual Information, release of which may cause harm
43-5/3-3	1	-----	Col: 1	Contractual Information, release of which may cause harm
43-5/3-4/2	1-2	-----	Fields: Name; Address; Phone No.; Fax No.; Pricing; Counter-Party; Commodity Price; Quantity	Contractual Information, release of which may cause harm
43-5/3-4/2	3	-----	Fields: Commodity Price; Quantity	Contractual Information, release of which may cause harm
43-5/3-4/3	2-3	-----	Fields: Name; Address; Phone No.; Fax No.; Pricing; Counter-Party, Commodity Price; Quantity	Contractual Information, release of which may cause harm
✓ 43-5/3-4/3	4	-----	Fields: Commodity Price; Quantity	Contractual Information, release of which may cause harm
43-5/3-4/3	5	-----	Fields: Name; Address; Phone No.; Fax No.; Pricing; Counter-Party, Commodity Price; Quantity	Contractual Information, release of which may cause harm
43-5/3-5	3	-----	Col: Market	Contractual Information, release of which may cause harm
43-5/3-5/2	3	1,3-8	Col: Off System Sales & Trading	Contractual Information, release of which may cause harm
43-5/4-1	1	1,2,7,32, 34-36	Col: Reference	Contractual Information, release of which may cause harm

Staff Work Paper Number	Page(s)	Line(s)	Column/Field	Type of Information Classified Confidential
43-5/4-2	1	3-14,18-19	Col: Description	Contractual Information, release of which may cause harm
43-5/4-4	1	-----	Col: Division	Contractual Information, release of which may cause harm
43-5/4-5	3-5	-----	Col: Market	Contractual Information, release of which may cause harm
43-5/4-5/1	1-3	-----	Fields: Name; Address; Phone No.; Fax No.; Price; Counter-Party; Commodity Price; Quantity; Volume	Contractual Information, release of which may cause harm
43-5/4-5/2	2	-----	Fields; Company Name; Counter-Party	Contractual Information, release of which may cause harm
43-5/4-5/3	1-9	-----	Fields: Name; Address; Phone No.; Fax No.; Price; Counter-Party; Commodity Price; Quantity; Volume	Contractual Information, release of which may cause harm
43-5/4-6/1	1-2	-----	Field: Division Name	Contractual Information, release of which may cause harm
43-6/3-2	1	-----	Fields: Counter-Party; Commodity Price; Quantity; Quantity Calculation; Comments	Contractual Information, release of which may cause harm
✓ 43-6/3-2	2	-----	Fields: Commodity Price; Quantity; Quantity Calculation; Comments	Contractual Information, release of which may cause harm
43-6/3-5	1	-----	Fields: Name; Counter-Party	Contractual Information, release of which may cause harm
43-7/2	1	14-16	Col: Description	Contractual Information, release of which may cause harm
43-7/2	2	2-6,12-14, 16	Col: Line Descr.; Descr.	Contractual Information, release of which may cause harm
43-7/3	1	-----	Col: Company	Contractual Information, release of which may cause harm

Page 9
Confidential Protection
NUI City Gas PGA
December 14, 2000

A temporary copy of this recommendation will be held at I:15812-00.RAF for a short time.

CC: Division of Regulatory Oversight (Pritchett, Welch)
Division of Records and Reporting (Flynn)

Case Assignment and Scheduling Record

Section 1 - Division of Records and Reporting (RAR) Completes

Docket No. 000003-GU Date Docketed: 01/03/2000 Title: Purchased gas adjustment (PGA) true-up.

Company: Gas Utilities

Official Filing Date: _____
Last Day to Suspend: _____

Expiration: _____

Referred to:
("()" indicates OPR)

ADM AFA APP CAF CMU (EAG) GCL LEG RAR PAI WAW
_____ X _____ X _____

Section 2 - OPR Completes and returns to RAR in 10 workdays.

Time Schedule

Program/Module A3(c)

Staff Assignments

OPR Staff

Staff Counsel

OCRs ()

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Recommended assignments for hearing
and/or deciding this case:

Full Commission _____ Commission Panel _____
Hearing Examiner _____ Staff _____

Date filed with RAR: _____

Initials: OPR _____
Staff Counsel _____

**WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT.
IT IS TENTATIVE AND SUBJECT TO REVISION.
FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770**
Current CASR revision level

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Due Dates

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Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	GR	DS	CL	JN	JC		

Where panels are assigned the senior Commissioner is Panel Chairman;
the identical panel decides the case.

Where one Commissioner, a Hearing Examiner or a Staff Member is
assigned the full Commission decides the case.

- Prehearing Officer

Commissioners					ADM
GR	DS	CL	JN	JC	

Approved: _____

Date: / /

DOCUMENT NO

16202-01

Section 1 - Division of Records and Reporting (RAR) Completes

Docket No. 000003-GU Date Docketed: 01/03/2000 Title: Purchased gas adjustment (PGA) true-up.

Company: Gas Utilities

Official Filing Date: _____

Last Day to Suspend: _____

Expiration: _____

Referred to:
("()" indicates OPR)

ADM	AFA	APP	CAF	CMU	(EAG)	GCL	LEG	RAR	PAI	WAW
	X				X		X			

Section 2 - OPR Completes and returns to RAR in 10 workdays.

Time Schedule

Program/Module A3(c)

Staff Assignments

OPR Staff W Makin, C Bulecza-Banks

Staff Counsel C Keating

OCRs (AFA) R Hicks, J McPherson, K Welch, C Winston

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Recommended assignments for hearing
and/or deciding this case:

Full Commission _____ Commission Panel X

Hearing Examiner _____ Staff _____

Date filed with RAR: 01/11/2000

Initials: OPR _____

Staff Counsel _____

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT.
IT IS TENTATIVE AND SUBJECT TO REVISION.FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770
Current CASR revision level

Due Dates

Previous Current

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1. Order Establishing Procedure	NONE	04/03/2000
2. True-up Filing and Testimony	NONE	05/01/2000
3. Audit Report Due	NONE	06/30/2000
4. Projection Filing and Testimony	NONE	09/27/2000
5. FAW Notice Filed for Prehearing and Hearing	NONE	10/10/2000
6. Notice of Prehearing and Hearing	NONE	10/10/2000
7. Testimony - Intervenor	NONE	10/11/2000
8. Preliminary List of Issues and Positions	NONE	10/18/2000
9. Prehearing Statements	NONE	10/25/2000
10. Prehearing	NONE	11/06/2000
11. Transcripts Due - Prehearing	NONE	11/13/2000
12. Prehearing Order	NONE	11/16/2000
13. Hearing 11/20-22/2000	NONE	11/20/2000
14. Transcripts Due - Hearing	NONE	12/04/2000
15. Standard Order - Bench Decision	NONE	12/14/2000
16. Order Establishing 2001 Docket	NONE	01/02/2001
17. Revised CASR Due	NONE	02/04/2001
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Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	GR	DS	CL	JN	JC		
		X	X		X		

- Prehearing Officer

Commissioners					ADM
GR	DS	CL	JN	JC	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman;
the identical panel decides the case.Where one Commissioner, a Hearing Examiner or a Staff Member is
assigned the full Commission decides the case.Approved: *[Signature]* CSRA

Date: 01/11/2000

Section 1 - Division of Records and Report (RAR) Completes

Company: Gas Utilities

Expiration: _____

ADM AFA APP CAF (CMP) CMU EAG ECR GCL LEG PAI RAR RGO SER WAW
X X

Time Schedule

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT.
IT IS TENTATIVE AND SUBJECT TO REVISION.
FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770
Current CASR revision level

Due Dates

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1.	Tariff Order	SAME	07/31/2000
2.	Agenda	SAME	08/01/2000
3.	Staff Recommendation	NONE	08/03/2000
4.	Agenda	NONE	08/15/2000
5.	Standard Order	SAME	08/21/2000
6.	Standard Order	NONE	09/05/2000
7.	Projection Filing and Testimony	SAME	09/27/2000
8.	FAW Notice Filed for Prehearing and Hearing	SAME	10/10/2000
9.	Notice of Prehearing and Hearing	SAME	10/10/2000
10.	Testimony - Intervenor	SAME	10/11/2000
11.	Preliminary List of Issues and Positions	SAME	10/18/2000
12.	Prehearing Statements	SAME	10/25/2000
13.	Prehearing	SAME	11/06/2000
14.	Transcripts Due - Prehearing	SAME	11/13/2000
15.	Prehearing Order	SAME	11/16/2000
16.	Hearing 11/20-22/2000	SAME	11/20/2000
17.	Transcripts Due - Hearing	SAME	12/04/2000
18.	Standard Order - Bench Decision	SAME	12/14/2000
19.	Order Establishing 2001 Docket	SAME	01/02/2001
20.	Revised CASR Due	SAME	02/04/2001
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Full Commission _____ Commission Panel X
Hearing Examiner _____ Staff

Date filed with RAR: 07/27/2000

Initials: OPR
Staff Counsel

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	DS	CL	JC	JB	NC		
			X	X	X		

Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

- Prehearing Officer

Commissioners					ADM
DS	CL	JC	JB	NC	
			X		

Approved: JD/Sm

Date: 07/27/2000

Case Assignment and Scheduling Record

Section 1 - Division of Records and Reporting (RAR) Completes

Docket No. 000003-GU Date Docketed: 01/03/2000 Title: Purchased gas adjustment (PGA) true-up.

Company: Gas Utilities

Official Filing Date: _____
Last Day to Suspend: _____

Expiration: _____

Referred to:
("()" indicates OPR)

ADM AFA APP CAF (CMP) CMU EAG ECR GCL LEG PAI RAR RGO SER WAW
_____ X _____ X _____

Section 2 - OPR Completes and returns to RAR in 10 workdays.

Time Schedule

Program/Module A3(c)

Staff Assignments

OPR Staff W Makin, C Bulecza-Banks

Staff Counsel C Keating
OCRs (RGO) R Hicks, J McPherson, K Welch,
C Winston

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**WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT.
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FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770
Current CASR revision level**

2

Due Dates

Previous Current

1. Standard Order	SAME	11/06/2000
2. Notice of Prehearing and Hearing	SAME	10/10/2000
3. Testimony - Intervenor	SAME	10/11/2000
4. Standard Order	SAME	10/16/2000
5. Agenda	SAME	10/17/2000
6. Preliminary List of Issues and Positions	SAME	10/18/2000
7. Prehearing Statements	SAME	10/25/2000
8. Prehearing	11/06/2000	11/03/2000
9. Transcripts Due - Prehearing	SAME	11/13/2000
10. Prehearing Order	SAME	11/16/2000
11. Hearing 11/20-22/2000	SAME	11/20/2000
12. Transcripts Due - Hearing	SAME	12/04/2000
13. Standard Order - Bench Decision	SAME	12/14/2000
14. Order Establishing 2001 Docket	SAME	01/02/2001
15. Revised CASR Due	SAME	02/04/2001
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Recommended assignments for hearing
and/or deciding this case:

Full Commission _____ Commission Panel X
Hearing Examiner _____ Staff _____

Date filed with RAR: 07/27/2000

Initials: OPR _____
Staff Counsel _____

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	DS	JC	JB	BZ	XX		
		X	X	X			

- Prehearing Officer

Commissioners					ADM
DS	JC	JB	BZ	XX	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman;
the identical panel decides the case.
Where one Commissioner, a Hearing Examiner or a Staff Member is
assigned the full Commission decides the case.

Approved: 10/smc

Date: 10/09/2000



Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

000003-GU

DATE: January 18, 2000

TO: Division of Legal Services (Elias)

FROM: Division of Electric and Gas (Makin) *WJY CRB8 RLT*

RE: Document No. 00302-00 - City Gas Company of Florida

RECEIVED-FPSC
00 JAN 26 PM 3:19
RECORDS AND
REPORTING

Confidential treatment has been requested for portions of the above referenced document. I have reviewed the document on file in the Division of Records and Reporting. Results of my review are noted on the Exhibit to the request for confidential treatment (attached).

WRM:lkf

Attachments

cc: (With Attachments)

Division of Appeals

(Without Attachments)

Joseph D. Jenkins

Robert L. Trapp

Cheryl Bulecza-Banks

☒ Division of Records and Reporting

FPSC, CLK - CORRESPONDENCE

☒ Administrative Parties Consumer

DOCUMENT NO. 16202-01

DISTRIBUTION: _____

WIGGINS & VILLACORTA, P.A.

ATTORNEYS AT LAW

TELEPHONE (850) 385-6007

POST OFFICE DRAWER 1657

2145 DELTA BOULEVARD, SUITE 200

FACSIMILE (850) 385-6008

TALLAHASSEE, FLORIDA 32302

TALLAHASSEE, FLORIDA 32303

INTERNET waynes@mentally.com

TELECOPY

DATE: 1/19/00
TO: Div. Records & Reporting 413 7118
FROM: WAYNE L. SCHIEFELBEIN

THIS TELECOPY CONSISTS OF 1 PAGE(S) INCLUDING THIS COVER PAGE.
PLEASE DELIVER AS SOON AS POSSIBLE. IF YOU HAVE ANY QUESTIONS,
PLEASE CALL (850) 385-6007.

PLEASE NOTE CHANGE OF ADDRESS, PHONE & FAX FOR
ME! COUNSEL OF RECORD IN DOCKET NOS. 000002EG,
000003GU, 960725GU; 981213GU and 991631GU.

Thank You!
Wayne

Jane 1/20/00



State of Florida
-M-E-M-O-R-A-N-D-U-M-

_____ The document(s) is (are), in fact, what the utility asserts it (them) to be.

_____ The utility has provided enough details to perform a reasoned analysis of its request.

_____ The material has been received incident to an inquiry.

_____ The material is confidential business information because

it includes:

- ☐ (a) Trade secrets;
- ☐ (b) Internal auditing controls and reports of internal auditors;
- ☐ (c) Security measures, systems, or procedures;
- ☐ (d) Information concerning bids or other contractual data, the disclosure of which would impair the efforts of the company to contract for services on favorable terms;
- ☐ (e) Employee personnel information unrelated to compensation, duties, qualifications, or responsibilities;
- ☐ (f) Tax returns or tax-related information;
- ☐ (g) Information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of information.

☐ The material appears to be confidential in nature and harm to the company or its ratepayers will result from public disclosure.

☐ The material appears not to be confidential in nature.

☐ The material is a periodic or recurring filing and each filing contains confidential information.

Response prepared by: _____

Date: _____

cc: ☐ AFA ☐ LEG
 ☐ APP ☐ PAI
 ☐ CMU ☐ RAR
 ☐ EAG ☐ WAW

State of Florida
-M-E-M-O-R-A-N-D-U-M-

_____ The document(s) is (are), in fact, what the utility asserts it (them) to be.
 _____ The utility has provided enough details to perform a reasoned analysis of its request.
 _____ The material has been received incident to an inquiry.
 _____ The material is confidential business information because

State of Florida



Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

000003-GU

RECORDS AND
REPORTING

00 JAN 31 AM 11:01

RECEIVED-FPSC

DATE: January 27, 2000

TO: Division of Legal Services (Elias)

FROM: Division of Electric and Gas (Makin)

RE: Document Number 00803-00 - Florida Public Utilities Company

Confidential treatment has been requested for portions of the above referenced document. I have reviewed the document on file in the Division of Records and Reporting. Results of my review are noted on the Exhibit to the request for confidential treatment (attached).

FPSC, CLK - CORRESPONDENCE

☒ Administrative Parties Consumer

DOCUMENT NO. 16202-01

DISTRIBUTION: _____

WRM:lkf

Attachments

cc: (With Attachments)

Division of Appeals

(Without Attachments)

Joseph D. Jenkins

Robert L. Trapp

Cheryl Bulecza-Banks

☒ Division of Records and Reporting



Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

000003-GU

RECORDS AND
REPORTING

00 JAN 31 AM 11:01

RECEIVED-FPSC

DATE: January 27, 2000

TO: Division of Legal Services (Elias)

FROM: Division of Electric and Gas (Makin)

RE: Document No. 00846-00 - City Gas Company of Florida

Confidential treatment has been requested for portions of the above referenced document. I have reviewed the document on file in the Division of Records and Reporting. Results of my review are noted on the Exhibit to the request for confidential treatment (attached).

FPSC, CLK - CORRESPONDENCE
✓ Administrative Parties Consumer
DOCUMENT NO. 16202-01
DISTRIBUTION: _____

WRM:lhf

Attachments

cc: (With Attachments)
Division of Appeals
(Without Attachments)
Joseph D. Jenkins
Robert L. Trapp
Cheryl Bulecza-Banks
✓ Division of Records and Reporting

The Seal of the State of Florida is a circular emblem. It features a central shield with a palm tree and a sun. The shield is surrounded by a wreath. The outer ring of the seal contains the text "GREAT SEAL OF THE STATE OF FLORIDA" at the top and "IN GOD WE TRUST" at the bottom.

DIVISION OF RECORDS & REPORTING
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770

M-E-M-O-R-A-N-D-U-M

_____The utility has provided enough details to perform a reasoned analysis of its request.

STATE OF FLORIDA

Commissioners:
JOE GARCIA, CHAIRMAN
J. TERRY DEASON
SUSAN F. CLARK
E. LEON JACOBS, JR.



DIVISION OF RECORDS & REPORTING
BLANCA S. BAYO
DIRECTOR
(850) 413-6770

Public Service Commission

M-E-M-O-R-A-N-D-U-M

DATE: February 21, 2000

TO: ☐ DIVISION OF APPEALS
☐ DIVISION OF AUDITING AND FINANCIAL ANALYSIS
☒ DIVISION OF ELECTRIC AND GAS
☐ DIVISION OF LEGAL SERVICES
☐ DIVISION OF POLICY ANALYSIS & INTERGOVERNMENTAL LIAISON
☐ DIVISION OF TELECOMMUNICATIONS
☐ DIVISION OF WATER AND WASTEWATER

FROM: DIVISION OF RECORDS AND REPORTING (Flynn)

RE: CONFIDENTIALITY OF CERTAIN INFORMATION

DOCUMENT NO: 02285-00

DESCRIPTION: Portions of PGA filing for January 2000

SOURCE: City Gas Company of Florida

DOCKET NO: 000003-GU

The above material was received with a request for confidentiality (attached). Please prepare a recommendation for the attorney assigned to the case by completing the section below and forwarding a copy of this memorandum, together with a brief memorandum supporting your recommendation, to the attorney. Copies of your recommendation should also be provided to the Division of Records and Reporting and to the Division of Appeals.

Please read each of the following and check if applicable.

☐ The document(s) is (are), in fact, what the utility asserts it (them) to be.

☐ The utility has provided enough details to perform a reasoned analysis of its request.



Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

24 wf 000003-GU

DATE: February 24, 2000

TO: Division of Legal Services (Elias)

FROM: Division of Electric and Gas (Makin)

RE: Document Number 02258-00 - Florida Public Utilities Company

FPSC, CLK - CORRESPONDENCE

Administrative Parties Consumer

DOCUMENT NO. 16202-01

DISTRIBUTION:

Confidential treatment has been requested for portions of the above referenced document. I have reviewed the document on file in the Division of Records and Reporting. Results of my review are noted on the Exhibit to the request for confidential treatment (attached).

WRM:lkf

Attachments

cc: (With Attachments)

Division of Appeals

(Without Attachments)

Joseph D. Jenkins

Robert L. Trapp

Cheryl Bulecza-Banks

Division of Records and Reporting



Public Service Commission

~~M-E-M-O-R-A-N-D-U-M~~

000003-GU

FFSC, CLK - CORRESPONDENCE

✓ Administrative Parties Consumer

DATE: February 24, 2000

DOCUMENT NO. 16202-01

TO: Division of Legal Services (Elias)

DISTRIBUTION: _____

FROM: Division of Electric and Gas (Makin)

RE: Document No. 02285-00 - City Gas Company of Florida

Confidential treatment has been requested for portions of the above referenced document. I have reviewed the document on file in the Division of Records and Reporting. Results of my review are noted on the Exhibit to the request for confidential treatment (attached).

WRM:lcf

Attachments

cc: (With Attachments)

Division of Appeals

(Without Attachments)

Joseph D. Jenkins

Robert L. Trapp

Cheryl Bulecza-Banks

✓ Division of Records and Reporting

M E M O R A N D U M

MARCH 6, 2000

RECEIVED - FPSC ✓

COMAR-6 AM 10:59

RECORDS AND
REPORTING

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (CROSSMAN) *see RVE*

RE: DOCKET NO. 000003-GU - PURCHASED GAS ADJUSTMENT (PGA)
COST RECOVERY.

0480 -CFO

Attached is an Order Granting Confidential Classification to Portions of City Gas Company of Florida's Purchased Gas Adjustment for July, 1999 (Document No. 10305-99), to be issued in the above-referenced docket. (Number of pages in order - 3)

SAC/anc
Attachment
cc: Division of Electric and Gas
I: 1030599.sac

*Exed - 9/1
mailed -*

MUST GO TODAY

M E M O R A N D U M

MARCH 6, 2000

✓
RECEIVED-FTSC

00 MAR -6 AM 10:59

RECORDS AND
REPORTING

TO: DIVISION OF RECORDS AND REPORTING
FROM: DIVISION OF LEGAL SERVICES (CROSSMAN) *gae RVE*
RE: DOCKET NO. 000003-GU - PURCHASED GAS ADJUSTMENT (PGA)
COST RECOVERY.

0481-CFO

Attached is an Order Granting Confidential Classification to Portions of Peoples Gas System's Purchased Gas Adjustment for September, 1999 (Document No. 12902-99), to be issued in the above-referenced docket. (Number of pages in order - ~~8~~ *7*)

SAC/anc

Attachment

cc: Division of Electric and Gas

I: 1290299.sac

JUST GO TODAY

*9 mailed
RAB*

M E M O R A N D U M

RECEIVED-FISC ✓

MARCH 6, 2000

00 MAR -6 AM 10:59

RECORDS AND
REPORTING

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (CROSSMAN) *ge RUE*

RE: DOCKET NO. 000003-GU - PURCHASED GAS ADJUSTMENT (PGA)
COST RECOVERY.

0482 - CFO

Attached is an Order Granting Confidential Classification to Portions of City Gas Company of Florida's Purchased Gas Adjustment for September, 1999 (Document No. 13168-99), to be issued in the above-referenced docket. (Number of pages in order - 4)

SAC/anc

Attachment

cc: Division of Electric and Gas

I: 1316899.sac

MUST GO TODAY

*9 mailed
RAB*

M E M O R A N D U M

MARCH 6, 2000

RECEIVED-TPSC ✓

00 MAR -6 AM 10:59

RECORDS AND
REPORTING

TO: DIVISION OF RECORDS AND REPORTING
FROM: DIVISION OF LEGAL SERVICES (CROSSMAN) *jae RVE*
RE: DOCKET NO. 000003-GU - PURCHASED GAS ADJUSTMENT (PGA)
COST RECOVERY.

0483-CFO

Attached is an Order Granting Confidential Classification to Portions of Florida Public Utilities Company's Purchased Gas Adjustment for October, 1999 (Document No. 14260-99), to be issued in the above-referenced docket. (Number of pages in order - 5)

SAC/anc

Attachment

cc: Division of Electric and Gas

I: 1426099.sac

MUST GO TODAY

*9 mailed
RAR*

M E M O R A N D U M

MARCH 6, 2000

RECEIVED-PPSC ✓

03 MAR -6 AM 10:59

RECORDS AND
REPORTING

TO: DIVISION OF RECORDS AND REPORTING
FROM: DIVISION OF LEGAL SERVICES (CROSSMAN) *see RVE*
RE: DOCKET NO. 000003-GU - PURCHASED GAS ADJUSTMENT (PGA)
CLAUSE.

0484-CFO

Attached is an Order Granting Confidential Classification to Portions of Tampa Electric Company, D/b/a Peoples Gas System's Purchased Gas Adjustment for August, 1999 (Document No. 11410-99), to be issued in the above-referenced docket. (Number of pages in order - 8)

SAC/anc

Attachment

cc: Division of Electric and Gas

I: 1141099.sac

MUST GO TODAY

9 mailed RAB

M E M O R A N D U M

MARCH 3, 2000

RECEIVED FPSC

03 MAR -6 AM 10:59

RECORDS AND
REPORTING

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (CROSSMAN) *see RVE*

RE: DOCKET NO. 000003-GU - PURCHASED GAS ADJUSTMENT (PGA)
COST RECOVERY.

0491-CFO

Attached is an Order Granting Confidential Classification to Portions of Florida Public Utilities Company's Purchased Gas Adjustment for July, 1999 (Document No. 09692-99), to be issued in the above-referenced docket. (Number of pages in order - 5)

SAC/anc

Attachment

cc: Division of Electric and Gas

I: 0969299.sac

MUST GO TODAY

*9 mailed
RAT*

M E M O R A N D U M

MARCH 3, 2000

RECEIVED-EPSC

00 MAR -6 AM 10:59

RECORDS AND
REPORTING

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (CROSSMAN) *go RVE*

RE: DOCKET NO. 000003-GU - PURCHASED GAS ADJUSTMENT (PGA)
COST RECOVERY.

0492-CFO

Attached is an Order Granting Confidential Classification to Portions of Peoples Gas System's Purchased Gas Adjustment for July, 1999 (Document No. 09950-99), to be issued in the above-referenced docket. (Number of pages in order - 6)

SAC/anc
Attachment
cc: Division of Electric and Gas
I: 0995099.sac

MUST GO TODAY

*9 mailed
RAR*

M E M O R A N D U M

MARCH 6, 2000

RECEIVED -FPSC

00 MAR -6 AM 10:59

RECORDS AND
REPORTING

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (CROSSMAN) *see RVE*

RE: DOCKET NO. 000003-GU - PURCHASED GAS ADJUSTMENT (PGA)
COST RECOVERY.

0493-CFO

Attached is an Order Granting Confidential Classification to Portions of City Gas Company of Florida's Purchased Gas Adjustment for July, 1999 (Document No. 10000-99), to be issued in the above-referenced docket. (Number of pages in order - 4)

SAC/anc
Attachment
cc: Division of Electric and Gas
I: 1000099.sac

MUST GO TODAY

*9 Mailed
RHH*

M E M O R A N D U M

MARCH 6, 2000

RECEIVED-PPSC

00 MAR -6 AM 10:59

RECORDS AND
REPORTING

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (CROSSMAN) *see RVE*

RE: DOCKET NO. 000003-GU - PURCHASED GAS ADJUSTMENT (PGA)
TRUE-UP.

6494-CFO

Attached is an Order Granting Confidential Classification to Portions of Florida Public Utilities Company's Purchased Gas Adjustment for August, 1999 (Document No. 11264-99), to be issued in the above-referenced docket. (Number of pages in order - 5)

SAC/anc

Attachment

cc: Division of Electric and Gas

I: 1126499.sac

MUST GO TODAY

*a mailed
RAR.*

✓
M E M O R A N D U M

RECEIVED-FPSC

MARCH 7, 2000

10 MAR -7 PM 1:56

RECORDS AND
REPORTING

TO: DIVISION OF RECORDS AND REPORTING
FROM: DIVISION OF LEGAL SERVICES (CROSSMAN) *RUE*
RE: DOCKET NO. *000003-GU* - PURCHASED GAS ADJUSTMENT (PGA)
COST RECOVERY.

0506-CFO

Attached is an Order Granting Confidential Classification to Portions of City Gas Company's Purchased Gas Adjustment for August, 1999 (Document No. 11444-99), to be issued in the above-referenced docket. (Number of pages in order - 4)

SAC/anc
Attachment
cc: Division of Electric and Gas
I: 1144499.sac

MUST GO TODAY

*9 mailed
RHR*

STATE OF FLORIDA

Commissioners:
JOE GARCIA, CHAIRMAN
J. TERRY DEASON
SUSAN F. CLARK
E. LEON JACOBS, JR.
LILA A. JABER



DIVISION OF RECORDS & REPORTING
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770

Public Service Commission

M-E-M-O-R-A-N-D-U-M

DATE: March 16, 2000

TO: _____ DIVISION OF APPEALS
_____ DIVISION OF AUDITING AND FINANCIAL ANALYSIS
xx _____ DIVISION OF ELECTRIC AND GAS
_____ DIVISION OF LEGAL SERVICES
_____ DIVISION OF POLICY ANALYSIS & INTERGOVERNMENTAL LIAISON
_____ DIVISION OF TELECOMMUNICATIONS
_____ DIVISION OF WATER AND WASTEWATER

FROM: DIVISION OF RECORDS AND REPORTING (Flynn)

RE: CONFIDENTIALITY OF CERTAIN INFORMATION

DOCUMENT NO: 03389-00

DESCRIPTION: February 2000 PGA filing

SOURCE: Florida Public Utilities Company

DOCKET NO: 000003-GU

The above material was received with a request for confidentiality (attached). Please prepare a recommendation for the attorney assigned to the case by completing the section below and forwarding a copy of this memorandum, together with a brief memorandum supporting your recommendation, to the attorney. Copies of your recommendation should also be provided to the Division of Records and Reporting and to the Division of Appeals.

Please read each of the following and check if applicable.

_____ The document(s) is (are), in fact, what the utility asserts it (them) to be.

_____ The utility has provided enough details to perform a reasoned analysis of its request.

_____ The material has been received incident to an inquiry.

_____ The material is confidential business information because it includes:



Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

000003-GU

DATE: March 27, 2000

TO: Division of Legal Services (Elias)

FROM: Division of Electric and Gas (Makin)

RE: Document Number 03389-00 - Florida Public Utilities Company

Confidential treatment has been requested for portions of the above referenced document. I have reviewed the document on file in the Division of Records and Reporting. Results of my review are noted on the Exhibit to the request for confidential treatment (attached).

WRM:lkf

Attachments

cc: (With Attachments)
Division of Appeals
(Without Attachments)
Joseph D. Jenkins
Robert L. Trapp
Cheryl Bulecza-Banks
Division of Records and Reporting

FPSC, CLK - CORRESPONDENCE
✓ Administrative Parties Consumer
DOCUMENT NO. 16202-01
DISTRIBUTION: _____

State of Florida



Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

FPSC, CLK - CORRESPONDENCE

Administrative Parties Consumer

000003-GU

DATE: March 27, 2000

DOCUMENT NO. 16202-01

TO: Division of Legal Services (Elias)

DISTRIBUTION: 727

FROM: Division of Electric and Gas (Makin)

RE: Document No. 03506-00 - City Gas Company of Florida

Confidential treatment has been requested for portions of the above referenced document. I have reviewed the document on file in the Division of Records and Reporting. Results of my review are noted on the Exhibit to the request for confidential treatment (attached).

WRM:lkf

Attachments

cc: (With Attachments)

Division of Appeals

(Without Attachments)

Joseph D. Jenkins

Robert L. Trapp

Cheryl Bulecza-Banks

Division of Records and Reporting

State of Florida



Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

000003-GU

DATE: April 5, 2000

TO: Sylvia Pelt, Division of Audit and Financial Analysis

FROM: Kay Flynn, Chief of Records, Division of Records & Reporting

RE: Return of declassified audit material to AFA

FPSC, CLK - CORRESPONDENCE
 Administrative Parties Consum
 DOCUMENT NO. 16202-01
 DISTRIBUTION:

Accompanying this memorandum are staff audit workpapers which were confidential when first filed, but subsequently became declassified. A description of each set of workpapers is provided below. Please contact me at 36744 if you have any questions concerning the return of this material to your division.

Audit Control #	Company Name	Docket No.	Document No.	Declass. Date
92-140-4-1	FPL	930001-EI	06540, -41, -43, and 06544-93	04/06/1996
93-267-2-2	TECO	940001-EI	06111-94	07/13/1999
93-267-4-1	FPL	940001-EI	06018-94	12/31/1999
94-007-4-1	FPUC	930720-EI	02667, -68-94	07/13/1999
94-014-2-1	TECO	940772-EI	06113-94	07/13/1999
94-161-4-1	FPL	940852-EI	07691-94	07/13/1999
94-161-4-1	FPL	940852-EI	07628-94	07/13/1999
94-279-2-2	TECO	950001-EI	05776-95	02/19/1998
94-279-4-1	FPL	950001-EI	05715-95	08/13/1997
95-283-4-1	FPL	960007-EI	06960-96	06/02/1998
95-298-2-4	TECO	960001-EI	06799-96	12/10/1998
96-003-2-1	FPC	961148-EI	13026-96	07/15/1998
96-151-2-1	Peoples Gas	960003-GU	13254-96	10/14/1998
96-151-4-2	FPUC	960003-GU	13292-96	11/29/1999
96-180-4-1	City Gas	960502-GU	08597-96	06/17/1998

97-055-4-2	FPL	970001-EI	06105-97	03/25/1999
97-057-4-2	FPUC	970893-PU	06930-97	03/23/1999
97-064-4-1	FPL	970007-EI	06066-97	10/20/1999
97-076-4-1	FPL	970001-EI	06102-97	10/20/1999
97-160-4-2	FPUC	970003-GU	12109-97	11/29/1999
97-253-1-1	Gulf Power	960789-EI	01786-98	12/26/1999
98-022-4-1	FPL	980007-EI	04083-98	01/28/2000
98-188-1-1	GTE Service	980000A-SP	10734-98	11/03/1998
99-079-4-1	City Gas	990002-EG	08557-99	10/19/1999
99-081-4-1	FPUC	undocketed	09530-99	10/19/1999

cc: Denise Vandiver
Bob Freeman

M E M O R A N D U M

APRIL 6, 2000

✓
RECEIVED-FPSC

00 APR -6 AM 11:38

RECORDS AND
REPORTING

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (C. KEATING) *WCK RUE*

RE: DOCKET NO. 000003-GU - PURCHASED GAS ADJUSTMENT (PGA)
TRUE-UP.

0646-PCO

Attached is an ORDER ESTABLISHING PROCEDURE to be issued in the above-referenced docket. (Number of pages in order -10)

WCK/jb

cc: Division of Electric and Gas

I: 000003ep.wck

MUST GO TODAY

*faxed - 9/11
mailed -*

STATE OF FLORIDA

Commissioners:
JOE GARCIA, CHAIRMAN
J. TERRY DEASON
SUSAN F. CLARK
E. LEON JACOBS, JR.
LILA A. JABER



DIVISION OF RECORDS & REPORTING
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770

Public Service Commission

M-E-M-O-R-A-N-D-U-M

DATE: April 19, 2000

TO: _____ DIVISION OF APPEALS
_____ DIVISION OF AUDITING AND FINANCIAL ANALYSIS
xx _____ DIVISION OF ELECTRIC AND GAS
_____ DIVISION OF LEGAL SERVICES
_____ DIVISION OF POLICY ANALYSIS & INTERGOVERNMENTAL LIAISON
_____ DIVISION OF WATER AND WASTEWATER

FROM: DIVISION OF RECORDS AND REPORTING (Flynn)

RE: CONFIDENTIALITY OF CERTAIN INFORMATION

DOCUMENT NO: 04741-00

DESCRIPTION: Portions of PGA for the month of March 2000

SOURCE: Florida Public Utilities Company

DOCKET NO: 000003-GU

The above material was received with a request for confidentiality (attached). Please prepare a recommendation for the attorney assigned to the case by completing the section below and forwarding a copy of this memorandum, together with a brief memorandum supporting your recommendation, to the attorney. Copies of your recommendation should also be provided to the Division of Records and Reporting and to the Division of Appeals.

Please read each of the following and check if applicable.

_____ The document(s) is (are), in fact, what the utility asserts it (them) to be.

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_____ The material is confidential business information because it includes:



Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

FPSC, CLK - CORRESPONDENCE

Administrative Parties Consumer

DOCUMENT NO. 16202-01

DISTRIBUTION: _____

DATE: May 17, 2000

TO: Division of Legal Services (Elias)

FROM: Division of Electric and Gas (Makin)

RE: Document No. 004848-00 - City Gas Company of Florida

Confidential treatment has been requested for portions of the above referenced document. I have reviewed the document on file in the Division of Records and Reporting. Results of my review are noted on the Exhibit to the request for confidential treatment (attached).

WRM:lkf

Attachments

cc: (With Attachments)

Division of Appeals

Rachael Isaac, Legal Services

(Without Attachments)

Joseph D. Jenkins

Robert L. Trapp

Cheryl Bulecza-Banks

Division of Records and Reporting

RECEIVED-FPSC
00 MAY 19 AM 10:39
RECORDS AND
REPORTING



Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

000003-GU

DATE: May 17, 2000

TO: Division of Legal Services (Elias)

FROM: Division of Electric and Gas (Makin)

RE: Document Number 004741-00, Florida Public Utilities Company

RECEIVED-FPSC
MAY 18 AM 10:39
RECORDS AND
REPORTING

Confidential treatment has been requested for portions of the above referenced document. I have reviewed the document on file in the Division of Records and Reporting. Results of my review are noted on the Exhibit to the request for confidential treatment (attached).

FPSC, CLK - CORRESPONDENCE
Administrative Parties Consumer
DOCUMENT NO. 16202-01
DISTRIBUTION: _____

WRM:lkf

Attachments

cc: (With Attachments)
Division of Appeals
(Without Attachments)
Joseph D. Jenkins
Robert L. Trapp
Cheryl Bulecza-Banks
✓ Division of Records and Reporting



Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

000003-GU

DATE: May 17, 2000

TO: Division of Legal Services (Elias)

FROM: Division of Competitive Services (Makin)

RE: Document Number 006181-00, Florida Public Utilities Company

RECEIVED-FPSC
00 MAY 31 PM 4:03
RECORDS AND REPORTING
FPSC, CLK - CORRESPONDENCE
Administrative Parties Consumer
DOCUMENT NO. 16202-01
DISTRIBUTION:

Confidential treatment has been requested for portions of the above referenced document. I have reviewed the document on file in the Division of Records and Reporting. Results of my review are noted on the Exhibit to the request for confidential treatment (attached).

WRM:lkf

Attachments

cc: (With Attachments)
Division of Appeals
Rachael Isaac, Legal Services
(Without Attachments)
Cheryl Bulecza-Banks
Division of Records and Reporting

done
6-2-00

STATE OF FLORIDA

Commissioners:
JOE GARCIA, CHAIRMAN
J. TERRY DEASON
SUSAN F. CLARK
E. LEON JACOBS, JR.
LILA A. JABER



DIVISION OF RECORDS & REPORTING
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770

Public Service Commission

M-E-M-O-R-A-N-D-U-M

DATE: May 18, 2000

TO: DIVISION OF APPEALS
 DIVISION OF AUDITING AND FINANCIAL ANALYSIS
 xx DIVISION OF ELECTRIC AND GAS
 DIVISION OF LEGAL SERVICES
 DIVISION OF POLICY ANALYSIS & INTERGOVERNMENTAL LIAISON
 DIVISION OF WATER AND WASTEWATER

FROM: DIVISION OF RECORDS AND REPORTING (Flynn)

RE: CONFIDENTIALITY OF CERTAIN INFORMATION

DOCUMENT NO: 06181-00

DESCRIPTION: FPU PGA Schedules for April 2000

SOURCE: Florida Public Utilities Company

DOCKET NO: 000003-GU

The above material was received with a request for confidentiality (attached). Please prepare a recommendation for the attorney assigned to the case by completing the section below and forwarding a copy of this memorandum, together with a brief memorandum supporting your recommendation, to the attorney. Copies of your recommendation should also be provided to the Division of Records and Reporting and to the Division of Appeals.

Please read each of the following and check if applicable.

 The document(s) is (are), in fact, what the utility asserts it (them) to be.

 The utility has provided enough details to perform a reasoned analysis of its request.

 The material has been received incident to an inquiry.

STATE OF FLORIDA

Commissioners:
JOE GARCIA, CHAIRMAN
J. TERRY DEASON
SUSAN F. CLARK
E. LEON JACOBS, JR.
LILA A. JABER



DIVISION OF RECORDS & REPORTING
BLANCA S. BAYO
DIRECTOR
(850) 413-6770

Public Service Commission

M-E-M-O-R-A-N-D-U-M

DATE: May 22, 2000

TO: _____ DIVISION OF APPEALS
_____ DIVISION OF AUDITING AND FINANCIAL ANALYSIS
xx _____ DIVISION OF ELECTRIC AND GAS
_____ DIVISION OF LEGAL SERVICES
_____ DIVISION OF POLICY ANALYSIS & INTERGOVERNMENTAL LIAISON
_____ DIVISION OF WATER AND WASTEWATER

FROM: DIVISION OF RECORDS AND REPORTING (Flynn)

RE: CONFIDENTIALITY OF CERTAIN INFORMATION

DOCUMENT NO: 06267-00

DESCRIPTION: CGC PGA Schedules for April 2000

SOURCE: City Gas Company

DOCKET NO: 000003-GU

The above material was received with a request for confidentiality (attached). Please prepare a recommendation for the attorney assigned to the case by completing the section below and forwarding a copy of this memorandum, together with a brief memorandum supporting your recommendation, to the attorney. Copies of your recommendation should also be provided to the Division of Records and Reporting and to the Division of Appeals.

Please read each of the following and check if applicable.

_____ The document(s) is (are), in fact, what the utility asserts it (them) to be.

_____ The utility has provided enough details to perform a reasoned analysis of its request.

_____ The material has been received incident to an inquiry.

LAW OFFICES
MESSER, CAPARELLO & SELF
A PROFESSIONAL ASSOCIATION

215 SOUTH MONROE STREET, SUITE 701
POST OFFICE BOX 1876
TALLAHASSEE, FLORIDA 32302-1876
TELEPHONE: (850) 222-0720
TELECOPIERS: (850) 224-4359; (850) 425-1942
INTERNET: www.lawfla.com

May 24, 2000

RECEIVED-FPSC
00 MAY 24 PM 4:13
RECORDS AND
REPORTING

Ms. Blanca Bayo, Director
Division of Records and Reporting
Room 110, Easley Building
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850

BY HAND DELIVERY

Re: Docket No. 000003-GU

Dear Ms. Bayo:

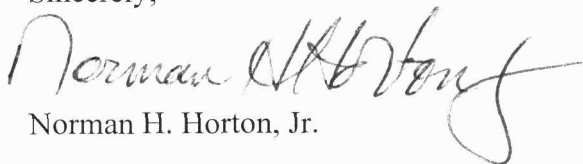
Please return the following documents filed by Florida Public Utilities Company on May 1, 2000 in the above-referenced docket:

1. Request for Specified Confidential Treatment of Portions of the True-up Filing;
2. The Direct Testimony of George Bachman;
3. Redacted Exhibit GMB-1; and
4. Confidential Exhibit GMB-1

These documents were replaced with a filing done by Florida Public Utilities Company on May 9, 2000 at the request of FPSC Staff.

Thank you for your assistance in this matter.

Sincerely,


Norman H. Horton, Jr.

NHH:amb
Enclosures

cc: Mr. George Bachman
Parties of Record

State of Florida



Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

000003-GU

DATE: May 30, 2000

TO: Division of Legal Services (Elias)

FROM: Division of Competitive Services (Makin)

RE: Document No. 006267-00 - City Gas Company of Florida

RECEIVED-FPSC
00 MAY 31 PM 4:03
RECORDS AND REPORTING
FPSC, CLK - CORRESPONDENCE
✓ Administrative Parties Consumer
DOCUMENT NO. 16202-01
DISTRIBUTION:

Confidential treatment has been requested for portions of the above referenced document. I have reviewed the document on file in the Division of Records and Reporting. Results of my review are noted on the Exhibit to the request for confidential treatment (attached).

WRM:lkf

Attachments

cc: (With Attachments)
Division of Appeals
Rachael Isaac, Legal Services
(Without Attachments)
Cheryl Bulecza-Banks
✓ Division of Records and Reporting

00 MAY 31 PM 4:03

STATE OF FLORIDA

Commissioners:
JOE GARCIA, CHAIRMAN
J. TERRY DEASON
SUSAN F. CLARK
E. LEON JACOBS, JR.
LILA A. JABER



DIVISION OF RECORDS & REPORTING
BLANCA S. BAYO
DIRECTOR
(850) 413-6770

Public Service Commission

M-E-M-O-R-A-N-D-U-M

DATE: June 20, 2000

TO: _____ DIVISION OF APPEALS
 xx _____ DIVISION OF COMPETITIVE SERVICES
 _____ DIVISION OF ECONOMIC REGULATION
 _____ DIVISION OF LEGAL SERVICES
 _____ DIVISION OF POLICY ANALYSIS & INTERAGENCY LIAISON
 _____ DIVISION OF REGULATORY OVERSIGHT
 _____ DIVISION OF SAFETY & ELECTRIC RELIABILITY

FROM: DIVISION OF RECORDS AND REPORTING (Lockard)

RE: CONFIDENTIALITY OF CERTAIN INFORMATION

DOCUMENT NO: 07493-00

DESCRIPTION: PGA Filing for May 2000

SOURCE: Florida Public Utilities Company

DOCKET NO: 000003-GU

The above material was received with a request for confidentiality (attached). Please prepare a recommendation for the attorney assigned to the case by completing the section below and forwarding a copy of this memorandum, together with a brief memorandum supporting your recommendation, to the attorney. Copies of your recommendation should also be provided to the Division of Records and Reporting and to the Division of Appeals.

Please read each of the following and check if applicable.

- _____ The document(s) is (are), in fact, what the utility asserts it (them) to be.
- _____ The utility has provided enough details to perform a reasoned analysis of its request.
- _____ The material has been received incident to an inquiry.



Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

000003-GU

DATE: June 22, 2000

TO: Division of Legal Services (Elias)

FROM: Division of Competitive Services (Makin)

RE: Document Number 007493-00, Florida Public Utilities Company

RECEIVED-FPSC
00 JUN 22 PM 4:25
RECORDS AND REPORTING
FPSC, CLK. CORRESPONDENCE
✓ Administrative Parties Consumer
DOCUMENT NO. 16202-01
DISTRIBUTION:

Confidential treatment has been requested for portions of the above referenced document. I have reviewed the document on file in the Division of Records and Reporting. Results of my review are noted on the Exhibit to the request for confidential treatment (attached).

WRM:lkf

Attachments

cc: (With Attachments)
Division of Appeals
Rachael Isaac, Legal Services
(Without Attachments)
Cheryl Bulecza-Banks
✓ Division of Records and Reporting

16202-01
6:23:00
JUN 23 2000

FILED

STATE OF FLORIDA

Commissioners:
JOE GARCIA, CHAIRMAN
J. TERRY DEASON
SUSAN F. CLARK
E. LEON JACOBS, JR.
LILA A. JABER



DIVISION OF RECORDS & REPORTING
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770

Public Service Commission

June 26, 2000

Norman H. Horton, Jr., Esquire
Messer, Caparello & Self
215 South Monroe Street, Suite 701
Post Office Box 1876
Tallahassee, Florida 32302-1876

Re: Return of Confidential Document to the Source, Docket No. 000003-GU

Dear Mr. Horton:

Commission staff have advised that confidential Document No. 05383-00, filed on behalf of Florida Public Utilities Company, can be returned to the source. The document is enclosed.

Please do not hesitate to contact me if you have any questions concerning return of this material.

Sincerely,

A handwritten signature in cursive script, appearing to read "Kay Flynn".

Kay Flynn, Chief
Bureau of Records

Enclosure

SIGNED FOR BY

A handwritten signature in cursive script, appearing to read "Ashley Waldoch".

DATE

6-26-00

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD • TALLAHASSEE, FL 32399-0850

An Affirmative Action/Equal Opportunity Employer

PSC Website: <http://www.floridapsc.com>

Internet E-mail: contact@psc.state.fl.us

STATE OF FLORIDA

Commissioners:
JOE GARCIA, CHAIRMAN
J. TERRY DEASON
SUSAN F. CLARK
E. LEON JACOBS, JR.
LILA A. JABER



DIVISION OF RECORDS & REPORTING
BLANCA S. BAYO
DIRECTOR
(850) 413-6770

Public Service Commission

June 26, 2000

222-0720
Norman H. Horton, Jr., Esquire
Messer, Caparello & Self
215 South Monroe Street, Suite 701
Post Office Box 1876
Tallahassee, Florida 32302-1876



Re: Return of Confidential Document to the Source, Docket No. 000003-GU

Dear Mr. Horton:

Commission staff have advised that confidential Document No. 05383-00, filed on behalf of Florida Public Utilities Company, can be returned to the source. The document is enclosed.

Please do not hesitate to contact me if you have any questions concerning return of this material.

Sincerely,

A handwritten signature in purple ink that reads "Kay Flynn".

Kay Flynn, Chief
Bureau of Records

Enclosure

SIGNED FOR BY

A handwritten signature in blue ink that reads "Ashley Waldoch".

DATE

6-26-00



NUI Corporation (NYSE: NUI)

FAX: 850-413-7118

July 11, 2000

Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re: Docket No. 000003-GU

To Whom It May Concern:

NUI Energy, Inc. requests to be added to the mailing list for **Docket No. 000003-GU**.

Please forward filings made under this docket to:

Robert Eyet
NUI Energy, Inc.
550 Route 202-206
PO Box 760
Bedminster, NJ 07921
Phone: (908) 470-4621
Fax: (908) 781-2794
E-mail: reyet@nui.com

If you have any questions, please contact the above.

Sincerely,

A handwritten signature in dark ink, appearing to read "Robert Eyet", written over the printed name.

Robert Eyet
Commercial Sales Manager

advised 7-11-00

NUI Companies and Affiliates:
City Gas Company of Florida
Elizabethtown Gas
Elkton Gas

NUI Capital Corp.
NUI Energy
NUI Energy Brokers
NUI Energy Solutions

NUI Telecom
TIC Enterprises, LLC
Utility Business Services
Valley Cities Gas
TOTAL P.01



Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

DATE: July 24, 2000

TO: Division of Legal Services (Elias)

FROM: Division of Competitive Services (Makin)

RE: Document Number 008722-00, Florida Public Utilities Company

RECEIVED-FPSC
JUL 25 PM 1:50
RECORDS AND
REPORTING

000003 - GU

Confidential treatment has been requested for portions of the above referenced document. I have reviewed the document on file in the Division of Records and Reporting. Results of my review are noted on the Exhibit to the request for confidential treatment (attached).

WRM:lkf

Attachments

cc: (With Attachments)
Division of Appeals
Rachael Isaac, Legal Services
(Without Attachments)
Cheryl Bulecza-Banks
✓ Division of Records and Reporting

✓ FPSC, CLK - CORRESPONDENCE

Administrative Parties Consumer

DOCUMENT NO. 16202-01

DISTRIBUTION: _____

STATE OF FLORIDA

Commissioners:

J. TERRY DEASON, CHAIRMAN
SUSAN F. CLARK
E. LEON JACOBS, JR.
LILA A. JABER



DIVISION OF RECORDS & REPORTING
BLANCA S. BAYO
DIRECTOR
(850) 413-6770

Public Service Commission

M-E-M-O-R-A-N-D-U-M

DATE: July 31, 2000

TO: DIVISION OF APPEALS
 xx DIVISION OF COMPETITIVE SERVICES
 DIVISION OF ECONOMIC REGULATION
 DIVISION OF LEGAL SERVICES
 DIVISION OF POLICY ANALYSIS & INTERAGENCY LIAISON
 DIVISION OF REGULATORY OVERSIGHT
 DIVISION OF SAFETY & ELECTRIC RELIABILITY

FROM: DIVISION OF RECORDS AND REPORTING (Lockard)

RE: CONFIDENTIALITY OF CERTAIN INFORMATION

DOCUMENT NO: 09180-00 (x-ref. 08565-00)

DESCRIPTION: Certain documents & information in connection with
 PGA Audit ending 12/31/99.

SOURCE: Florida Public Utilities Company

DOCKET NO: 000003-GU

The above material was received with a request for confidentiality (attached). Please prepare a recommendation for the attorney assigned to the case by completing the section below and forwarding a copy of this memorandum, together with a brief memorandum supporting your recommendation, to the attorney. Copies of your recommendation should also be provided to the Division of Records and Reporting and to the Division of Appeals.

Please read each of the following and check if applicable.

- The document(s) is (are), in fact, what the utility asserts it (them) to be.
- The utility has provided enough details to perform a reasoned analysis of its request.
- The material has been received incident to an inquiry.
- The material is confidential business information because it includes:

STATE OF FLORIDA

Commissioners:

J. TERRY DEASON, CHAIRMAN
SUSAN F. CLARK
E. LEON JACOBS, JR.
LILA A. JABER



DIVISION OF RECORDS & REPORTING
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770

Public Service Commission

M-E-M-O-R-A-N-D-U-M

DATE: July 19, 2000

TO: DIVISION OF APPEALS
 xx DIVISION OF COMPETITIVE SERVICES
 DIVISION OF ECONOMIC REGULATION
 DIVISION OF LEGAL SERVICES
 DIVISION OF POLICY ANALYSIS & INTERAGENCY LIAISON
 DIVISION OF REGULATORY OVERSIGHT
 DIVISION OF SAFETY & ELECTRIC RELIABILITY

FROM: DIVISION OF RECORDS AND REPORTING (Lockard)

RE: CONFIDENTIALITY OF CERTAIN INFORMATION

DOCUMENT NO: 08722-00

DESCRIPTION: PGA filing for month of June, 2000

SOURCE: Florida Public Utilities Company

DOCKET NO: 000003-GU

The above material was received with a request for confidentiality (attached). Please prepare a recommendation for the attorney assigned to the case by completing the section below and forwarding a copy of this memorandum, together with a brief memorandum supporting your recommendation, to the attorney. Copies of your recommendation should also be provided to the Division of Records and Reporting and to the Division of Appeals.

Please read each of the following and check if applicable.

- The document(s) is (are), in fact, what the utility asserts it (them) to be.
- The utility has provided enough details to perform a reasoned analysis of its request.
- The material has been received incident to an inquiry.
- The material is confidential business information because

M E M O R A N D U M

AUGUST 3, 2000

RECEIVED-PPSC

AUG -3 AM 10:46

RECORDS AND
REPORTING

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (C. KEATING) *WCK RUE*

RE: DOCKET NO. 000003-GU - PURCHASED GAS ADJUSTMENT (PGA)
TRUE-UP.

1422-PCO

Attached is an ORDER APPROVING MID-COURSE CORRECTION to be issued in the above-referenced docket. (Number of pages in order - 4)

WCK/jb

cc: Division of Competitive Services
Division of Regulatory Oversight

I: 000003ol.wck

9/1

State of Florida



Public Service Commission

~~-M-E-M-O-R-A-N-D-U-M-~~

FPSC, CLK - CORRESPONDENCE

Administrative Parties Consumer

DOCUMENT NO. 16202-01

DISTRIBUTION:

DATE: August 9, 2000

TO: Division of Legal Services (Keating)

FROM: Division of Regulatory Oversight (Freeman, Vandiver)

RE: Docket 000003-GU, Recommendation concerning Florida Public Utilities Company (FPU's) request for confidential classification for a portion of the staff working papers obtained during the preparation of audit report numbered 00-003-4-1, FPU Purchased Gas Adjustment audit for the year ended December 31, 1999, Documents Numbered 08565-00 and 09180-00

On July 10, 2000, when copies of certain staff audit working papers obtained regarding the FPU Purchased Gas Adjustment for the year ended December 31, 1999, were delivered to FPU at the audit exit conference, the utility requested that these materials be temporary excepted from public access in accordance with the provisions of Rule 25-22.006(3)(a)(2), Florida Administrative Code (FAC). On July 17, 2000, staff filed document 08565-00 consisting of those specified portions of the audit working papers.

On July 31, 2000, the utility filed a request pursuant to Section 366.093, Florida Statutes (F.S.), and Rule 25-22.006(3)(a)(2) and (4), FAC, that selected portions of the specified working papers prepared by staff during the audit receive confidential classification. The utility's request included redacted copies for public inspection (document 09179-00) and highlighted copies (document 09180-00).

Documents 08565-00 and 09180-00 are currently held by the Commission's Division of Records and Reporting as confidential pending resolution of FPU's request for confidential classification.

Pursuant to Section 119.07, F.S., documents submitted to this Commission are public records. The only exceptions to this law are specific statutory exemptions and exemptions granted by governmental agencies pursuant to the specific items of a statutory provision. Subsection 366.093(3)(d) provides the following exemption:

APP
CAF
CMP
COM
CTR
ECR
LEG
OPC
PAI
RGO
SEC
SER
OTH

1
Key

"Proprietary confidential business information means information, regardless of form or characteristics, which is owned or controlled by the person or company, is intended to be and is treated by the person or company as private in that the disclosure of the information would cause harm to the ratepayers or the person's or company's business operations, and has not been disclosed unless disclosed pursuant to a statutory provision, an order of a court or administrative body, or private agreement that provides that the information will not be released to the public. Proprietary confidential business information includes but is not limited to:....

(d) Information concerning bids or other contractual data, the disclosure of which would impair the efforts of the public utility or its affiliates to contract for goods and services on favorable terms....."

According to Section 366.093, F.S., and Rule 25-22.006, FAC, the utility has the burden of demonstrating that materials qualify for confidential classification. According to rule 25-22.006, FAC, the utility must meet this burden by demonstrating that the information is proprietary confidential business information, the disclosure of which will cause the utility, the provider of the information or the ratepayer harm.

Staff Analysis of the Request

Reading the FPU filing reveals the sensitive materials presented in the filing consist of:

1. Materials from FPU's monthly PGA filings made with the Commission in April 1999, May 1999, and July 1999, in particular; (a) certain gas supplier invoices, (b) schedule A-4 of the PGA filing, and certain documents supporting schedule A-1 of the PGA filing. These specific materials have been previously granted a confidential classification pursuant to Commission Order 99-1249 (April 1999 filing), Order 99-1699 (May 1999 filing) and Order 00-0491 (July 1999 filing);

We recommend that confidential protection previously granted to this information be continued; however, we also recommend that period of confidential protection be limited to the term previously set.

Staff Analysis of the Request (continued)

2. FPU internal document entitled "BTU Calculation Input Sheet" for February and May 1999, listing volumes of gas and BTU's received by station;

FPU states; "...The information contained within these columns represent negotiated gas supplies purchased from suppliers other than Florida Gas Transmission Company and deliveries by gate station.... Prices depend on the operational flexibility of each contract.... Release of...gas tendered by gas station would be detrimental to the interest of FPU and its customers since it would provide a competitor with ...[key] operating information. These data also contain information concerning totals paid to gas suppliers. Releasing such information could provide competing gas suppliers with an advantage over FPU. Suppliers may be less likely to make price concessions. Release of such information has the potential to lead to inflated price fixing by suppliers. Potentially, release of the aforementioned information may result in higher costs which would have to be passed to FPU's customers."

3. FPU's monthly calculation of Off-Systems Sales Profit for April and July 1999; and
4. Invoices from FPU to a customer for providing "off systems sales service."

FPU seeks to protect information concerning the customers and amounts of service provided concerning its "off system sales". The utility indicates price varies upon the flexibility of each contract.

The utility reports these documents are intended to be and are treated by FPU as confidential.

Staff Recommendation

Reading the sensitive material reveals it is contractual or bidding information release of which could harm FPU and the ratepayer. We therefore recommend the a confidential classification for these materials be approved.

Duration of the Confidential Classification Period

The utility requests that this material be granted confidential classification for at least 18 months. According to the provisions of Section 366.093(4), F.S., absent good cause shown for a longer period of protection, a confidential classification is limited to 18 months. We also note the utility filing includes material which has already been considered by the Commission and material presented to the Commission for the first time.

If the utility has previously requested protection for material and a Commission Order has been issued, then a confidential classification period for this material has already been set. In those cases, as described in the detailed recommendation presented below, we recommend that the duration of the confidential classification period toll as originally established.

For material which has not been the subject of a previous request, we recommend the period of classification be set as 18 months in accordance with FPU's request.

Detailed Recommendation, as found

Staff Work Paper Number	Page(s)	Line(s)	Recommend	Period	Type of Information
Documents 08565-00 and 09180-00					
41-1/6/3/1	1	10-25 Cols. B&C	Grant	18 mos.	BTU Calculation Input Sheet - Feb 1999
41-2/5-2/1	1	10-25 Cols. B&C	Grant	18 mos.	BTU Calculation Input Sheet - May 1999
41-3/1	1	3,10-18,23	Grant	18 mos.	Calculation of Off System Sales Profit April 1999
41-3/3	1	10-13, 19, 27-30,36-48, 50,57-63	Grant	18 mos.	FPU Off System Sales Invoice - April 1999
41-3/4	1	1-22	Grant	Until Dec 24, 2000	PGA Schedule A-4 April 1999
41-3/6	1	3,10-18,23	Grant	18 mos.	Calculation of Off System Sales Profit July 1999

Staff Work Paper Number	Page(s)	Line(s)	Recommend	Period	Type of Information
Documents 08565-00 and 09180-00					
41-3/8	1	10-13, 19, 27-30,36-48, 50,57-63	Grant	18 mos.	FPU Off System Sales Invoice - July 1999
41-3/9	1	1-15	Grant	Until Sep 7, 2001	PGA Schedule A-4 July 1999
43-1	1	7-10	Grant	Until Dec 24, 2000	Supporting Document to PGA Schedule A-1 April 1999
43-1/7	1	1-80	Grant	Until Feb 28, 2001	Gas Supplier's Invoice May 1999
43-1/8	1	1-80	Grant	Until Feb 28, 2001	Gas Supplier's Invoice May 1999
43-1/9	1	1-80	Grant	Until Feb 28, 2001	Gas Supplier's Invoice May 1999
43-1/10	1	1-80	Grant	Until Dec 24, 2000	Gas Supplier's Invoice April 1999
43-2	1	7-10	Grant	Until Sep 7, 2001	Supporting Document to PGA Schedule A-1 July 1999
43-2/8	1	1-80	Grant	Until Sep 7, 2001	Gas Supplier's Invoice July 1999
43-2/9	1	1-80	Grant	Until Sep 7, 2001	Gas Supplier's Invoice July 1999
43-2/10	1	1-80	Grant	Until Sep 7, 2001	Gas Supplier's Invoice July 1999

Page 6
FPU PGA Audit
Confidential Recommendation
August 9, 2000

A copy of this recommendation will be held as a temporary file at I:09180-00.RAF.

CC: Division of Regulatory Oversight (Pritchett, Welch)
Division of Competitive Services (Makin)
✓ Division of Records and Reporting (Flynn)

STATE OF FLORIDA

Commissioners:

J. TERRY DEASON, CHAIRMAN
E. LEON JACOBS, JR.
LILA A. JABER



DIVISION OF RECORDS & REPORTING
BLANCA S. BAYO
DIRECTOR
(850) 413-6770

Public Service Commission

M-E-M-O-R-A-N-D-U-M

DATE: August 17, 2000

TO: DIVISION OF APPEALS
xx DIVISION OF COMPETITIVE SERVICES
 DIVISION OF ECONOMIC REGULATION
 DIVISION OF LEGAL SERVICES
 DIVISION OF POLICY ANALYSIS & INTERAGENCY LIAISON
 DIVISION OF REGULATORY OVERSIGHT
 DIVISION OF SAFETY & ELECTRIC RELIABILITY

FROM: DIVISION OF RECORDS AND REPORTING (Lockard)

RE: CONFIDENTIALITY OF CERTAIN INFORMATION

DOCUMENT NO: 09984-00

DESCRIPTION: PGA filing for the month of July 2000

SOURCE: Florida Public Utilities Company

DOCKET NO: 000003-GU

The above material was received with a request for confidentiality (attached). Please prepare a recommendation for the attorney assigned to the case by completing the section below and forwarding a copy of this memorandum, together with a brief memorandum supporting your recommendation, to the attorney. Copies of your recommendation should also be provided to the Division of Records and Reporting and to the Division of Appeals.

Please read each of the following and check if applicable.

- The document(s) is (are), in fact, what the utility asserts it (them) to be.
- The utility has provided enough details to perform a reasoned analysis of its request.
- The material has been received incident to an inquiry.
- The material is confidential business information because it includes:

M E M O R A N D U M

AUGUST 21, 2000

RECEIVED-FPSC

00 AUG 21 PM 3:41

RECORDS AND
REPORTING

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (C. KEATING) *WCK RVE*

RE: DOCKET NO. 000003-GU - PURCHASED GAS ADJUSTMENT (PGA)
TRUE-UP.

1523-PCD

Attached is an ORDER APPROVING MID-COURSE CORRECTION to be issued in the above-referenced docket. (Number of pages in order - 4)

WCK/jb

cc: Division of Competitive Services
Division of Regulatory Oversight

I: 000003o2.wck

*Forwarded
initials
a/1*

M E M O R A N D U M

AUGUST 21, 2000

RECEIVED-PPSC

00 AUG 22 AM 10:40

RECORDS AND
REPORTING

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (C. KEATING) *WCK RVE*

RE: DOCKET NO. 000003-GU - PURCHASED GAS ADJUSTMENT (PGA)
TRUE-UP.

PSC-00-1524-PCO-GU

Attached is an ORDER APPROVING MID-COURSE CORRECTION to be issued in the above-referenced docket. (Number of pages in order - 4)

WCK/jb
cc: Division of Competitive Services
Division of Regulatory Oversight
I: 000003o3.wck

See 1 & 2

at 1

State of Florida



Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

DATE: August 24, 2000

TO: Division of Legal Services (Elias)

FROM: Division of Competitive Services (Makin)

RE: Document Number 009984-00, Florida Public Utilities Company

000003-GU

Confidential treatment has been requested for portions of the above referenced document. I have reviewed the document on file in the Division of Records and Reporting. Results of my review are noted on the Exhibit to the request for confidential treatment (attached).

WRM:lkf

Attachments

cc: (With Attachments)
Division of Appeals
Rachael Isaac, Legal Services
(Without Attachments)
Cheryl Bulecza-Banks
✓ Division of Records and Reporting

FPSC, CLK - CORRESPONDENCE
✓ Administrative Parties Consumer
DOCUMENT NO. 16202-01
DISTRIBUTION: _____

RECEIVED-FPSC
AUG 28 PM 12:04
RECORDS AND
REPORTING

8-28-00

STATE OF FLORIDA

Commissioners:
J. TERRY DEASON, CHAIRMAN
E. LEON JACOBS, JR.
LILA A. JABER
BRAULIO L. BAEZ



DIVISION OF RECORDS & REPORTING
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770

Public Service Commission

M-E-M-O-R-A-N-D-U-M

DATE: September 20, 2000

TO: DIVISION OF APPEALS
 xx DIVISION OF COMPETITIVE SERVICES
 DIVISION OF ECONOMIC REGULATION
 DIVISION OF LEGAL SERVICES
 DIVISION OF POLICY ANALYSIS & INTERAGENCY LIAISON
 DIVISION OF REGULATORY OVERSIGHT
 DIVISION OF SAFETY & ELECTRIC RELIABILITY

FROM: DIVISION OF RECORDS AND REPORTING (Lockard)

RE: CONFIDENTIALITY OF CERTAIN INFORMATION

DOCUMENT NO: 11769-00

DESCRIPTION: PGA Filing for August 2000

SOURCE: Florida Public Utilities Company

DOCKET NO: 000003-GU

The above material was received with a request for confidentiality (attached). Please prepare a recommendation for the attorney assigned to the case by completing the section below and forwarding a copy of this memorandum, together with a brief memorandum supporting your recommendation, to the attorney. Copies of your recommendation should also be provided to the Division of Records and Reporting and to the Division of Appeals.

Please read each of the following and check if applicable.

- The document(s) is (are), in fact, what the utility asserts it (them) to be.
- The utility has provided enough details to perform a reasoned analysis of its request.
- The material has been received incident to an inquiry.

it includes:

- ☐ (a) Trade secrets;
- ☐ (b) Internal auditing controls and reports of internal auditors;
- ☐ (c) Security measures, systems, or procedures;
- ☐ (d) Information concerning bids or other contractual data, the disclosure of which would impair the efforts of the company to contract for services on favorable terms;
- ☐ (e) Employee personnel information unrelated to compensation, duties, qualifications, or responsibilities;
- ☐ (f) Tax returns or tax-related information;
- ☐ (g) Information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of information.

☐ The material appears to be confidential in nature and harm to the company or its ratepayers will result from public disclosure.

☐ The material appears not to be confidential in nature.

☐ The material is a periodic or recurring filing and each filing contains confidential information.

Response prepared by: _____

Date: _____

cc: ☐ AFA ☐ LEG
 ☐ APP ☐ PAI
 ☐ CMU ☐ RAR
 ☐ EAG ☐ WAW

State of Florida



Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

00003-GU

DATE: September 26, 2000

TO: Division of Legal Services (Elias)

FROM: Division of Competitive Services (Makin)

RE: Document Number 011769-00, Florida Public Utilities Company

Confidential treatment has been requested for portions of the above referenced document. I have reviewed the document on file in the Division of Records and Reporting. Results of my review are noted on the Exhibit to the request for confidential treatment (attached).

FPSC, CLK - CORRESPONDENCE

✓ Administrative Parties Consumer

DOCUMENT NO. 16202-01

DISTRIBUTION: _____

WRM:lkf

Attachments

cc: (With Attachments)
Division of Appeals
Rachael Isaac, Legal Services
(Without Attachments)
Cheryl Bulecza-Banks
✓ Division of Records and Reporting

STATE OF FLORIDA

Commissioners:
J. TERRY DEASON, CHAIRMAN
E. LEON JACOBS, JR.
LILA A. JABER
BRAULIO L. BAEZ



DIVISION OF RECORDS & REPORTING
BLANCA S. BAYO
DIRECTOR
(850) 413-6770

Public Service Commission

M-E-M-O-R-A-N-D-U-M

DATE: October 4, 2000

TO: DIVISION OF APPEALS
 DIVISION OF COMPETITIVE SERVICES
 DIVISION OF ECONOMIC REGULATION
 DIVISION OF LEGAL SERVICES
 DIVISION OF POLICY ANALYSIS & INTERAGENCY LIAISON
 xx DIVISION OF REGULATORY OVERSIGHT
 DIVISION OF SAFETY & ELECTRIC RELIABILITY

FROM: DIVISION OF RECORDS AND REPORTING (Lockard)

RE: CONFIDENTIALITY OF CERTAIN INFORMATION

DOCUMENT NO: 12533-00

DESCRIPTION: Certain information and documents in PGA audit
(Audit No. 00-003-4-3) [x-ref. Dns. 11210-00, 11211-00
11212-00 and 11213-00]

SOURCE: City Gas Company of Florida, a division of NUI Corporation
DOCKET NO: 000003-GU

The above material was received with a request for confidentiality (attached). Please prepare a recommendation for the attorney assigned to the case by completing the section below and forwarding a copy of this memorandum, together with a brief memorandum supporting your recommendation, to the attorney. Copies of your recommendation should also be provided to the Division of Records and Reporting and to the Division of Appeals.

Please read each of the following and check if applicable.

 The document(s) is (are), in fact, what the utility asserts it (them) to be.

 The utility has provided enough details to perform a reasoned analysis of its request.

STATE OF FLORIDA

Commissioners:
J. TERRY DEASON, CHAIRMAN
E. LEON JACOBS, JR.
LILA A. JABER
BRAULIO L. BAEZ



DIVISION OF RECORDS & REPORTING
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770

Public Service Commission

M-E-M-O-R-A-N-D-U-M

DATE: October 19, 2000

TO: _____ DIVISION OF APPEALS
_____ DIVISION OF COMPETITIVE SERVICES
_____ DIVISION OF ECONOMIC REGULATION
_____ DIVISION OF LEGAL SERVICES
_____ DIVISION OF POLICY ANALYSIS & INTERAGENCY LIAISON
xx _____ DIVISION OF REGULATORY OVERSIGHT
_____ DIVISION OF SAFETY & ELECTRIC RELIABILITY

FROM: DIVISION OF RECORDS AND REPORTING (Lockard)

RE: CONFIDENTIALITY OF CERTAIN INFORMATION

DOCUMENT NO: 13314-00

DESCRIPTION: PGA filing for September 2000

SOURCE: Florida Public Utilities Company

DOCKET NO: 000003-GU

The above material was received with a request for confidentiality (attached). Please prepare a recommendation for the attorney assigned to the case by completing the section below and forwarding a copy of this memorandum, together with a brief memorandum supporting your recommendation, to the attorney. Copies of your recommendation should also be provided to the Division of Records and Reporting and to the Division of Appeals.

Please read each of the following and check if applicable.

- _____ The document(s) is (are), in fact, what the utility asserts it (them) to be.
- _____ The utility has provided enough details to perform a reasoned analysis of its request.
- _____ The material has been received incident to an inquiry.



Public Service Commission

RECEIVED FPSC
00 OCT 25 PM 4:35

-M-E-M-O-R-A-N-D-U-M-

DATE: October 24, 2000

TO: Division of Legal Services (Elias)

FROM: Division of Competitive Services (Makin)

RE: Document Number 13314-00, Docket No. 000003-GU, Florida Public Utilities Company

RECORDS AND
REPORTING
FPSC, CLK - CORRESPONDENCE
✓ Administrative Parties Consumer
DOCUMENT NO. 16202-01
DISTRIBUTION: _____

Confidential treatment has been requested for portions of the above referenced document. I have reviewed the document on file in the Division of Records and Reporting. Results of my review are noted on the Exhibit to the request for confidential treatment (attached).

WRM:lkf

Attachments

cc: (With Attachments)
Division of Appeals
Katrina Walker, Legal Services
(Without Attachments)
Cheryl Bulecza-Banks
✓ Division of Records and Reporting



Public Service Commission

State of Florida

-M-E-M-O-R-A-N-D-U-M-

DATE: November 13, 2000
TO: Blanca Bayó, Director, Records and Reporting
FROM: Jane Faurot, Chief, Bureau of Reporting
RE: DOCKET NO. 000001-EI, 000002-EG, 000003-GU and 000007-EI,
PREHEARING CONFERENCE HELD 11-3-00

RE: FUEL AND PURCHASED POWER COST RECOVERY CLAUSE AND
GENERATING PERFORMANCE INCENTIVE FACTOR.

DOCUMENT NO. 000001-EI, 14494, 11-9-00; 000002-EG, 14495, 11-9-00;
000003-GU, 14496, 11-9-00; 000007-EI, 14497

The transcript for the above proceedings has been completed and is forwarded for placement in the docket file, including attachments.

Please note that Staff distribution of this transcript was made to:

LEGAL, ECR, SER

Acknowledged BY:

mas

JF/pc

PSC/RAR 28 (Rev1/00)

M E M O R A N D U M

November 13, 2000

RECEIVED-FPSC
00 NOV 14 AM 10:57
RECORDS AND
REPORTING

TO: Parties of Record in Docket Nos. 000001-EI, 000003-GU
000002-EG, and 000007-EI

FROM: Marlene Stern, Florida Public Service Commission *MKS RUE*

SUBJECT: Excusing witnesses

At the Prehearing Conference on November 6, 2000, it was indicated that the parties would be notified by today if any witnesses for stipulated issues would be required to appear for the hearing in any of the above dockets. The Commissioners on the panel are out of town so we will not be able to notify you today if any witnesses in stipulated issues must appear. We will notify you as soon as possible if a witness of yours in a stipulated issue is asked to appear. If you have any questions, please call me at (850)-413-6230 or e-mail me at mstern@psc.state.fl.us.

STATE OF FLORIDA

Commissioners:
J. TERRY DEASON, CHAIRMAN
E. LEON JACOBS, JR.
LILA A. JABER
BRAULIO L. BAEZ



DIVISION OF RECORDS & REPORTING
BLANCA S. BAYO
DIRECTOR
(850) 413-6770

Public Service Commission

November 21, 2000

Mr. Michael A. Palecki
City Gas Company of Florida
3539 Apalachee Parkway
Tallahassee, Florida 32311-5331

Re: Return of Confidential Document to the Source, Docket No. 000003-GU

Dear Mr. Palecki:

Commission staff have advised that confidential Document No. 12533-00 filed on behalf of City Gas Company of Florida can be returned to the source. The document is enclosed.

Please do not hesitate to contact me if you have any questions concerning return of this material.

Sincerely,

A handwritten signature in cursive script, appearing to read "KF", representing Kay Flynn.

Kay Flynn, Chief
Bureau of Records

Enclosure

cc: Bob Freeman, Division of Regulatory Oversight
Denise Vandiver, Division of Regulatory Oversight

SIGNED FOR BY

A handwritten signature in cursive script, appearing to read "Michael A. Palecki", written over a horizontal line.

DATE

11/22/00

STATE OF FLORIDA

Commissioners:
J. TERRY DEASON, CHAIRMAN
E. LEON JACOBS, JR.
LILA A. JABER
BRAULIO L. BAEZ



DIVISION OF RECORDS & REPORTING
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770

Public Service Commission

November 21, 2000

Mr. Michael A. Palecki
City Gas Company of Florida
3539 Apalachee Parkway
Tallahassee, Florida 32311-5331

FPSC, CLK - CORRESPONDENCE		
<input checked="" type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input type="checkbox"/> Consumer
DOCUMENT NO. <u>110202-01</u>		
DISTRIBUTION: _____		

Re: Return of Confidential Document to the Source, Docket No. 000003-GU

Dear Mr. Palecki:

Commission staff have advised that confidential Document No. 12533-00 filed on behalf of City Gas Company of Florida can be returned to the source. The document is enclosed.

Please do not hesitate to contact me if you have any questions concerning return of this material.

Sincerely,

A handwritten signature in dark ink, appearing to read "Kay Flynn".

Kay Flynn, Chief
Bureau of Records

Enclosure

cc: Bob Freeman, Division of Regulatory Oversight
Denise Vandiver, Division of Regulatory Oversight

SIGNED FOR BY

A handwritten signature in dark ink, appearing to read "Michael A. Palecki".

DATE

11/22/00



Public Service Commission

State of Florida

-M-E-M-O-R-A-N-D-U-M-

DATE: December 4, 2000
TO: Blanca Bayó, Director, Records and Reporting
FROM: Jane Fautot, Chief, Bureau of Reporting
RE: DOCKET NO. 000001-EI, 000002-EG, 000003-GU, 000007-EI, HEARING
HELD 11-20-00

RE: FUEL ADJUSTMENT PROCEEDINGS.

DOCUMENT NO. 000001-EI, VOLUME 1, 15432, 12-4-00; 000001-EI, VOLUME
2, 15433, 12-4-00; 000002-EG, 15434, 12-4-00; 000003-
GU, 15435, 12-4-00; 000007-EI, 15436, 12-4-00

The transcript for the above proceedings has been completed and is forwarded for
placement in the docket file, including attachments.

Please note that Staff distribution of this transcript was made to:

LEGAL, ECR, SER

Acknowledged BY:

Mar

JF/pc

PSC/RAR 28 (Rev1/00)



One Elizabethtown Plaza
PO Box 3175
Union, NJ 07083-1975
Tel: (908) 289-5000
Fax: (908) 289-0978
www.nui.com

NUI Corporation (NYSE: NUI)

December 6, 2000

RECEIVED-PPSC
NOV DEC 11 AM 10:15
RECORDS AND
REPORTING

State of Florida
Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Attention: Records Fax Server

Dear Sir or Madam:

0000003

Please be advised that Raymond DeMoine is deceased. Please address all future faxes and mail to Thomas Kaufmann, Manager, Rates. A copy of the transmittal page from a recent fax we received from you is attached for reference.

Thank you.

Sincerely,

Deborah Y. Bailey
Administrative Assistant, Rates

Attachment

Done 12/11/00

NUI Companies and Affiliates:

City Gas Company of Florida
Elizabethtown Gas
Elkton Gas
North Carolina Gas

NUI Capital Corp.
NUI Energy
NUI Energy Brokers
NUI Environmental Group

TIC Enterprises, LLC
Utility Business Services
Valley Cities Gas
Waverly Gas



Public Service Commission

State of Florida

-M-E-M-O-R-A-N-D-U-M-

DATE: December 8, 2000
TO: Blanca Bayó, Director, Records and Reporting
FROM: Jane Faurot, Chief, Bureau of Reporting
RE: DOCKET NOS. 000001-EI, 000002-EG, 000003-GU, 000007-EI, HEARING
HELD 11-20-00

Attached for filing are Exhibit Nos. 1 through 17 (000001-EI), Exhibits 1 through 12 (000002-EG), Exhibit 1 through 8 (000003-GU), and Exhibits 1 through 5 (000007-EI), representing a complete filing of the exhibits admitted into the record during the proceedings held in these docket on 11-20-00.

Acknowledged BY:

JF/pc

STATE OF FLORIDA



PUBLIC SERVICE COMMISSION

2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FL 32399-0850

TO: Raymond DeMoine
Fax #: 6W19082890978

FROM: Records Fax Server

RE:

Note: This fax was generated by the Case Management System.

Multiple attempts will be made to fax this document. If all attempts fail, you will automatically be sent a copy of the document by U.S. Mail. You do not need to call to report a fax failure.



STATE OF FLORIDA

Commissioners:
J. TERRY DEASON, CHAIRMAN
E. LEON JACOBS, JR.
LILA A. JABER
BRAULIO L. BAEZ



DIVISION OF RECORDS & REPORTING
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770

Public Service Commission

M-E-M-O-R-A-N-D-U-M

DATE: December 11, 2000

TO: ☐ DIVISION OF APPEALS
☐ DIVISION OF COMPETITIVE SERVICES
☐ DIVISION OF ECONOMIC REGULATION
☐ DIVISION OF LEGAL SERVICES
☐ DIVISION OF POLICY ANALYSIS & INTERAGENCY LIAISON
☒ DIVISION OF REGULATORY OVERSIGHT
☐ DIVISION OF SAFETY & ELECTRIC RELIABILITY

FROM: DIVISION OF RECORDS AND REPORTING (Lockard)

RE: CONFIDENTIALITY OF CERTAIN INFORMATION

DOCUMENT NO: 15812-00

DESCRIPTION: Highlighted version of staff audit workpapers (note: this is a revision of
DN 12533-00, which was returned to company for corrections.)

SOURCE: City Gas Company

DOCKET NO: 000003-GU

The above material was received with a request for confidentiality (attached). Please prepare a recommendation for the attorney assigned to the case by completing the section below and forwarding a copy of this memorandum, together with a brief memorandum supporting your recommendation, to the attorney. Copies of your recommendation should also be provided to the Division of Records and Reporting and to the Division of Appeals.

Please read each of the following and check if applicable.

- ☐ The document(s) is (are), in fact, what the utility asserts it (them) to be.
- ☐ The utility has provided enough details to perform a reasoned analysis of its request.
- ☐ The material has been received incident to an inquiry.

State of Florida



Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

000003-GU

FPSC, CLK - CORRESPONDENCE

DATE: December 14, 2000

TO: Division of Legal Services (Walker)

Administrative Parties Consumer

DOCUMENT NO. 16202-01

FROM: Division of Regulatory Oversight (Freeman, Vandiver)

DISTRIBUTION:

RE: Docket 00003-GU, Recommendation concerning the City Gas Company of Florida, a division of NUI corporation (NUI City Gas), request for confidential classification for portions of the staff's working papers prepared during audit report numbered 00-003-4-3, City Gas Company PGA for the year ended December 31, 1999, Documents 11211-00, 11212-00, 11213-00 and 15812-00

RECEIVED FPSC
DEC 20 AM 9:33

On September 11, 2000, when copies of certain portions of staff's working papers prepared regarding the NUI City Gas PGA audit for the year ended December 31, 1999, were delivered to NUI City Gas at the audit exit conference, the utility requested that these materials be temporary excepted from public access in accordance with the provisions of Rule 25-22.006(3)(a)(2), Florida Administrative Code (FAC). On September 11, 2000, staff filed documents 11211-00, 11212-00, and 11213-00, consisting of those specified portions of the working papers,

On October 3, 2000, the utility filed a request pursuant to Section 366.093, Florida Statutes (F.S.), and Rule 25-22.006(3)(a)2 and (4), FAC, that selected portions of the working papers prepared by staff during the audit receive confidential classification (Document 12532-00).

On December 8, 2000, after discussions with the staff, City Gas filed a revision to its request including a revised redacted copy for the public record (Document 15813-00) and a revised copy of the material highlighting the sensitive material (Document 15812-00).

Pursuant to Section 119.07, F.S., documents submitted to this Commission are public records. The only exceptions to this law are specific statutory exemptions and exemptions granted by governmental agencies pursuant to the specific items of a statutory provision. Subsection 366.093(3)(d), F.S. provides the following exemption:

"Proprietary confidential business information means information, regardless of form or characteristics, which is owned or controlled by the person or company, is intended to be and is treated by the person or company as private in that the disclosure of the information would cause harm to the ratepayers or the person's or company's business operations, and has not been disclosed unless disclosed pursuant to a statutory provision, an order of a court or administrative body, or private agreement that provides that the information will not be released to the public. Proprietary confidential business information includes but is not limited to:....

(d) Information concerning bids or other contractual data, the disclosure of which would impair the efforts of the public utility or its affiliates to contract for goods or services on favorable terms...."

According to Section 366.093, F.S., and Rule 25-22.006, FAC, the utility has the burden of demonstrating that materials qualify for confidential classification. According to Rule 25-22.006, FAC, the utility must meet this burden by demonstrating that the information is proprietary confidential business information, the disclosure of which will cause the utility, the provider of the information or the ratepayer harm.

Staff Analysis of the Request

Reading the NUI City Gas filing reveals the sensitive materials consist of:

1. Customer information including name, address, phone number, Fax number, price, counter party, commodity price, quantity, and volume;
2. Information regarding divisions of NUI other than City Gas; and
3. Information regarding purchase or sales volumes, pricing and price structure.

According to the utility the "data represents negotiated gas supplies purchased from suppliers other than Florida Gas Transmission Company and deliveries by gate station. Prices vary based upon the operational flexibility of each contract. Release of price and volume negotiations would be detrimental to the interests of NUI and City Gas Company of Florida and its customers, since competitors would have access to operational information. This contractual information which, if made public, 'would impair the efforts of (NUI/City GAS) to contract for goods or services on favorable terms.' Section 366.093(3)(d), Florida Statutes."

NUI City Gas further reports confidentiality of this information is intended to be and is treated as proprietary and confidential.

Staff's reading of the sensitive material reveals it is information regarding sensitive contractual information release of which could cause the utility, the provider of the information or the ratepayer harm. We therefore recommend that a confidential classification be granted. Our recommendation by document is detailed below.

Duration of the Confidential Classification Period

The utility requests that the material be granted confidential classification for at least 18 months. According to the provisions of Section 366.093(4), F.S., absent good cause shown for a longer period of protection, a confidential classification is limited to 18 months. We therefore recommend that the period of classification be set as 18 months.

Confidential Classification is recommended for the following materials (as found):

Staff Work Paper Number	Page(s)	Line(s)	Column/Field	Type of Information Classified Confidential
41-5/1-1	1-4	-----	Fields: Name; Address; Account No.	Contractual Information, release of which may cause harm
41-5/1-1/1	1-10	-----	Fields; Acct. No.; Name; Address	Contractual Information, release of which may cause harm
41-5/1-2	1-4	-----	Fields: Name; Address; Account No.	Contractual Information, release of which may cause harm
41-5/1-2/1	1-10	-----	Fields; Acct. No.; Name; Address	Contractual Information, release of which may cause harm
43-2/1	1	10,12-16	Col: Reference	Contractual Information, release of which may cause harm
43-2/1	2	2,4-8,10-11, 18,20,22	Cols: Journal Line Description; Description	Contractual Information, release of which may cause harm
43-2/1	3	-----	Fields: 1,2,3	Contractual Information, release of which may cause harm
43-2/2	1-6	-----	Fields: Column Headings for Cols 1-5	Contractual Information, release of which may cause harm
43-2/2-1	2-3	-----	Fields: Commodity Price; Quantity	Contractual Information, release of which may cause harm
43-2/2-2	2-3	-----	Fields: Commodity Price; Quantity	Contractual Information, release of which may cause harm

Staff Work Paper Number	Page(s)	Line(s)	Column/Field	Type of Information Classified Confidential
43-2/2-2	4	-----	Field; Volume	Contractual Information, release of which may cause harm
43-2/3	1	11,13-17	Col: Reference	Contractual Information, release of which may cause harm
43-2/4	1	-----	Fields: 1,2,3	Contractual Information, release of which may cause harm
43-2/5-1	3-5	-----	Fields: Commodity Price; Quantity; Quantity Calculation	Contractual Information, release of which may cause harm
43-2/6	1	25,27-31	Col: Reference	Contractual Information, release of which may cause harm
43-2/7	1	-----	Fields; 1,2,3	Contractual Information, release of which may cause harm
43-2/7-1	1	-----	Fields; 1,2,3	Contractual Information, release of which may cause harm
43-2/8-1	2	-----	Fields: Commodity Price; Quantity; Quantity Calculation	Contractual Information, release of which may cause harm
43-2/8-1	3	-----	Fields: Volume	Contractual Information, release of which may cause harm
43-2/9	1	18-23	Col: Description	Contractual Information, release of which may cause harm
43-2/10	1	-----	Fields 1,2,3	Contractual Information, release of which may cause harm
43-2/11-2	1-8	-----	Fields: Base Amount; Adjust(+/-); Quantity; Commodity Price; Volume	Contractual Information, release of which may cause harm
43-2/11-3	2-7	-----	Fields: Base Amount; Adjust(+/-); Quantity	Contractual Information, release of which may cause harm
43-3/1	1	28,30-33	Col: Reference	Contractual Information, release of which may cause harm

			Column/Field	Type of Information Classified Confidential
✓ 43-3/1	2	5,9-11,14, 15,17-20, 24,28,33,37	Col: Journal Line Description; Description	Contractual Information, release of which may cause harm
43-3/1	3	3-20,24-25	Col: Description	Contractual Information, release of which may cause harm
43-3/1	4	-----	Fields: 1,2	Contractual Information, release of which may cause harm
43-3/2	1	8-11	Col: Description	Contractual Information, release of which may cause harm
43-3/2	2	3-5,7-8	Col: Description	Contractual Information, release of which may cause harm
43-4/1	1,8	1,2	Col: Division	Contractual Information, release of which may cause harm
✓ 43-4/1	11-16	-----	Field: Division Name	Contractual Information, release of which may cause harm
43-5/2-3	1	-----	Col: 1	Contractual Information, release of which may cause harm
43-5/2-2	1	-----	Col: 1	Contractual Information, release of which may cause harm
43-5/2-4	1-3	1-11	Fields: Company Name; Market; Price Est.; Supplier; Price Est.	Contractual Information, release of which may cause harm
43-5/2-4/1	2	-----	Fields: Name; Address; Phone No.; Fax No.; Price	Contractual Information, release of which may cause harm
43-5/2-4/1		-----	Fields: Counter-Party; Commodity Price; Quantity	Contractual Information, release of which may cause harm
43-5/2-4/2-1	1,2	-----	Fields: Name; Address; Phone No.; Fax No.; Price	Contractual Information, release of which may cause harm
43-5/2-4/2-1	3-12	-----	Fields: Counter-Party; Commodity Price; Quantity; Quantity Calculation; Volume	Contractual Information, release of which may cause harm
43-5/2-4/3	1	-----	Fields: Name; Address; Phone No.; Fax No.; Price	Contractual Information, release of which may cause harm

Staff Work Paper Number	Page(s)	Line(s)	Column/Field	Type of Information Classified Confidential
43-5/2-5	5	2-7	Col: Division Sub Totals	Contractual Information, release of which may cause harm
43-5/2-5	6	-----	Cols: 1,2,3	Contractual Information, release of which may cause harm
43-5/2-5/1	1	-----	Fields: Company Name; Counter-Party	Contractual Information, release of which may cause harm
43-5/2-5/1-1	1-3	-----	Fields: Name; Address; Phone No.; Fax No.; Price; Counter-Party; Commodity Price; Quantity	Contractual Information, release of which may cause harm
43-5/2-5/1-3	2	-----	Fields: Counter-Party; Demand Price; Quantity	Contractual Information, release of which may cause harm
43-5/2-5/2	1	-----	Fields: Name; Counter-Party	Contractual Information, release of which may cause harm
43-5/2-5/2-1	2-3	-----	Fields: Commodity Price; Quantity; Volume	Contractual Information, release of which may cause harm
43-5/2-5/2-2	3-4	-----	Fields: Commodity Price; Quantity; Activity No.	Contractual Information, release of which may cause harm
43-5/2-5/2-3	1-3	-----	Fields: Name; Address; Phone No.; Fax No.; Price; Commodity Price; Quantity	Contractual Information, release of which may cause harm
43-5/2-6	3-4	-----	Cols: Division Sub Totals; Market	Contractual Information, release of which may cause harm
43-5/2-6/1	1-2	-----	Fields: Name; Address; Phone No.; Fax No.; Price; Counter-Party; Pricing; Quantity; Rec/Del Pt.	Contractual Information, release of which may cause harm
43-5/2-6/1	3	1	-----	Contractual Information, release of which may cause harm
43-5/2-6/2	1-5	-----	Fields: Name; Address; Phone No.; Fax No.; Price; Counter-Party; Commodity Price; Quantity; Rec/Del Pt.	Contractual Information, release of which may cause harm

Staff Work Paper Number	Page(s)	Line(s)	Column/Field	Type of Information Classified Confidential
43-5/2-6/2	6	-----	Fields: Commodity Price; Quantity; Rec/Del Pt.	Contractual Information, release of which may cause harm
43-5/2-6/2	7	-----	Fields: Name; Address; Phone No.; Fax No.; Price; Counter-Party; Commodity Price; Quantity; Rec/Del Pt.	Contractual Information, release of which may cause harm
43-5/3-4	1-4	-----	Fields: Company Name; Market	Contractual Information, release of which may cause harm
43-5/3-2	1	-----	Col: 1	Contractual Information, release of which may cause harm
43-5/3-3	1	-----	Col: 1	Contractual Information, release of which may cause harm
43-5/3-4/2	1-2	-----	Fields: Name; Address; Phone No.; Fax No.; Pricing; Counter-Party; Commodity Price; Quantity	Contractual Information, release of which may cause harm
43-5/3-4/2	3	-----	Fields: Commodity Price; Quantity	Contractual Information, release of which may cause harm
43-5/3-4/3	2-3	-----	Fields: Name; Address; Phone No.; Fax No.; Pricing; Counter-Party, Commodity Price; Quantity	Contractual Information, release of which may cause harm
✓ 43-5/3-4/3	4	-----	Fields: Commodity Price; Quantity	Contractual Information, release of which may cause harm
43-5/3-4/3	5	-----	Fields: Name; Address; Phone No.; Fax No.; Pricing; Counter-Party, Commodity Price; Quantity	Contractual Information, release of which may cause harm
43-5/3-5	3	-----	Col: Market	Contractual Information, release of which may cause harm
43-5/3-5/2	3	1,3-8	Col: Off System Sales & Trading	Contractual Information, release of which may cause harm
43-5/4-1	1	1,2,7,32, 34-36	Col: Reference	Contractual Information, release of which may cause harm

Staff Work Paper Number	Page(s)	Line(s)	Column/Field	Type of Information Classified Confidential
43-5/4-2	1	3-14,18-19	Col: Description	Contractual Information, release of which may cause harm
43-5/4-4	1	-----	Col: Division	Contractual Information, release of which may cause harm
43-5/4-5	3-5	-----	Col: Market	Contractual Information, release of which may cause harm
43-5/4-5/1	1-3	-----	Fields: Name; Address; Phone No.; Fax No.; Price; Counter-Party; Commodity Price; Quantity; Volume	Contractual Information, release of which may cause harm
43-5/4-5/2	2	-----	Fields; Company Name; Counter-Party	Contractual Information, release of which may cause harm
43-5/4-5/3	1-9	-----	Fields: Name; Address; Phone No.; Fax No.; Price; Counter-Party; Commodity Price; Quantity; Volume	Contractual Information, release of which may cause harm
43-5/4-6/1	1-2	-----	Field: Division Name	Contractual Information, release of which may cause harm
43-6/3-2	1	-----	Fields: Counter-Party; Commodity Price; Quantity; Quantity Calculation; Comments	Contractual Information, release of which may cause harm
43-6/3-2	2	-----	Fields: Commodity Price; Quantity; Quantity Calculation; Comments	Contractual Information, release of which may cause harm
43-6/3-5	1	-----	Fields: Name; Counter-Party	Contractual Information, release of which may cause harm
43-7/2	1	14-16	Col: Description	Contractual Information, release of which may cause harm
43-7/2	2	2-6,12-14, 16	Col: Line Descr.; Descr.	Contractual Information, release of which may cause harm
43-7/3	1	-----	Col: Company	Contractual Information, release of which may cause harm

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Confidential Protection
NUI City Gas PGA
December 14, 2000

A temporary copy of this recommendation will be held at I:15812-00.RAF for a short time.

CC: Division of Regulatory Oversight (Pritchett, Welch)
Division of Records and Reporting (Flynn)