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FILE COPY**

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REPLY TO: Tallahassee

September 1, 1992

HAND DELIVERY

Mr. Steve Tribble, Director  
Division of Records and Reporting  
Florida Public Service Commission  
101 East Gaines Street  
Tallahassee, Florida 32399-0850

Re: FPSC Docket No. 920199-WS

Dear Mr. Tribble:

Enclosed herewith for filing in the above-referenced docket are following documents:

1. The original and one copy of Southern States' Eighth Notice of Service of Responses to Public Counsel's Interrogatories and Requests for Production of Documents;


2. The original and fifteen copies of Southern States' Response to Public Counsel's Motion for Waiver of Portion of Rule 25-30.360(5), F.A.C., and Request for Refund Checks;

3. The original and fifteen copies of Southern States' Second Motion for Temporary Protective Order for Confidential Information and Notice of Intent to Request Confidential Classification.

Please acknowledge receipt of these documents by stamping the extra copy of this letter "filed" and returning the same to me.

Thank you for your assistance with this filing.

Sincerely yours,

  
Kenneth A. Hoffman

DOCUMENT NUMBER-DATE

09982 SEP -1 1992

FPSC-RECORDS/REPORTING

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APP \_\_\_\_\_  
CAF \_\_\_\_\_  
CNCI \_\_\_\_\_  
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EAG \_\_\_\_\_  
LEG 1 w/p  
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VMS \_\_\_\_\_  
WMA \_\_\_\_\_

KAH/amb  
Enclosures

cc: Parties of Record

ORIGINAL  
FILE COPY

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of Southern )  
States Utilities, Inc. and Deltona )  
Utilities, Inc. for Increased )  
Water and Wastewater Rates in )  
Citrus, Nassau, Seminole, Osceola, )  
Duval, Putnam, Charlotte, Lee, )  
Lake, Orange, Marion, Volusia, )  
Martin, Clay, Brevard, Highlands, )  
Collier, Pasco, Hernando, and )  
Washington Counties. )

Docket No. 920199-WS  
Filed: September 1, 1992

**SOUTHERN STATES' SECOND MOTION FOR TEMPORARY  
PROTECTIVE ORDER FOR CONFIDENTIAL INFORMATION  
AND NOTICE OF INTENT TO REQUEST CONFIDENTIAL CLASSIFICATION**

TO: HONORABLE BETTY EASLEY  
Commissioner and Prehearing Officer  
Florida Public Service Commission  
101 East Gaines Street  
Tallahassee, FL 32399-0850

SOUTHERN STATES UTILITIES, INC. and DELTONA UTILITIES, INC.  
(hereinafter referred to collectively as "Southern States"), by and  
through its undersigned counsel, and pursuant to Rule 25-22.006(3)  
and (5), Florida Administrative Code, hereby files its Second  
Motion for Temporary Protective Order for Confidential Information  
and Notice of Intent to Request Confidential Classification with  
respect to three cost separation audits internally generated by  
Minnesota Power and Light Company which have been provided to  
Public Counsel and the Commission Staff. In support of its Second  
Motion for Temporary Protective Order for Confidential Information  
and Notice of Intent to Request Confidential Classification,  
Southern States states as follows:

1. While conducting discovery and review of documents at the  
home office of Southern States, Public Counsel requested the  
following information:

"cost separation report dated 4/92 and 1/89 prepared by Minnesota Power's Internal Audit Dept. re: Interrogatory No. 68."

2. Section 367.156(3)(b), Florida Statutes, defines "proprietary confidential business information" to include "internal auditing controls and reports of internal auditors."

3. On September 1, 1992, Southern States produced to Public Counsel and the Commission Staff copies of three cost separation audits internally generated by Minnesota Power and Light Company which are part of the reports of Minnesota Power and Light Company's internal auditors and a part of such company's internal auditing control measures. Accordingly, such documents constitute "proprietary confidential business information" under 367.156(3), Florida Statutes. See also in re: Petition of Citizens of the State of Florida to Investigate Southern Bell Telephone and Telegraph Company's Cost Allocation Procedures, Docket No. 890190-TL, Order No. 25297, issued November 5, 1991.

4. A copy of said documents marked "Confidential" are also enclosed with this pleading in an envelope marked "Confidential". No information included on such documents has been redacted since Southern States maintains that all of the information included in the documents is proprietary and confidential.

5. Southern States will file a request for confidential classification of said documents within twenty-one (21) days as required by Rule 25-22.006(4), Florida Administrative Code.

6. If Public Counsel identifies specific material that it intends to use in this proceeding, Southern States will file a

formal request for confidential treatment of such materials pursuant to a motion for protective order as required by Rule 25-22.006(5)(a), Florida Administrative Code.

WHEREFORE, for the reasons stated above, Southern States requests the Prehearing Officer to enter an order granting this Second Motion for a Temporary Protective Order and that the documents described herein be treated as proprietary and confidential for a period of sixty (60) days pending Public Counsel's review and identification of those materials that it intends to use in this proceeding.

Respectfully submitted,



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and

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States Utilities, Inc. and  
Deltona Utilities, Inc.

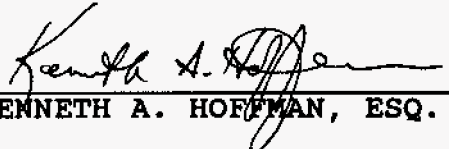
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing Southern States' Second Motion for Temporary Protective Order for Confidential Information and Notice of Intent to Request Confidential Classification was furnished by hand delivery(\*) and/or U. S. Mail this 1st day of September, 1992, to the following:

Harold McLean, Esq.\*  
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111 West Madison Street  
Room 812  
Tallahassee, Florida 32399-1400

Matthew Feil, Esq.\*  
Catherine Bedell, Esq.\*  
Florida Public Service Commission  
Division of Legal Services  
101 East Gaines Street  
Room 226  
Tallahassee, Florida 32399

Mr. Harry C. Jones, P.E. President  
Cypress and Oak Villages Association  
91 Cypress Boulevard West  
Homosassa, FL 32646

By:   
KENNETH A. HOFFMAN, ESQ.