



MESSER CAPARELLO & SELF, P.A.

Attorneys At Law

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February 16, 2010

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**BY HAND DELIVERY**

Ms. Ann Cole, Commission Clerk  
Office of Commission Clerk  
Room 110, Easley Building  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, Florida 32399-0850

Re: Docket No. 090539-GU

Dear Ms. Cole:

Enclosed for filing on behalf of Florida City Gas is an original and seven copies of Florida City Gas' Request for Confidential Classification in the above referenced docket.

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

Thank you for your assistance with this filing.

Sincerely yours,

Floyd R. Self

FRS/amb  
Enclosures

cc: Shannon O. Pierce, Esq.  
Parties of Record

- COM \_\_\_\_\_
- APA \_\_\_\_\_
- ECR \_\_\_\_\_
- GCL 2
- RAD \_\_\_\_\_
- SSC \_\_\_\_\_
- ADM \_\_\_\_\_
- OPC \_\_\_\_\_
- CLK 1

DOCUMENT NUMBER-DATE

01042 FEB 16 0

FPSC-COMMISSION CLERK

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Petition for approval of Special Gas ) Docket No. 09539-GU  
Transportation Service agreement )  
with Florida City Gas by Miami-Dade ) Date Filed: February 16, 2010  
through Miami-Dade Water and Sewer )  
Department )  
\_\_\_\_\_ )

**FLORIDA CITY GAS' REQUEST FOR  
CONFIDENTIAL CLASSIFICATION**

Florida City Gas ("FCG" or "Company"), pursuant to section 366.093, Florida Statutes, and Rule 25-22.006(3) and (4), Florida Administrative Code, submits this Request for Confidential Classification of the documents described below which are part of the response to the Florida Public Service Commission Staff's data requests issued to FCG on January 25, 2010. In support of this Request for Confidential Classification, FCG states as follows:

1. On January 25, 2010, FCG received the Commission Staff's Data Request No. 1 to FCG in the above captioned docket.

2. On February 16, 2010, FCG has provided its non-confidential responses to Commission Staff and Miami-Dade County as requested by Staff. Excluded from these responses is certain confidential information which is more particularly discussed below and for which FCG now requests confidential treatment for the information itemized in Exhibit "A."

3. Each of the identified data request responses contains information which FCG considers to be proprietary and confidential and of value to other businesses. Specifically the documents include:

- (a) Invoices reflecting customer specific information, usage, charges, and other details about customer accounts that are of value to competing businesses.

DOCUMENT NUMBER-DATE

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- (b) Usage reports and analyses which provide specific information about customers, charges, and revenue.
- (c) Contractual information reflecting charges for and amounts paid for supplies.
- (d) Detailed reports which, if disclosed, would reveal customer and/or consumption information which is of value to competitors.

4. The disclosure of the information included in the data request responses would harm the ratepayers of the Company and the business operations of the Company by disclosing information which would be of value to competitors. Using the information in the data request responses, competitors would be able to discern information about FCG and its business which could be used to the disadvantage of FCG.

5. Accompanying this request as Attachment "B" are redacted copies of the identified documents. Under separate cover, FCG is providing a copy of the unedited documents with the confidential information highlighted pursuant to the requirements of the Commission.

6. FCG requests that the Commission grant this request for confidential treatment for the specified information and that the material be treated as confidential pursuant to section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code.

Dated this 16<sup>th</sup> day of February, 2010.

MESSER, CAPARELLO & SELF, P.A.  
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FLOYD R. SELF, ESQ.

Attorneys for Florida City Gas

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served on the following parties by Electronic Mail and/or U.S. Mail this 16<sup>th</sup> day of February, 2010.

Anna Williams, Esq.  
Martha Brown, Esq.  
Office of the General Counsel  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

Mr. Melvin Williams  
Florida City Gas  
933 East 25<sup>th</sup> Street  
Hialeah, FL 33013

Shannon O. Pierce  
AGL Resources, Inc.  
Ten Peachtree Place, 15<sup>th</sup> Floor  
Atlanta, GA 30309

Henry N. Gillman  
Miami-Dade County  
111 NW First Street, Suite 2810  
Miami, FL 33128



Floyd R. Self

**EXHIBIT "A"**

Document	No. of Pages	Column/Lines	Justification
Florida City Gas Company's Responses to Staff Data Request No. 1	8	Page 2, Response to Item 4, Lines 22, 24, and 25, Response to Item 5, Line 36; Page 3, Response to Item 6, Line 6; and Response to Item 8, Lines 42-44	Customer name and account numbers; and sales , consumption, and margin information
Confidential Attachment 2	2	Page 1, Lines 10-22 all columns; Lines 24 and 26, columns B-G; Page 2, 10-22, 24 and 26, columns H-N	Customer name and account information Sales figures
Confidential Attachment 4	2	Page 1, Lines 8, 10, 12, 20, 34, 36, 38, and 46 Columns C, E, G, H, Lines 14, 40 and 42, Columns C, E, G, H, I, and J; Lines 18, 22, 24, 26, 54, 48, 50, and 52, Column C; Page 2, Lines 9-44, Columns B-L	Cost of Service and Rate Design and FCG Average Rate of Return Income Statement, reflecting customer sales and costs.
Confidential Attachment 6	1	Lines 18, 36, 54 and 72, Columns A-I, Lines 73 and 74 Columns B-I	Customer-specific Margin Comparisons.
Confidential Attachment 16	9	Page 1, Lines 9-12, Columns A and C; Page 2, Lines 6, Column E, Line 15, Column F, Line 24, Column D, Line 28, Columns F and G, Lines 30-34, Columns D and F, Lines 35-37, Column F, Line 38, Column F, Line 44 Column B, Line 45, Column A; Page 3, Lines 6-36 Columns A, C, and D, Line 38 Columns B and D, Line 39, Column B; Page 4, Line 6, Column E, Line 14 Column F, Line 23, Column D, Line 27, Columns F and G, Lines 28-32, Columns C and F, Lines 33-35, Column F, Line 42, Column B, Line 43, Column A; Page 5, Lines 6-35, Columns A, C, and D, Line 36, Column A and D, Line 38, Columns B and D, Line 39, Column B; Page 6, Line 6, Column E, Line 15, Column F, Line 24, Column D, Line 29, Column F and G, Lines 30-34, Columns C and F, Lines 36-39, Column F, Line 46, Columns A and B;	Customer Invoices and Gas Volume Worksheets for those invoices

Document	No. of Pages	Column/Lines	Justification
Confidential Attachment 16	9	Page 7, Lines 6-35 Columns A, C, and D, Line 36, Columns A and D, Line 38, Column B and D, Line 39, Column B; Page 8, Line 6, Column C, Line 16 Column D, Line 25, Column B, Lines 30-34, Columns A and D, Lines 35-37, Column D; Page 9, Lines 6-35, Columns A, C, and D, Line 36, Columns A and D, Line 38, Column B and D, Line 39 Column B	Customer Invoices and Gas Volume Worksheets for those invoices

STATE OF FLORIDA

COMMISSIONERS:  
NANCY ARGENZIANO, CHAIRMAN  
LISA POLAK EDGAR  
NATHAN A. SKOP  
DAVID E. KLEMENT  
BEN A. "STEVE" STEVENS III



OFFICE OF COMMISSION CLERK  
ANN COLE  
COMMISSION CLERK  
(850) 413-6770

# Public Service Commission

## ACKNOWLEDGEMENT

DATE: February 17, 2010

TO: Floyd Self, Messer Law Firm

FROM: Ruth Nettles, Office of Commission Clerk

RE: Acknowledgement of Receipt of Confidential Filing

This will acknowledge receipt of a **CONFIDENTIAL DOCUMENT** filed in Docket Number 090539 or, if filed in an undocketed matter, concerning part of response to staff's data request issued on 1/25/10, and filed on behalf of Florida City Gas. The document will be maintained in locked storage.

If you have any questions regarding this document, please contact Kim Peña, Records Management Assistant, at (850) 413-6393.

DOCUMENT NUMBER DATE  
01043 FEB 16 2010  
PSC-COMMISSION CLERK

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Internet E-mail: [contact@psc.state.fl.us](mailto:contact@psc.state.fl.us)