



GUNSTER
ATTORNEYS AT LAW

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July 23, 2021

HAND DELIVERY

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

REDACTED

Re: Docket No. 20210106-GU: Petition for approval of transportation service agreement between Peninsula Pipeline Company, Inc. and Florida Division of Chesapeake Utilities Corporation.

Dear Mr. Teitzman:

Attached for filing, please find the original and 7 copies of Peninsula Pipeline Company, Inc.'s Request for Confidential classification of portions of the response to Question 1 of the Joint Responses of Peninsula Pipeline and the Florida Division of Chesapeake Utilities Corporation. Also enclosed are one highlighted and two redacted copies of the subject information for which the Company seeks confidential classification.

As always, thank you for your assistance with this filing. Please do not hesitate to let me know if you have any questions whatsoever.

- COM _____
- AFD _____
- APA _____
- ECO 6
- ENG _____
- GCL 1
- IDM _____
- CLK _____

Sincerely,

Beth Keating
Gunster, Yoakley & Stewart, P.A.
215 South Monroe St., Suite 601
Tallahassee, FL 32301
(850) 521-1706

MEK
Enclosures
cc:// (Osborn, Hampson – PSC Staff)

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CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for approval of transportation service)
agreement between Peninsula Pipeline Company, Inc.)
and Florida Division of Chesapeake Utilities)
Corporation.)
_____)

Docket No.: 20210106-GU

Filed: July 23, 2021

**PENINSULA PIPELINE COMPANY'S REQUEST FOR CONFIDENTIAL
CLASSIFICATION FOR CERTAIN PORTIONS OF JOINT RESPONSES TO STAFF'S
FIRST DATA REQUESTS**

Peninsula Pipeline Company (“Peninsula” or “Company”) by and through its undersigned counsel, pursuant to Section 366.093, Florida Statutes, and consistent with Rule 25-22.006(3), Florida Administrative Code, hereby submits its Request for Confidential Classification for information contained the Joint Responses of Peninsula and the Florida Division of Chesapeake Utilities Corporation (“CFG”) to Staff’s First Data Requests. The information for which the Company seeks confidential treatment is information that is similar to that which the Commission has afforded confidential classification in prior cases, including by Order No. PSC-2012-0118-CFO-GU, issued March 14, 2012, and is consistent with the request filed earlier in this proceeding on May 26, 2021. In support thereof, Peninsula hereby states:

1. Peninsula seeks confidential classification of the highlighted monetary amounts reflected in the response to Data Request Question No. 1, which represent contractual information that both Peninsula and CFG treat as proprietary confidential business information consistent with the definition of that term in Section 366.093, Florida Statutes.
2. The information for which Peninsula seeks confidential classification is information that the Company and CFG both treat as confidential, and that meets the definition of “proprietary

confidential business information” as set forth in Section 366.093(3), Florida Statutes, which provides:

(3) 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:

- (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 public utility or its affiliates to contract for goods or services on favorable terms.
- (e) Information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of the information.
- (f) Employee personnel information unrelated to compensation, duties, qualifications, or responsibilities.

3. Specifically, Peninsula seeks confidential classification of the highlighted amounts in the chart provided in response to Data Request Question No. 1, at page one of the Joint Responses. The subject information reflects the costs of specific aspects of the project as well as the breakdown of those costs. Release of the referenced information as a public record would harm both Peninsula and CFG's business operations and ratepayers by impairing the Companies' respective abilities to effectively negotiate for goods and services. Release of this information would also provide competitors of Peninsula with an unfair competitive advantage. Thus, the information meets the definition of “proprietary confidential business information” as set forth in Section 366.093(3)(e), Florida Statutes. As such, Peninsula requests that the Commission protect this information consistent with Rule 25-22.006, Florida Administrative Code.

4. Included with this Request is a highlighted copy of the joint response to Data Request Question No. 1 reflecting the confidential information. Also enclosed are two redacted copies of same page of the joint data responses.
5. Peninsula asks that confidential classification be granted for a period of at least 18 months. Should the Commission no longer find that it needs to retain the information, Peninsula respectfully requests that the confidential information be returned to the Company.

WHEREFORE, Peninsula respectfully requests that the highlighted information contained in the response to Question No. 1 of Peninsula and CFG's Joint Responses to Staff's First Data Requests be classified as "proprietary confidential business information," and thus, exempt from Section 119.07, Florida Statutes.

RESPECTFULLY SUBMITTED this 23rd day of July, 2021.



Beth Keating
Gunster, Yoakley & Stewart, P.A.
215 South Monroe St., Suite 601
Tallahassee, FL 32301
(850) 521-1706

Docket No. 20210106-GU: Petition for approval of transportation service agreement between Peninsula Pipeline Company, Inc. and Florida Division of Chesapeake Utilities Corporation.

JOINT RESPONSES OF PENINSULA AND CFG TO STAFF'S FIRST DATA REQUESTS (Redacted)

1. Please provide cost estimates and the percent breakdown of labor and materials for the proposed projects as shown in the table below:

Description	Cost	Labor/Materials Cost Breakdown	Location
7,400 ft. of 4 in. steel pipeline			Commencing at the new FGT interconnection location and continuing northward to the new delivery receipt station
Gate station with Florida Gas Transmission Company (FGT)			Logistics Parkway, slightly north of Peace River Canal
Delivery receipt station			Pollard Road and Logistics Parkway

Company Response

Description	Cost	Labor/Materials Cost Breakdown	Location
7,400 ft. of 4 in. steel pipeline	██████████	Labor: ██████████ Materials: ██████████	Commencing at the new FGT interconnection location and continuing northward to the new delivery receipt station
Gate station with Florida Gas Transmission Company (FGT)	██████████	Labor: ██████████ Materials: ██████████	Logistics Parkway, slightly north of Peace River Canal
Delivery receipt station	██████████	Labor: ██████████ Materials: ██████████	Pollard Road and Logistics Parkway

2. Please provide a brief description of the approvals required by Peninsula or CFG from any other state or local agencies to complete the proposed projects.

Company Response:

Peninsula is required to obtain permits from the Florida Department of Transportation, Florida Department of Environmental Protection, United States Army Corps of Engineers, and from Polk County.

Docket No. 20210106-GU: Petition for approval of transportation service agreement between Peninsula Pipeline Company, Inc. and Florida Division of Chesapeake Utilities Corporation.

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