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Writer's Direct Dial Number: (850) 521-1706
Writer's E-Mail Address: bkeating@gunster.com

February 6, 2024

BY E-PORTAL

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

Docket No. 20220069-GU - Petition for rate increase by Florida City Gas.

Dear Mr. Teitzman:

Attached for electronic filing, please find Florida City Gas's Request for Extension of Confidential Classification.

As always, thank you for your assistance in connection with this filing. If you have any questions whatsoever, please do not hesitate to let me know.

Sincerely,

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

Cc: Certificate of Service

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for rate increase by)
Florida City Gas.)
_____)

Docket No. 20220069-GU
Filed: February 6, 2024

**FLORIDA CITY GAS’S REQUEST FOR
EXTENSION OF CONFIDENTIAL CLASSIFICATION OF MFR SCHEDULES**

Florida City Gas (“FCG” or “Company”) by and through its undersigned counsel, pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006(4), Florida Administrative Code, hereby submits its Request for Extension of Confidential Classification for information contained in the the Company’s Minimum Filing Requirements (“MFR”) schedules C-27, C-28, and C-29 filed with its Petition for Approval of Rate Increase and Request for Approval of Depreciation Rates on May 31, 2022. (cross-referenced Document No. 03295-2022). This information was originally granted confidential classification by Order No. PSC-2022-0305-CFO-GU, issued August 18, 2022. In support of this Request for Extension, FCG hereby states that:

1. On May 31, 2022, FCG filed its Petition for a base rate increase, along with prefiled testimonies of its witnesses and the requisite MFRs. Portions of MFR schedules C-27 (Income Tax Returns), C-28 (Interest Deduction), and C-29 (Consolidated Return) contain the Confidential Information for which FCG sought and was granted confidential classification, which includes information otherwise deemed confidential under federal law as provided by 26 U.S.C. § 6103. This information, if disclosed, would potentially impair the competitive efforts of FCG, as well as those of its former corporate parent. The information therein is therefore proprietary confidential business information and is entitled to continued and ongoing protection under Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code. The Company continues to

treat this information as confidential, and it has not otherwise been disclosed to the best of the Company's knowledge.

2. The information for which FCG seeks an extension of confidential classification is information that the Company still treats as confidential, and that the Commission has already determined 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. As such, FCG asks that confidential classification be extended for an additional period of at least another 18 months. Should the Commission no longer find that it needs to retain the information, FCG respectfully requests that the confidential information be returned to the Company.

WHEREFORE, FCG respectfully requests that the highlighted information contained in MFR Schedules C-27, C-28, and C-29, which were originally afforded confidential classification by Order No. PSC-2022-0305-CFO-GU, be allowed to retain classification as "proprietary

confidential business information,” and thus, exempt from Section 119.07, Florida Statutes, for an additional period of 18 months.

RESPECTFULLY SUBMITTED this 6th day of February, 2024.


A handwritten signature in cursive script, reading "Beth Keating", with a long horizontal flourish extending to the right.

Beth Keating
FL Bar #0022756
Gunster, Yoakley & Stewart, P.A.
215 South Monroe St., Suite 601
Tallahassee, FL 32301
(850) 521-1706

CERTIFICATE OF SERVICE

I HEREBY ATTEST that a true and correct copy of the foregoing Request for Extension of Confidential Classification has been served upon the following by Electronic Mail this 6th Day of February, 2024:

<p>Adria Harper, Esquire Timothy Sparks, Esquire Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399 aharper@psc.state.fl.us tsparks@psc.state.fl.us <i>For Commission Staff</i></p>	<p>Office of Public Counsel c/o The Florida Legislature 111 West Madison Street, Room 812 Tallahassee, FL 32399-1400 Trierweiler.Walt@leg.state.fl.us wessling.mary@leg.state.fl.us <i>For Office of Public Counsel</i></p>
<p>Jon C. Moyle, Jr. Karen A. Putnal Moyle Law Firm, P.A. 118 North Gadsden Street Tallahassee, Florida 32301 Telephone: (850) 681-3828 Facsimile: (850) 681-8788 jmoyle@moylelaw.com kputnal@moylelaw.com mqualls@moylelaw.com <i>For Petitioner Florida Industrial Power Users Group</i></p>	<p>T. Jernigan/E. Payton 139 Barnes Drive, Suite 1 Tyndall AFB FL 32403 thomas.jernigan.3@us.af.mil ebony.payton.ctr@us.af.mil <i>For Federal Executive Agencies</i></p>

By: 
Beth Keating
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Tallahassee, FL 32301
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