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February 29, 2024

BY HAND DELIVERY

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

REDACTED

RECEIVED-FPSC
2024 FEB 29 PM 3:42
COMMISSION CLERK

[New Filing] - Petition for Approval of Amendment to Transportation Agreement with Florida Public Utilities by Peninsula Pipeline Company, Inc.

Dear Mr. Teitzman:

Attached for electronic filing, please the original and seven (7) copies of Peninsula Pipeline Company's Request for Confidential Classification of portions of Exhibit B to Amendment 1 to its Firm Transportation Service Agreement with Florida Public Utilities Company (St. Cloud), which is being filed under separate cover today, along with a Petition for Approval. Also attached are one highlighted copy and two redacted copies of the subject exhibit submitted in accordance with Rule 25-22.006, F.A.C.

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

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CLK _____

Cc: Certificate of Service

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for Approval of Amendment to)	
Firm Transportation Service Agreement with)	Docket No.:
Florida Public Utilities Company, by Peninsula)	
Pipeline Company, Inc.)	Filed: February 29, 2024
)	

**PENINSULA PIPELINE COMPANY’S REQUEST FOR CONFIDENTIAL
CLASSIFICATION FOR INFORMATION**

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 in Exhibit B¹ to Amendment No. 1 to its Firm Transportation Service Agreement with Florida Public Utilities Company (“FPUC”) for additional expansion to serve new customers in the area of the City of St. Cloud in Osceola County, which has been submitted under separate cover today. 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, namely Order No. PSC-2018-0146-CFO-GU, issued March 19, 2018 in Docket No. 20180015-GU. In support thereof, Peninsula hereby states:

1. Peninsula seeks confidential classification of the highlighted information in Exhibit B to Amendment No. 1 to the Firm Transportation Service Agreement ("Contract") (pages 4 and 5), for the highlighted amount associated with the Segment I(a) Transporter delivery point, the highlighted amounts identifying the monthly reservation charges for Segments I(b) and I(c), as well as the total monthly reservation charge, the highlighted amounts identifying the monthly reservation charges for Phase II Transporter delivery point, as well as the charge for the Point of Delivery and the total monthly reservation charge for Phase II, the highlighted amount

¹ For clarity, Exhibit A is attached to the underlying Transportation Service Agreement and remains in effect.

identifying the Phase I and Phase II Total Monthly Reservation Charge, the amount in the following line identifying the Total Maximum Daily Transportation Quantity ("Total MDTQ") and the highlighted percentage associated with the MHTP, as well as the amount on page 5, which is the Unauthorized Use rate. This information is directly related to the negotiated rates and terms of the Contract, which both Peninsula and FPUC 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 FPUC 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. Release of the referenced information as a public record would reveal the specific rate included in a competitive contract. Disclosure of this information would impair Peninsula's

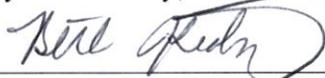
ability to compete for goods and services and provide its competitors with an unfair competitive advantage. As such, Peninsula requests that the Commission protect this information consistent with Rule 25-22.006, Florida Administrative Code. To the extent of Peninsula's knowledge, this information is not otherwise available in the public domain. Thus, the information meets the definition of "proprietary confidential business information" as set forth in Sections 366.093(3)(d) and (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 Exhibit B to the Amendment No. 1 to Transportation Service Agreement. In addition, two redacted copies of the document are enclosed.

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 each, attached Exhibit B to the executed Amendment No. 1 to Transportation Service Agreement with FPUC be classified as "proprietary confidential business information," and thus, exempt from Section 119.07, Florida Statutes.

RESPECTFULLY SUBMITTED this 29th day of February, 2024.



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

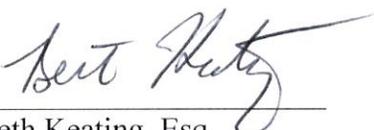
CERTIFICATE OF SERVICE

I HEREBY ATTEST that a true and correct copy of the foregoing Request for Confidentiality has been served upon the following by Electronic Mail (redacted only) this 29th day of February, 2024:

Walt Trierweiler, Esquire
c/o the Florida Legislature
111 West Madison Street, Rm 812
Tallahassee, FL 32399-1400
Trierweiler.walt@leg.state.fl.us

Keith Hetrick, Esquire
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399
khetrick@psc.state.fl.us

By:


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

*Attorneys for Peninsula Pipeline
Company, Inc.*

EXHIBIT B TO
AMENDMENT No. 1 TO FIRM TRANSPORTATION SERVICE AGREEMENT
BETWEEN
PENINSULA PIPELINE COMPANY, INC.
AND
FLORIDA PUBLIC UTILITIES COMPANY
DATED
February 26, 2024

Phase I Construction

Description of Transporter Delivery Point(s)

1. Segment I (a) A new Florida Gas Transmission gate
at or near Hickory Tree Road and Jan Land Boulevard [REDACTED]

2. Interconnect with the existing PPC pipeline at or near Canoe Creek Road and Nolte
Road

Description of Point(s) of Delivery

Phase I Pipeline Segments Monthly Reservation Charges:

1. Segment I (b) - At or near South Narcoosee Road and Ralph Miller Road [REDACTED]
2. Segment I (c) - At or near Canoe Creek Road and Sullivan Drive [REDACTED]

Phase I Total Monthly Reservation Charge: [REDACTED]

Phase II Construction

Description of Transporter Delivery Point(s)

Segment II (a) A new interconnect with Florida Gas Transmission
and existing PPC pipeline at or near TBD [REDACTED]

Phase II Description of Point(s) of Delivery

Segment II (b) A three mile extension At or near TBD [REDACTED]

Phase II Total Monthly Reservation Charge [REDACTED]

Phase I and Phase II Total Monthly Reservation Charge [REDACTED]

Total MDTQ (Dekatherms): [REDACTED] Dt/Day

MHTP: [REDACTED]

This charge is subject to adjustment pursuant to the terms of this Agreement and is additive to the Initial Monthly Reservation Charge¹

Unauthorized Use Rate (In addition to Monthly Reservation Charge): [REDACTED] Each Day
Unauthorized Use

¹ The Parties to this Agreement acknowledge and recognize that the facilities to be installed represent an extension of existing facilities currently used by the Company to provide service to Shipper in Osceola County. The pricing hereunder does not otherwise duplicate charges for service from the existing interconnection "Delivery Point" (renamed "Point of Delivery" herein) with the existing Twin Lakes/St. Cloud Pipeline located at the intersection of Hickory Tree Road and Nolte Road owned and operated by Peninsula Pipeline Company, Inc. approved as part of the original Agreement in Docket No. 20220123-GU.

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Phase I Total Monthly Reservation Charge: [REDACTED]

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Phase II Description of Point(s) of Delivery

Segment II (b) A three mile extension At or near TBD [REDACTED]

Phase II Total Monthly Reservation Charge [REDACTED]

Phase I and Phase II Total Monthly Reservation Charge [REDACTED]

Total MDTQ (Dekatherms): [REDACTED] Dt/Day

MHTP: [REDACTED]

This charge is subject to adjustment pursuant to the terms of this Agreement and is additive to the Initial Monthly Reservation Charge¹

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