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June 10, 2024

**BY HAND DELIVERY**

**REDACTED**

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2024 JUN 10 PM 4:47  
COMMISSION  
CLERK

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

**Docket No. 20240039-GU: Petition for approval of transportation service agreements between Peninsula Pipeline Company, Inc. and Pivotal Utility Holdings, Inc. d/b/a Florida City Gas.**

Dear Mr. Teitzman:

Enclosed for filing, please find the original and seven (7) copies of Florida City Gas's and Peninsula Pipeline Company's Joint Request for Confidential Classification of the attachments to their Joint Responses to Staff's Fourth Set of Data Requests, which were filed, in redacted form, under separate cover today. Also included with this request, please find one highlighted and two redacted versions of each of the subject Attachments A-F.

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

COM \_\_\_  
AFD \_\_\_  
APA \_\_\_  
ECO 6 <sup>6</sup> Attach  
ENG \_\_\_  
GCU 7  
IDM \_\_\_  
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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for approval of transportation )  
service agreements between Peninsula Pipeline )  
Company, Inc. and Pivotal Utility Holdings, )  
Inc. d/b/a Florida City Gas. )  
)

Docket No.: 20240039-GU

Filed: June 10, 2024

**FLORIDA CITY GAS AND PENINSULA PIPELINE COMPANY'S JOINT REQUEST  
FOR CONFIDENTIAL CLASSIFICATION**

Florida City Gas (“FCG”) and Peninsula Pipeline Company (“Peninsula”)(jointly herein, “Companies”) by and through undersigned counsel, pursuant to Section 366.093, Florida Statutes, and consistent with Rule 25-22.006(3), Florida Administrative Code, hereby submits this Request for Confidential Classification for information contained in Attachments A - F to the Joint Responses to Staff’s Fourth Set of Data Requests, which have been submitted under separate cover today. The information for which the Companies seek 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. The Companies are submitting this request jointly as these projects are a coordinated effort and while FCG is the one of the Companies that is currently a party to certain of the contracts addressed herein, it is anticipated that certain contracts will be assigned to Peninsula. To be clear, both Companies, as well as the counter parties to these contracts, treat the information addressed herein as confidential and have not otherwise disclosed the information publicly. In support thereof, the Companies hereby state:

1. The Companies seek confidential classification of the Attachments A, B and C, which are Interconnection Agreements with renewable gas producers. All of the information, including the

name of the producers, in these documents is considered highly confidential by the Companies, as well as the respective producers under each contract. The information in these agreements reflect the negotiated rates and terms of the contracts, which both Peninsula and FCG treat as proprietary confidential business information consistent with the definition of that term in Section 366.093, Florida Statutes, but also strategic and operational information that is highly confidential to the Companies and the respective producers.

2. The Companies also seek confidential classification of Attachment D, in its entirety, which is a North American Energy Standards Board ("NAESB") contract for produced commodity with the producer identified in Attachment C. In addition to identifying the producer, this agreement contains confidential rates, terms and conditions for the sale and receipt of gas commodity, along with detail on bank account numbers, pricing, pricing formula, maximum daily contract quantities, and special conditions. As with Attachments A-C, any attempt to highlight and redact specific portions would result in a nonsensical document consisting primarily of a few "whereas" clauses and definitions. As such, the Companies ask that this document also be granted confidentiality in its entirety.

3. For the same reasons as recited above, the Companies respectfully seek confidential classification of Attachments E and F in their entirety. These documents reflect the same information as identified in the prior attachments only it is reflected in a different format, or as in the case of Attachment E, in a format that would enable a reviewer the ability to extrapolate key contract rates and terms, in addition to identifying the producers.

4. The information for which Peninsula seeks confidential classification is information that the Company and FCG 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.


5. Disclosure of the above-described information would impair both FCG and Peninsula's ability to compete for goods and services and provide their competitors with an unfair competitive advantage. As such, the Companies request that the Commission protect this information consistent with Rule 25-22.006, Florida Administrative Code. To the extent of either of the Companies' 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, the Companies request that the Commission protect this information consistent with Rule 25-22.006, Florida Administrative Code.

6. Included with this Request are highlighted copies of Attachments A through F, as well as two redacted copies of the document are enclosed.

7. The Companies ask 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 and FCG respectfully request that the confidential information be returned to the Companies via undersigned counsel.

WHEREFORE, Peninsula and FCG respectfully request that Attachments A, B, C, D, E, and F to the Companies' Joint Responses to Staff's Fourth Data Requests be classified as "proprietary confidential business information," and thus, exempt from Section 119.07, Florida Statutes.

RESPECTFULLY SUBMITTED this 10th day of June, 2024.



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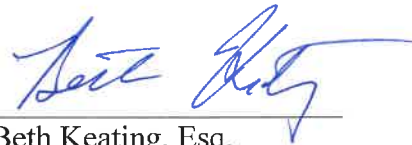
Beth Keating  
Gunster, Yoakley & Stewart, P.A.  
215 South Monroe St., Suite 601  
Tallahassee, FL 32301  
(850) 521-1706

**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 10th day of June, 2024:

Shaw Stiller, Esquire  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399  
sstiller@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

Attachment A

Attachment B



































































Attachment C



































































Attachment D

























Attachment E



Attachment F