

State of Florida



Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850

-M-E-M-O-R-A-N-D-U-M-

DATE: November 1, 2024

TO: Division of Economics, Office of Primary Responsibility

FROM: OFFICE OF COMMISSION CLERK

RE: CONFIDENTIALITY OF CERTAIN INFORMATION

DOCKET NO: 20240099-EI DOCUMENT NO: 09755-2024

DESCRIPTION: FPUC (Keating) - (CONFIDENTIAL) Information contained in documents provided in response to staff's seventh set of data requests.

SOURCE: Florida Public Utilities Company

The above confidential material was filed along with a request for confidential classification. Please complete the following form by checking all applicable information and forward it to the attorney assigned to the docket, along with a brief memorandum supporting your recommendation.

- The document(s) is (are), in fact, what the utility asserts it (them) to be.
- The utility has provided enough details to perform a reasoned analysis of its request.
- The material has been received incident to an inquiry.
- The material is confidential business information because it includes:
- (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 information;
 - (f) Employee personnel information unrelated to compensation, duties, qualifications, or responsibilities;
- The material appears to be confidential in nature and harm to the company or its ratepayers will result from public disclosure.
- The material appears not to be confidential in nature.
- Portions of the material appear to be confidential in nature and are identified in the memorandum supporting this recommendation.
- The material is a periodic or recurring filing and each filing contains confidential information.

This response was prepared by /s/ Jared Folkman on November 6, 2024, a copy of which has been sent to the Office of Commission Clerk and the Office of General Counsel.

State of Florida



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Tallahassee, Florida 32399-0850

-M-E-M-O-R-A-N-D-U-M-

DATE: November 6, 2024

TO: Suzanne Brownless, Special Counsel, Office of the General Counsel

FROM: Jared Folkman, Public Utility Analyst I, Division of Accounting & Finance

RE: CONFIDENTIALITY OF CERTAIN INFORMATION

DOCKET NO: 20240099-EI DOCUMENT NO: 09755-2024

DESCRIPTION: FPUC (Keating) - (CONFIDENTIAL) Information contained in documents provided in response to staff's seventh set of data requests.

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Pursuant to Section 366.093, Florida Statutes (F.S.), and Rule 25-22.006, Florida Administrative Code, Florida Public Utilities Company (FPUC or Company) requests confidential classification of certain information filed in Docket No. 20240099-EI.

The Company is claiming confidentiality of its filing under Section 366.093(3)(e), F.S. Per the Statute, Subsection (e), "[i]nformation relating to competitive interests, the disclosure of which would impair the competitive business of the provider of the information."

Furthermore, the filing contains certain information regarding unregulated affiliates and subsidiaries of FPUC's parent, Chesapeake Utilities Corporation (Chesapeake). The information included in the document is treated by the Company and Chesapeake as competitively sensitive information regarding Chesapeake's internal operations that, if released, could be detrimental to the competitive operations of those entities, as well as Chesapeake's opportunities to obtain financing for its various markets.

Staff has reviewed the Company's confidentiality request. It is staff's opinion that the information subject to this request meets the criteria for confidentiality contained in Section 366.093(3)(e), F.S.