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May 8, 2026

**VIA HAND DELIVERY**

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

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COMMISSION  
CLERK

**Re: Docket No. 20260026-GU – Application for Rate Increase by Florida City Gas.**


Dear Mr. Teitzman:

Enclosed for filing, please find the original and six (6) copies of Florida City Gas's Request for Confidential Classification and Motion for Protective Order regarding certain documents provided in response to the Office of Public Counsel's First Requests for Production of Documents. Also included is a flash drive containing the confidential documents. The drive is password protected. The password is GUNSTER.

Thank you for your assistance with this filing. As always, please don't hesitate to let me know if you have any questions whatsoever.

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AFD \_\_\_\_\_  
APA \_\_\_\_\_  
ECO \_\_\_\_\_  
ENG 5  
GCL 1  
IDM \_\_\_\_\_  
CLK \_\_\_\_\_

Sincerely,

  
Beth Keating  
Gunster, Yoakley & Stewart, P.A.  
215 South Monroe St., Suite 601  
Tallahassee, FL 32301

MEK  
Enclosures  
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**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Application for Rate Increase by  
Florida City Gas.

Docket No. 20260026-GU

Filed: May 8, 2026

**FLORIDA CITY GAS'S REQUEST FOR CONFIDENTIAL CLASSIFICATION AND  
MOTION FOR PROTECTIVE ORDER**

Florida City Gas ("FCG" or the "Company"), by and through undersigned counsel pursuant to Rule 25-22.006, Fla. Admin. Code, requests that the Florida Public Service Commission (the Commission) enter an order protecting from public disclosure certain portions of FCG's responses to Citizens' First Requests for Production. In support of this request, the Company states:

1. On April 20, 2026, FCG filed its Petition for Approval of Rate Increase and Request for Interim Rate Relief (herein, "Petition") with the Commission, along with supporting testimony, exhibits, and Minimum Filing Requirement ("MFR") schedules.

2. In advance of that filing, on March 30, 2026, the Citizens of the State of Florida, through the Office of Public Counsel ("OPC") served FCG with its First Set of Interrogatories (Nos. 1-76) and First Requests for Production of Documents (PODs) (Nos. 1-12). Two documents responsive to OPC's Request for Production of Documents No. 11, and numerous documents responsive to POD 12, contain material and information that FCG, as well as the parent company, Chesapeake Utilities Corporation, treat as highly confidential. This information has not otherwise been publicly disclosed. In certain instances, the Company considers entire documents to be confidential, the disclosure of which would cause harm to FCG and its customers.

3. The information for which FCG seeks confidential classification is information 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.

4. Specifically, FCG seeks confidential classification of information and documents that fall into the following categories: (1) Competitively sensitive revenue projection information and cost information; and (2) Competitively sensitive proposal or contract information.

5. With regard to one of the documents responsive to OPC POD 11, the document contains law firm specific pricing information, as well as a strategic timeline, which, if disclosed, would harm the Company’s ability, as well as the law firm’s ability, to compete for goods and services in the market. While FCG is not asserting that the document is subject to the attorney-client privilege or that it is otherwise attorney work product, both FCG and the law firm treat this document as confidential in that it is tailored specifically for FCG’s needs and reveals competitively sensitive information. As such, the Company requests that the following file be afforded confidential classification, and due to the nature of the document, the Company asks

that such treatment be afforded to this file in its entirety, consistent with Section 366.093(3)(d), F.S.: *Confidential OPC POD 11 Gunster FCG Rate Case Expense Estimate (Legal).pdf*.

6. Similarly, the consulting firm of Brown, Williams, Moorhead and Quinn (“BWMQ”) provided a detailed proposal, along with a total cost proposal, and additional correspondence with FCG that constitutes an addendum incorporated in the ultimate contract. To the extent that this document is tailored to FCG’s needs and disclosure of this information could impact the firm’s ability to compete for goods and services, both BWMQ and FCG treat this information as confidential. As such, FCG requests that the following document be granted confidential classification in its entirety, consistent with Section 366.093(3)(d), F.S.: *Confidential OPC POD 11 BWMQ ROE Study for Florida City Gas.pdf*.

7. With regard to several documents responsive to OPC’s Request for Production of Documents, No. 12, certain responsive documents are Excel files that contain projected information and budget information that the Company considers competitively sensitive and treats as confidential. This information has not otherwise been disclosed publicly. If it were publicly disclosed, the information would provide a competitive edge to similarly-situated companies and thus, harm FCG’s ability to compete, not only in the gas utility market, but for capital funding. As such, FCG asks that these files be afforded confidential treatment consistent with Section 366.093(3)(e), F.S. Furthermore, given that the information is contained in Excel format only, which cannot be readily highlighted and meaningfully redacted, the Company is requesting that these files be treated as confidential in their entirety as well. The responsive files are as follows:

Confidential OPC POD 12 01.2024 FCG FCG DISC 000425  
Confidential OPC POD 12 02.2024 FCG FCG DISC 000427  
Confidential OPC POD 12 03.2024 FCG FCG DISC 000428  
Confidential OPC POD 12 04.2024 FCG FCG DISC 000430

Confidential OPC POD 12 05.2024 FCG FCG DISC 000432  
Confidential OPC POD 12 06.2024 FCG FCG DISC 000434

Confidential OPC POD 12 07.2024 FCG FCG DISC 000436  
Confidential OPC POD 12 08.2024 FCG FCG DISC 000438  
Confidential OPC POD 12 09.2024 FCG FCG DISC 000440  
Confidential OPC POD 12 10.2024 FCG FCG DISC 000442  
Confidential OPC POD 12 11.2024 FCG FCG DISC 000444  
Confidential OPC POD 12 12.2024 FCG FCG DISC 000446  
Confidential OPC POD 12 01.2025 FCG FCG DISC 000448  
Confidential OPC POD 12 02.2025 FCG FCG DISC 000450  
Confidential OPC POD 12 03.2025 FCG FCG DISC 000452  
Confidential OPC POD 12 04.2025 FCG FCG DISC 000454  
Confidential OPC POD 12 05.2025 FCG FCG DISC 000456  
Confidential OPC POD 12 06.2025 FCG FCG DISC 000458  
Confidential OPC POD 12 07.2025 FCG FCG DISC 000460  
Confidential OPC POD 12 08.2025 FCG FCG DISC 000462  
Confidential OPC POD 12 09.2025 FCG FCG DISC 000464  
Confidential OPC POD 12 10.2025 FCG FCG DISC 000466  
Confidential OPC POD 12 11.2025 FCG FCG DISC 000468  
Confidential OPC POD 12 12.2025 FCG FCG DISC 000470  
Confidential OPC POD 12 12.2025 FCG FCG DISC 000472

8. Release of any of this information would ultimately impair the Company's ability to provide service to its ratepayers at fair and reasonable rates. As such, FCG requests that the Commission afford this information confidential treatment and exempt from Section 119.07, Florida Statutes.

9. Submitted herewith, in substantial compliance with Rule 25-22.006, Florida Administrative Code, is a flash drive containing the confidential files clearly identified as confidential.

10. FCG further requests that the Commission issue a protective order, in accordance with Rule 25-22.006(6), Florida Administrative Code, to protect this information when provided to the Office of Public Counsel, which is a party to this proceeding. Upon conferral with the

OPC regarding this Request and Motion, counsel is authorized to reflect that the OPC does not object to the motion but reserves the right to challenge confidentiality under Commission rules.

WHEREFORE, FCG respectfully requests that:

1. The Commission enter an order protecting the information in the following files, in their entirety, from public disclosure as proprietary confidential business information and issue a protective order, in accordance with Rule 25-22.006(6), Florida Administrative Code, to protect this information when provided to the Office of Public Counsel;

- a. *Confidential OPC POD 11 Gunster FCG Rate Case Expense Estimate (Legal).pdf;*
- b. *Confidential OPC POD 11 BWMQ ROE Study for Florida City Gas.pdf;*
- c. *Confidential OPC POD 12 01.2024 FCG FCG DISC 000425*
- d. *Confidential OPC POD 12 02.2024 FCG FCG DISC 000427*
- e. *Confidential OPC POD 12 03.2024 FCG FCG DISC 000428*
- f. *Confidential OPC POD 12 04.2024 FCG FCG DISC 000430*
- g. *Confidential OPC POD 12 05.2024 FCG FCG DISC 000432*
- h. *Confidential OPC POD 12 06.2024 FCG FCG DISC 000434*
- i. *Confidential OPC POD 12 07.2024 FCG FCG DISC 000436*
- j. *Confidential OPC POD 12 08.2024 FCG FCG DISC 000438*
- k. *Confidential OPC POD 12 09.2024 FCG FCG DISC 000440*
- l. *Confidential OPC POD 12 10.2024 FCG FCG DISC 000442*
- m. *Confidential OPC POD 12 11.2024 FCG FCG DISC 000444*
- n. *Confidential OPC POD 12 12.2024 FCG FCG DISC 000446*
- o. *Confidential OPC POD 12 01.2025 FCG FCG DISC 000448*

- p. Confidential OPC POD 12 02.2025 FCG FCG DISC 000450*
- q. Confidential OPC POD 12 03.2025 FCG FCG DISC 000452*
- r. Confidential OPC POD 12 04.2025 FCG FCG DISC 000454*
- s. Confidential OPC POD 12 05.2025 FCG FCG DISC 000456*
- t. Confidential OPC POD 12 06.2025 FCG FCG DISC 000458*
- u. Confidential OPC POD 12 07.2025 FCG FCG DISC 000460*
- v. Confidential OPC POD 12 08.2025 FCG FCG DISC 000462*
- w. Confidential OPC POD 12 09.2025 FCG FCG DISC 000464*
- x. Confidential OPC POD 12 10.2025 FCG FCG DISC 000466*
- y. Confidential OPC POD 12 11.2025 FCG FCG DISC 000468*
- z. Confidential OPC POD 12 12.2025 FCG FCG DISC 000470*
- aa. Confidential OPC POD 12 12.2025 FCG FCG DISC 000472*

2. The Commission grant confidential classification for this information for a period of at least 18 months.

Respectfully submitted this 8th day of May, 2026, by:



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Beth Keating, Esquire  
Florida Bar No. 0022756  
Gunster Law Firm  
215 South Monroe Street  
Suite 601  
Tallahassee, FL 32301

*Attorneys for Florida City Gas*

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing Request for Confidential Classification and Motion for Protective Order has been furnished by Electronic Mail to the following parties of record this 8<sup>th</sup> day of May, 2026:

Major Thompson Alisha Hixon Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399 <a href="mailto:mthompso@psc.state.fl.us">mthompso@psc.state.fl.us</a> <a href="mailto:ahixon@leg.state.fl.us">ahixon@leg.state.fl.us</a>	Office of Public Counsel Walter Trierweiler/Charles Rehwinkel/Patricia Christensen/Austin Watrous c/o The Florida Legislature 111 West Madison Street, Room 812 Tallahassee, FL 32399-1400 <a href="mailto:Trierweiler.walt@leg.state.fl.us">Trierweiler.walt@leg.state.fl.us</a> <a href="mailto:Rehwinkel.Charles@leg.state.fl.us">Rehwinkel.Charles@leg.state.fl.us</a> <a href="mailto:Christensen.Patty@leg.state.fl.us">Christensen.Patty@leg.state.fl.us</a> <a href="mailto:Watrous.Austin@leg.state.fl.us">Watrous.Austin@leg.state.fl.us</a>
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