

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Purchased Gas Adjustment) DOCKET NO. 940003-GU
(PGA) Clause.) ORDER NO. PSC-94-0916-CFO-GU
_____) ISSUED: July 26, 1994

ORDER GRANTING PEOPLES GAS SYSTEM, INC.'S
REQUEST FOR CONFIDENTIAL TREATMENT
OF CERTAIN AUDIT WORKPAPERS

Pursuant to Rule 25-22.006(4), Florida Administrative Code, Peoples Gas System, Inc. (Peoples) has requested specified confidential treatment of portions of the Commission Staff's Audit Work Papers pertaining to the Commission Staff's PGA Audit for the twelve-months ended September 30, 1993 (Document Nos. 13624-93 and 02403-94).

Peoples argues that many of the workpapers are copies of schedules which it has previously submitted to the Commission as part of its Purchased Gas Adjustment clause monthly or semi-monthly filings. These pages have previously been granted confidentiality and justified on a line-by-line basis, therefore Peoples requests that the confidentiality of these documents be carried forward.

Other workpapers for which confidential status has been requested contain the names of Peoples' customers and suppliers. These workpapers include documents regarding Peoples' Refund(s) of Scheduling Penalties and a Summary of Reimbursement/Refund of Scheduling Penalty. Peoples argues that disclosure of the names of its customers and suppliers would be detrimental to the interests of the utility and its ratepayers. It is further argued that disclosure would provide competitors with a list of prospective customers and vendors. A third party may use that list to interject itself as a middleman between Peoples and its customers which would be reasonably likely to result in increased prices. The information has been granted confidential status in previous orders, issued by this Commission.

Peoples also requests confidential status of "tracing" reports that are generated by the Commission auditors. These reports contain the names of the utility's customers and Peoples argues that they should be granted confidentiality based on rationale similar to that discussed above.

The specific audit workpaper numbers and lines relating to the documents that petitioner has requested confidential treatment are listed in the table which follows.

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

AUDIT WORKPAPERS		
WORKPAPER NO.	LINES	FINDINGS
2A 1 OF 3	1,2,6,8,9,12,13	GRANTED
2A 2 OF 3	22,23,26,28,29,31,32	GRANTED
2A 3 OF 3	44b	GRANTED
2-1 A, 2-2 A, 2-3 A, 2-4 A, 2-5 A, 2 B, 2-1 B, 2-2 B, 2-3 B, 2-4 B, 2-5 B	1,2,6,8,9,12,13,22,23,26,28,29,31,32,44b	GRANTED
41 A&B	1,2	GRANTED
41-1/1 A, 41-1/2 A, 41-1/3 A, 41-1/4 A	COL D	GRANTED
41-1/4-1 A	COL A	GRANTED
41-1/5 A, 41-1/6 A	COL D	GRANTED
41-4/1 A p.1	46d	GRANTED
41-4/1 A p.2	1,2,6,7,8,9,12,13	GRANTED
41-4/1 A p.3	22,23,26,27,28,29,32,33	GRANTED
41-1/ (1,2,3,4,5,6)B	COL D	GRANTED
43-1 A, 43-2 A, 43-3 A, 43-4 A, 43-5 A, 43-6 A	1,2,6,8,9,12,13,22,23,26,28,29,31,32,44b	GRANTED
43-1/1 A	COL A: 11-14, 22-30; COL C, E: ALL LINES	GRANTED
43-1/2 A, 43-2/2 A, 43-3/2 A, 43-4/2 A, 43-5/2 A, 43-6/2 A	COL C, F, G, I	GRANTED

AUDIT WORKPAPERS		
WORKPAPER NO.	LINES	FINDINGS
2A 1 OF 3	1,2,6,8,9,12,13	GRANTED
43-1/3 A	COL B, K: 5-17; COL E-K: ALL LINES	GRANTED
43-1/3-1 A 43-2/3-1 A 43-3/3-1 A 43-4/3-1 A 43-5/3-1 A 43-6/3-1 A	COL D	GRANTED
43-1/4 A(b)	1-4,8-9	GRANTED
43-2/1 A	COL A: 11-14, 22-30; COL C, E: ALL LINES	GRANTED
43-2/3 A	COL B,K: 8-19; COL E-J: ALL LINES	GRANTED
43-2/4 A(b)	1-4,8	GRANTED
43-2/4 A(c)	1-3,8,10	GRANTED
43-2/4 A(d)	1-5,9	GRANTED
43-2/4 A(e)	1-4,8	GRANTED
43-3/1 A	COL A: 11-15,22-30; COL C,E: ALL LINES	GRANTED
43-3/3 A	COL B,K: 8-20; COL E-J: ALL LINES	GRANTED
43-4/1 A	COL A: 11-15,23-35; COL C, E: ALL LINES	GRANTED
43-4/3 A	COL B, K: 5-21; COL E- J: ALL LINES	GRANTED
43-5/1 A	COL A: 11-15, 23-36; COL C, E: ALL LINES	GRANTED
43-5/3 A	COL B, K: 7-21; COL E- J: ALL LINES	GRANTED

AUDIT WORKPAPERS		
WORKPAPER NO.	LINES	FINDINGS
2A 1 OF 3	1, 2, 6, 8, 9, 12, 13	GRANTED
43-5/4 A	COL C	GRANTED
43-5/4-1 A(a)	18, 19	GRANTED
43-5/4-1 A(b)	3	GRANTED
43-5/4-1 A(c)	1-5, 9, 10	GRANTED
43-5/4-1 A(f)	COL C	GRANTED
43-5/4-2 A(b)	4, 5	GRANTED
43-5/4-2 A (c), (d), (e), (f), (g)	COL B	GRANTED
43-5/4-2 A(h)	LAST LINE	GRANTED
43-5/4-3 A(a)	LAST LINE	GRANTED
43-5/4-3 A(b)	1-5, 9	GRANTED
43-6/1 A	COL A: 11-14, 23-35; COL C, E: ALL LINES	GRANTED
43-6/3 A	COL B, K: 6-19; COL E- J: ALL LINES	GRANTED
43-6/4 A(b)	1-4, 8, 9	GRANTED
43-6/4 A(c)	1-5, 9, 10	GRANTED
43-6/4 A(d)	1-4, 8, 9	GRANTED
43-6/4 A(e)	1-4, 8, 9	GRANTED
43-1 B, 43-2 B, 43-3 B, 43-4 B, 43-5 B, 43-6 B	1, 2, 6, 8, 9, 12, 13, 22, 23, 26, 28, 29, 31, 32, 44b	GRANTED
43-1/1 B	COL A: 11-14, 23-31; COL C, E: ALL LINES	GRANTED

AUDIT WORKPAPERS		
WORKPAPER NO.	LINES	FINDINGS
2A 1 OF 3	1,2,6,8,9,12,13	GRANTED
43-1/2 B, 43-2/2 B, 43-3/2 B, 43-4/2 B, 43-5/2 B, 43-6/2 B	COL C, F, G, I	GRANTED
43-1/3 B	COL B, K: 7-18; COL E-J: ALL LINES	GRANTED
43-1/3-1 B, 43-2/3-1 B, 43-3/3-1 B, 43-4/3-1 B, 43-5/3-1 B, 43-6/3-1 B	COL D	GRANTED
43-2/1 B	COL A: 11-14, 23-35; COL C, E: ALL LINES	GRANTED
43-2/3 B	COL B, K: 7-19; COL E-J: ALL LINES	GRANTED
43-3/1 B	COL A: 11-14; 23-35; COL C, E: ALL LINES	GRANTED
43-3/3 B	COL B, K: 7-21; COL E-J: ALL LINES	GRANTED
43-4/1 B	COL A: 11-14, 21-34; COL C, E: ALL LINES	GRANTED
43-4/3 B	COL B, K: 7-21; COL E-J: ALL LINES	GRANTED
43-5/1 B	COL A: 11-14, 21-33; COL C, E: ALL LINES	GRANTED
43-5/3 B	COL B, K: 7-20; COL E-J: ALL LINES	GRANTED

AUDIT WORKPAPERS		
WORKPAPER NO.	LINES	FINDINGS
2A 1 OF 3	1,2,6,8,9,12,13	GRANTED
43-6/1 B	COL A: 11-14, 21-32; COL C, E: ALL LINES	GRANTED
43-6/3 B	COL B, K: 7-19; COL E- J: ALL LINES	GRANTED

Peoples requests that the proprietary information discussed above be treated as confidential until September 4, 1995. According to Peoples, the period requested is necessary to allow it time to negotiate future gas contracts. If this information were declassified at an earlier date, competitors would have access to information which could adversely effect the ability of the utility to negotiate future contracts on favorable terms. It should be noted that this time period of confidentiality classification will ultimately protect the petitioner and it's ratepayers.

In consideration of the foregoing, it is therefore,

ORDERED by Commissioner Susan F. Clark, as Prehearing Officer, that Peoples Gas System, Inc.'s request for specified confidential treatment of Staff's Audit Workpapers, identified in this docket as Documents Nos. 13624-93 and 02403-94 is granted. It is further

ORDERED that the proprietary confidential business information discussed above shall be afforded confidential treatment until September 4, 1995. It is further

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ORDERED that this Order will be the only notification by the Commission to the parties concerning the expiration of the confidentiality time period.

By ORDER of Commissioner Susan F. Clark, as Prehearing Officer, this 26th day of July, 1994.



SUSAN F. CLARK, Commissioner and
Prehearing Officer

(S E A L)
VDJ:bmi

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Any party adversely affected by this order, which is preliminary, procedural or intermediate in nature, may request: (1) reconsideration within 10 days pursuant to Rule 25-22.038(2), Florida Administrative Code, if issued by a Prehearing Officer; (2) reconsideration within 15 days pursuant to Rule 25-22.060, Florida Administrative Code, if issued by the Commission; or (3) judicial review by the Florida Supreme Court, in the case of an electric, gas or telephone utility, or the First District Court of Appeal, in the case of a water or wastewater utility. A motion for reconsideration shall be filed with the Director, Division of Records and Reporting, in the form prescribed by Rule 25-22.060, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.