

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Petition for Interim and Permanent Rate Increase in Franklin County by ST. GEORGE ISLAND UTILITY COMPANY, LTD.

Docket No.: 940109 Filed: May 3, 1994

REQUEST FOR CONFIDENTIAL CLASSIFICATION

Pursuant to Rule 25-22.006 of the Florida Administrative Code, St. George Island hereby requests confidential classification as to the utility company's tax returns and affiliates' records produced pursuant to Document Request Nos. 26 and 27, copies of which are attached hereto as Composite Exhibit "A" for reference. As grounds for this request, the utility would show that the utility's federal tax returns and the federal tax returns and other financial records of the "affiliates" of the utility, from which auditor notes were produced pursuant to

audit request no. 27, are proprietary confidential business information as defined by Sections 364.183, 366.093 and 367.157 of the Florida Statutes.

This information is and always has been treated by the utility company as being private because the public disclosure of such information would cause harm to the utility company's business operations. Public disclosure of these records, which show the precarious financial position of the company, would make it much more difficult, if not impossible, for the company to continue doing business with its vendors, creditors, and other parties upon whom the utility is dependent for its financial survival. Such financial records, including federal income tax

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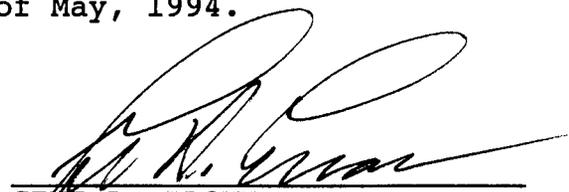
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FPSC-RECORDS/REPORTING

returns, are considered as private and confidential by substantially all business enterprises, including this utility, and there is no justification for disclosing such information to the general public. This proprietary confidential business information has not been otherwise disclosed and would not be disclosed except for the Florida Statutes which give this Commission jurisdictional control over the utility concerning its business records. While the utility acknowledges the right of the Commission and its staff to review such records, these records are private, they contain proprietary confidential business information, and there is no justification for releasing such information to the general public. The public would not have a right to review and examine such records but for the above referenced statutory authority granted to the Commission.

Accordingly, the utility respectfully requests that this Commission will enter its order granting confidential classification to the records produced pursuant to the attached audit request numbers 26 and 27.

Dated this 3rd day of May, 1994.

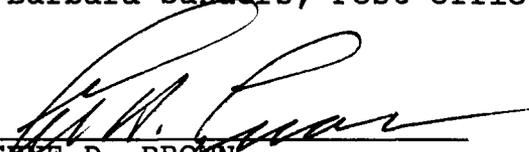


GENE D. BROWN
3848 Killearn Court
Tallahassee, FL 32308
(904)668-6103
Fla. Bar I.D. 096262

Attorney for Petitioner
St. George Island Utility Company, Ltd.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing has been furnished this 3rd day of May, 1994 by Hand Delivery to Jose' Lorenzo and Suzanne Summerlin, Division of Legal Services, Florida Public Service Commission, 101 East Gaines Street, Tallahassee, FL 32399-0850; and by U. S. Mail to Harold McLean, Office of Public Counsel, 111 West Madison Street, Room 812, Tallahassee, FL 32399-1400 and Barbara Sanders, Post Office Box 157, Apalachicola, FL 32320.



GENE D. BROWN

(Please Use Ball Point Pen - Press Hard)

FLORIDA PUBLIC SERVICE COMMISSION
DOCUMENT / RECORD REQUEST

TO: Gene D. Brown
UTILITY: SGSU
FROM: Nancy Gaffney
(AUDIT MANAGER)

(AUDITOR PREPARING REQUEST)

REQUEST NUMBER: 26

DATE OF REQUEST: 3/11/13

AUDIT PURPOSE: DK # 94119

REQUEST THE FOLLOWING ITEM(S) BE PROVIDED BY 3/11/13 (DATE)

REFERENCE RULE 25-22.006, F.A.C., THIS REQUEST IS MADE:

INCIDENT TO AN INQUIRY
 OUTSIDE OF AN INQUIRY

ITEM DESCRIPTION:

Please provide copies of your
1987, 1988, 1989, 1990, 1991 and 1992
federal income tax returns
for St. George Island Utility Co. Ltd.

TO: AUDIT MANAGER _____ DATE _____

THE REQUESTED RECORD OR DOCUMENTATION:

- (1) HAS BEEN PROVIDED TODAY
- (2) CANNOT BE PROVIDED IN THREE (3) WORK DAYS BUT WILL BE MADE AVAILABLE BY _____
- (3) AND IN MY OPINION THIS MATERIAL IS PROPRIETARY AND CONFIDENTIAL BUSINESS INFORMATION AS DEFINED IN 364.183, 366.093, OR 367.156, F.S. I UNDERSTAND THAT TO OBTAIN TEMPORARY CONFIDENTIAL HANDLING A NOTICE OF INTENT MUST BE FILED WITH THE DIVISION OF RECORDS AND REPORTING. TO MAINTAIN CONTINUED CONFIDENTIAL HANDLING OF THIS MATERIAL THE UTILITY OR OTHER PERSON MUST, WITHIN 21 DAYS AFTER THE COMMISSION STAFF HAS OBTAINED THE MATERIAL (OR IN THE CASE OF MATERIAL OBTAINED DURING THE COURSE OF AN AUDIT, WITHIN 21 DAYS AFTER THE AUDIT EXIT CONFERENCE) FILE A REQUEST FOR CONFIDENTIAL CLASSIFICATION WITH THE DIVISION OF RECORDS AND REPORTING, REFER TO RULE 25-22.006 F.A.C.
- (4) THE ITEM WILL NOT BE PROVIDED. (SEE ATTACHED MEMORANDUM)

[Signature]
SIGNATURE AND TITLE OF RESPONDENT

DISTRIBUTION:
Original: Utility Complete and Ret

COMPOSITE EXHIBIT "A"

File Copy Canary: Utility Retain

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FLORIDA PUBLIC SERVICE COMMISSION DOCUMENT / RECORD REQUEST

TO: G. Brown

UTILITY: St. George Island

FROM: N. Gaffney
(AUDIT MANAGER)

Robert Freeman
(AUDITOR PREPARING REQUEST)

REQUEST NUMBER: 27

DATE OF REQUEST: 4-12-94

AUDIT PURPOSE: Rate Case 940109-wu

REQUEST THE FOLLOWING ITEM(S) BE PROVIDED BY 4-13-94
(DATE)

REFERENCE RULE 25-22.006, F.A.C., THIS REQUEST IS MADE:

ITEM DESCRIPTION:

- INCIDENT TO AN INQUIRY
- OUTSIDE OF AN INQUIRY

Please provide Access to Affiliated records.

Auditor notes will be taken from this review.

TO: AUDIT MANAGER _____ DATE _____

THE REQUESTED RECORD OR DOCUMENTATION:

- (1) HAS BEEN PROVIDED TODAY
- (2) CANNOT BE PROVIDED IN THREE (3) WORK DAYS BUT WILL BE MADE AVAILABLE BY _____
- (3) AND IN MY OPINION THIS MATERIAL IS PROPRIETARY AND CONFIDENTIAL BUSINESS INFORMATION AS DEFINED IN 364.183, 366.093, OR 367.156, F.S. I UNDERSTAND THAT TO OBTAIN TEMPORARY CONFIDENTIAL HANDLING A NOTICE OF INTENT MUST BE FILED WITH THE DIVISION OF RECORDS AND REPORTING. TO MAINTAIN CONTINUED CONFIDENTIAL HANDLING OF THIS MATERIAL THE UTILITY OR OTHER PERSON MUST, WITHIN 21 DAYS AFTER THE COMMISSION STAFF HAS OBTAINED THE MATERIAL (OR IN THE CASE OF MATERIAL OBTAINED DURING THE COURSE OF AN AUDIT, WITHIN 21 DAYS AFTER THE AUDIT EXIT CONFERENCE) FILE A REQUEST FOR CONFIDENTIAL CLASSIFICATION WITH THE DIVISION OF RECORDS AND REPORTING, REFER TO RULE 25-22.006 F.A.C.
- (4) THE ITEM WILL NOT BE PROVIDED. (SEE ATTACHED MEMORANDUM)

Sandra M. Chase
SIGNATURE AND TITLE OF RESPONDENT

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DISTRIBUTION:

Original: Utility Complete and Return to Auditor Pink: To FPSC Analyst Goldenrod: Audit File Copy Canary: Utility Retain