

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

ORIGINAL

In re: Request for Rate Increase)
by City Gas Company of Florida)
_____)

Docket No. 000768-GU

Filed: December 15, 2000

**CITY GAS COMPANY OF FLORIDA'S
REQUEST FOR CONFIDENTIAL CLASSIFICATION
FOR RESPONSE TO REQUEST #28
OF STAFF'S FOURTH REQUEST FOR PRODUCTION OF DOCUMENTS**

City Gas Company of Florida, a division of NUI Corporation ("NUI/City Gas") pursuant to Section 366.093, Florida Statutes and Rule 25-22.006(3)(a)2 and (4), Florida Administrative Code, submits this Request for Confidential Classification of the documents described below which were provided to the Commission staff in its response to Request No. 28 of Staff's Fourth Request for Production of Documents. In support of this request for Confidential Classification, NUI/City Gas states as follows:

1. In connection with Staff's Fourth Request for Production of Documents, NUI/City provided documents to the staff containing information that is "proprietary business information" under Section 366/093(3), Florida Statutes. All items for which the company is requesting confidentiality have been held as confidential and have not been released to the public.

2. The confidential information at issue provided to the Commission staff is found at pages 1 through 4 of the Company's response to Request No. 28 of the Staff's Fourth Request for Production of Documents. A detailed description of the information for which the Company seeks confidentiality, including page numbers, line numbers or fields, and rationale, is attached hereto as Exhibit A.

3. On November 28, 2000, the Company filed with this Commission its Notice of Intent to Seek Confidential Classification of these documents. As stated in the Notice of Intent, this formal Request for Confidential Classification is now being filed within the time period specified in Rule 25-22.006(3)(a), Florida Administrative Code.

4. NUI/City Gas requests that the above-described information be classified as "proprietary business information" within the meaning of Section 366.093(3), Florida Statutes. The information and documents at issue are intended to be, and are, treated by NUI/City Gas as proprietary and confidential. Exhibit A contains a detailed explanation of the information and documents for which confidential treatment is requested, and justification for the requested confidential treatment of the highlighted portions of the enclosed documents.

5. A version of above described documents on which the information for which confidentiality is requested has been highlighted is being submitted to the Division of Records and Reporting under a separate cover. A redacted version of the documents on which the information asserted to be confidential had been blocked out is attached hereto as Exhibit B.

6. NUI/City Gas requests that the information for which it seeks confidential classification remain confidential for a period of at least 18 months as provided in Section 366.093(4), Florida Statutes.

WHEREFORE, for the foregoing reasons, NUI/City Gas respectfully requests that its Request for Confidential Classification be granted.

RESPECTFULLY SUBMITTED this 15th day of December, 2000.

HOPPING GREEN SAMS & SMITH, P.A.

By: 

Richard D. Melson
P.O. Box 6526
Tallahassee, FL 32314
(850) 452-2313

Attorneys for NUI/City Gas

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing was furnished by the following by U.S. Mail this 15th day of December, 2000:

Marlene Stern
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399

Norman H. Horton
Messer, Caparello & Self, P.A.
P.O. Box 1876
Tallahassee, FL 32301



Attorney

EXHIBIT A

CITY GAS COMPANY OF FLORIDA

Docket No. 000768-GU

The justification for the Confidential Data provided by NUI/City Gas in Response to Request No. 28 of Staff's Fourth Request for Production of Documents in Docket No. 000768-GU is as follows:

| Document/Description | Page # | Line # | Justification |
|-----------------------------|--------|----------------------------|---------------|
| Demand and Revenue Forecast | 1, 3 | 12-18, 22-25, 35-41, 45-48 | A, B |
| Demand and Revenue Forecast | 2, 4 | 58-64, 68-71 | A |

Justification "A": The information contained herein is customer specific data (name or location, projected monthly gas demand, and projected monthly gas revenues) the disclosure of which would cause harm to the Company's business operation of developing new territory for gas distribution and would impair the competitive business interests of the Company.

Justification "B": The information contained herein is customer specific data which is being held by the Company pursuant to agreement with the customer that the data will not be released to the public. The disclosure of such information would violated the agreement with the Customer and would impair the competitive business interests of the Company.

EXHIBIT B

CITY GAS COMPANY OF FLORIDA

Docket No. 000768-GU

Attached are redacted copies of the information subject
to the Company's Request for Confidential Classification
dated December 15, 2000.

**STAFF'S FOURTH REQUEST FOR PRODUCTION OF DOCUMENTS
TO CITY GAS COMPANY OF FLORIDA (NO. 28)
DOCKET NO. 000768-GU**

DOCUMENT #28

- Q. Please provide the detailed monthly work papers supporting the customer, therm, and revenue projections associated with the Clewiston Expansion Project. For those rate classes where projections are based upon individual customer usage, please provide this monthly data by individual by class by month for fiscal years ending September 30, 2001 and September 30, 2002.**
- A. The requested document contains confidential, proprietary business information of City Gas Company of Florida. A copy of the document is being filed with the Commission's Division of Records and Reporting along with a Notice of Intent to Seek Confidential Classification.**

| | B | C | D | E | F | G | H | I | J | K | L | M | N | O | P | Q |
|----|---|---|--------|--------|--------|--------|--------|--------|--------|--------|-----------|-----------|-----------|-----------|---|--------------------|
| 4 | NUI City Gas Company of Florida | | | | | | | | | | | | | | | |
| 5 | 2000 BASE RATE CASE DEMAND and REVENUE FORECAST | | | | | | | | | | | | | | | |
| 6 | Clewiston Projected Growth | | | | | | | | | | | | | | | |
| 7 | | | | | | | | | | | | | | | | |
| 8 | | | | | | | | | | | | | | | | |
| 9 | Number Of Accounts | | Oct-00 | Nov-00 | Dec-00 | Jan-01 | Feb-01 | Mar-01 | Apr-01 | May-01 | Jun-01 | Jul-01 | Aug-01 | Sep-01 | | FY 2001 AVERAGE |
| 11 | Firm SCTS | | | | | | | | | | | | | | | |
| 12 | | | | | | | | | | | | | | | | |
| 13 | | | | | | | | | | | | | | | | |
| 14 | | | | | | | | | | | | | | | | |
| 15 | | | | | | | | | | | | | | | | |
| 16 | | | | | | | | | | | | | | | | |
| 17 | | | | | | | | | | | | | | | | |
| 18 | | | | | | | | | | | | | | | | |
| 19 | Subtotal Firm SCTS | | | | | | | | | | 32 | 32 | 32 | 32 | | 32 |
| 20 | | | | | | | | | | | | | | | | |
| 21 | CI-LVT | | | | | | | | | | | | | | | |
| 22 | | | | | | | | | | | 1 | 1 | 1 | 1 | | 1 |
| 23 | | | | | | | | | | | 1 | 1 | 1 | 1 | | 1 |
| 24 | | | | | | | | | | | 1 | 1 | 1 | 1 | | 1 |
| 25 | | | | | | | | | | | 1 | 1 | 1 | 1 | | 1 |
| 26 | Subtotal CI-LVT | | | | | | | | | | 4 | 4 | 4 | 4 | | 4 |
| 27 | | | | | | | | | | | | | | | | |
| 28 | | | | | | | | | | | | | | | | |
| 29 | TOTAL | | | | | | | | | | 36 | 36 | 36 | 36 | | 36 |
| 30 | | | | | | | | | | | | | | | | |
| 31 | | | | | | | | | | | | | | | | |
| 32 | Demand In Therms | | Oct-00 | Nov-00 | Dec-00 | Jan-01 | Feb-01 | Mar-01 | Apr-01 | May-01 | Jun-01 | Jul-01 | Aug-01 | Sep-01 | | FY 2001 TOTAL |
| 34 | Firm SCTS | | | | | | | | | | | | | | | |
| 35 | | | | | | | | | | | | | | | | |
| 36 | | | | | | | | | | | | | | | | |
| 37 | | | | | | | | | | | | | | | | |
| 38 | | | | | | | | | | | | | | | | |
| 39 | | | | | | | | | | | | | | | | |
| 40 | | | | | | | | | | | | | | | | |
| 41 | | | | | | | | | | | | | | | | |
| 42 | Subtotal Firm SCTS | | | | | | | | | | 33,000 | 34,100 | 34,100 | 33,000 | | 134,200 |
| 43 | | | | | | | | | | | | | | | | |
| 44 | CI-LVT | | | | | | | | | | | | | | | |
| 45 | | | | | | | | | | | | | | | | |
| 46 | | | | | | | | | | | | | | | | |
| 47 | | | | | | | | | | | | | | | | |
| 48 | | | | | | | | | | | | | | | | |
| 49 | Subtotal CI-LVT | | | | | | | | | | 1,800,000 | 1,880,000 | 1,860,000 | 1,800,000 | | 7,320,000 |
| 50 | | | | | | | | | | | | | | | | |
| 51 | | | | | | | | | | | | | | | | |
| 52 | TOTAL | | | | | | | | | | 1,833,000 | 1,894,100 | 1,894,100 | 1,833,000 | | 7,454,200 |
| 53 | | | | | | | | | | | | | | | | |

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| | B | C | D | E | F | G | H | I | J | K | L | M | N | O | P | Q |
|----|---|---|--------|--------|--------|--------|--------|--------|--------|--------|-----------|-----------|-----------|-----------|---|------------------|
| 4 | <i>NUJ City Gas Company of Florida</i> 2000 BASE RATE CASE DEMAND and REVENUE FORECAST Clewiston Projected Growth | | | | | | | | | | | | | | | |
| 5 | | | | | | | | | | | | | | | | |
| 6 | | | | | | | | | | | | | | | | |
| 7 | | | | | | | | | | | | | | | | |
| 54 | | | | | | | | | | | | | | | | |
| 55 | Revenue | | Oct-00 | Nov-00 | Dec-00 | Jan-01 | Feb-01 | Mar-01 | Apr-01 | May-01 | Jun-01 | Jul-01 | Aug-01 | Sep-01 | | FY 2001 TOTAL |
| 57 | Firm SCTS | | | | | | | | | | | | | | | |
| 58 | | | | | | | | | | | | | | | | |
| 59 | | | | | | | | | | | | | | | | |
| 60 | | | | | | | | | | | | | | | | |
| 61 | | | | | | | | | | | | | | | | |
| 62 | | | | | | | | | | | | | | | | |
| 63 | | | | | | | | | | | | | | | | |
| 64 | | | | | | | | | | | | | | | | |
| 65 | Subtotal Firm SCTS | | | | | | | | | | \$7,823 | \$8,065 | \$8,065 | \$7,823 | | \$31,776 |
| 66 | | | | | | | | | | | | | | | | |
| 67 | CI-LVT | | | | | | | | | | | | | | | |
| 68 | | | | | | | | | | | | | | | | |
| 69 | | | | | | | | | | | | | | | | |
| 70 | | | | | | | | | | | | | | | | |
| 71 | | | | | | | | | | | | | | | | |
| 72 | Subtotal CI-LVT | | | | | | | | | | \$150,136 | \$155,087 | \$155,087 | \$150,136 | | \$610,446 |
| 73 | | | | | | | | | | | | | | | | |
| 74 | | | | | | | | | | | | | | | | |
| 75 | TOTAL | | | | | | | | | | \$157,959 | \$163,152 | \$163,152 | \$157,959 | | \$642,222 |

CONFIDENTIAL

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| | B | C | D | R | S | T | U | V | W | X | Y | Z | AA | AB | AC | AD |
|----|--|---|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|----|------------------------|
| 4 | NUI City Gas Company of Florida | | | | | | | | | | | | | | | |
| 5 | 2000 BASE RATE CASE DEMAND and REVENUE FORECAST | | | | | | | | | | | | | | | |
| 6 | Clewiston Projected Growth | | | | | | | | | | | | | | | |
| 7 | | | | | | | | | | | | | | | | |
| 8 | | | | | | | | | | | | | | | | |
| 9 | Number Of Accounts | | Oct-01 | Nov-01 | Dec-01 | Jan-02 | Feb-02 | Mar-02 | Apr-02 | May-02 | Jun-02 | Jul-02 | Aug-02 | Sep-02 | | FY 2002 AVERAGE |
| 11 | Firm SCTS | | | | | | | | | | | | | | | |
| 12 | | | | | | | | | | | | | | | | |
| 13 | | | | | | | | | | | | | | | | |
| 14 | | | | | | | | | | | | | | | | |
| 15 | | | | | | | | | | | | | | | | |
| 16 | | | | | | | | | | | | | | | | |
| 17 | | | | | | | | | | | | | | | | |
| 18 | | | | | | | | | | | | | | | | |
| 19 | Subtotal Firm SCTS | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 |
| 20 | | | | | | | | | | | | | | | | |
| 21 | CI-LVT | | | | | | | | | | | | | | | |
| 22 | | | | | | | | | | | | | | | | |
| 23 | | | | | | | | | | | | | | | | |
| 24 | | | | | | | | | | | | | | | | |
| 25 | | | | | | | | | | | | | | | | |
| 26 | Subtotal CI-LVT | | 4 | 4 | 4 | 4 | 4 | 4 | 4 | 4 | 4 | 4 | 4 | 4 | 4 | 4 |
| 27 | | | | | | | | | | | | | | | | |
| 28 | | | | | | | | | | | | | | | | |
| 29 | TOTAL | | 36 | 36 | 36 | 36 | 36 | 36 | 36 | 36 | 36 | 36 | 36 | 36 | 36 | 36 |
| 30 | | | | | | | | | | | | | | | | |
| 31 | | | | | | | | | | | | | | | | |
| 32 | Demand in Therms | | Oct-01 | Nov-01 | Dec-01 | Jan-02 | Feb-02 | Mar-02 | Apr-02 | May-02 | Jun-02 | Jul-02 | Aug-02 | Sep-02 | | FY 2002 TOTAL |
| 34 | Firm SCTS | | | | | | | | | | | | | | | |
| 35 | | | | | | | | | | | | | | | | |
| 36 | | | | | | | | | | | | | | | | |
| 37 | | | | | | | | | | | | | | | | |
| 38 | | | | | | | | | | | | | | | | |
| 39 | | | | | | | | | | | | | | | | |
| 40 | | | | | | | | | | | | | | | | |
| 41 | | | | | | | | | | | | | | | | |
| 42 | Subtotal Firm SCTS | | 34,100 | 33,000 | 34,100 | 34,100 | 30,800 | 34,100 | 33,000 | 34,100 | 33,000 | 34,100 | 34,100 | 33,000 | | 401,500 |
| 43 | | | | | | | | | | | | | | | | |
| 44 | CI-LVT | | | | | | | | | | | | | | | |
| 45 | | | | | | | | | | | | | | | | |
| 46 | | | | | | | | | | | | | | | | |
| 47 | | | | | | | | | | | | | | | | |
| 48 | | | | | | | | | | | | | | | | |
| 49 | Subtotal CI-LVT | | 1,860,000 | 3,005,700 | 3,105,890 | 3,105,890 | 3,005,700 | 3,105,890 | 2,651,700 | 1,860,000 | 1,800,000 | 1,860,000 | 1,860,000 | 1,800,000 | | 29,020,770 |
| 50 | | | | | | | | | | | | | | | | |
| 51 | | | | | | | | | | | | | | | | |
| 52 | TOTAL | | 1,894,100 | 3,038,700 | 3,139,990 | 3,139,990 | 3,036,500 | 3,139,990 | 2,684,700 | 1,894,100 | 1,833,000 | 1,894,100 | 1,894,100 | 1,833,000 | | 29,422,270 |
| 53 | | | | | | | | | | | | | | | | |

CONFIDENTIAL

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| | B | C | D | R | S | T | U | V | W | X | Y | Z | AA | AB | AC | AD |
|----|---|---|---|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-------------|
| 4 | <i>NUI City Gas Company of Florida</i> | | | | | | | | | | | | | | | |
| 5 | 2000 BASE RATE CASE DEMAND and REVENUE FORECAST | | | | | | | | | | | | | | | |
| 6 | Clewiston Projected Growth | | | | | | | | | | | | | | | |
| 7 | | | | | | | | | | | | | | | | |
| 54 | | | | | | | | | | | | | | | | |
| 55 | Revenue | | | Oct-01 | Nov-01 | Dec-01 | Jan-02 | Feb-02 | Mar-02 | Apr-02 | May-02 | Jun-02 | Jul-02 | Aug-02 | Sep-02 | FY 2002 |
| 56 | | | | | | | | | | | | | | | | TOTAL |
| 57 | Firm SCTS | | | | | | | | | | | | | | | |
| 58 | | | | | | | | | | | | | | | | |
| 59 | | | | | | | | | | | | | | | | |
| 60 | | | | | | | | | | | | | | | | |
| 61 | | | | | | | | | | | | | | | | |
| 62 | | | | | | | | | | | | | | | | |
| 63 | | | | | | | | | | | | | | | | |
| 64 | | | | | | | | | | | | | | | | |
| 65 | Subtotal Firm SCTS | | | \$8,065 | \$7,823 | \$8,065 | \$8,065 | \$7,335 | \$8,065 | \$7,823 | \$8,065 | \$7,823 | \$8,065 | \$8,065 | \$7,823 | \$95,082 |
| 66 | | | | | | | | | | | | | | | | |
| 67 | CI-LVT | | | | | | | | | | | | | | | |
| 68 | | | | | | | | | | | | | | | | |
| 69 | | | | | | | | | | | | | | | | |
| 70 | | | | | | | | | | | | | | | | |
| 71 | | | | | | | | | | | | | | | | |
| 72 | Subtotal CI-LVT | | | \$155,087 | \$249,630 | \$257,898 | \$257,898 | \$249,630 | \$257,898 | \$220,418 | \$155,087 | \$150,136 | \$155,087 | \$155,087 | \$150,136 | \$2,413,582 |
| 73 | | | | | | | | | | | | | | | | |
| 74 | | | | | | | | | | | | | | | | |
| 75 | TOTAL | | | \$163,152 | \$257,453 | \$265,963 | \$265,963 | \$256,965 | \$265,963 | \$228,241 | \$163,152 | \$157,959 | \$163,152 | \$163,152 | \$157,959 | \$2,509,074 |

CONFIDENTIAL

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