

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for increase in
wastewater rates in Monroe County
by KW Resort Utilities Corp.

Docket No. 070293-SU

COMMISSION
CLERK

07 NOV -7 AM 11:39

RECEIVED-FPSC

KW RESORT UTILITIES CORP'S REQUEST FOR A TEMPORARY
PROTECTIVE ORDER

KW Resort Utilities Corp ("KW"), by and through undersigned counsel, hereby files this Request For A Temporary Protective Order pursuant to Order No. PSC-07-0729-PCO-SU and Rule 25-22.006(6)(c), F.A.C., exempting the information from Section 119.07(1), Florida Statutes. The documents that are responsive to Request for Production 23, as well as Interrogatory No. 16; Request for Production 24; and Request for Production 39. The documents include, but are not limited to, balance sheets, income tax returns, and other IRS filings and the attachments thereto. More specifically, those documents for which the Temporary Protective Order is sought are those documents conveyed to the Commission Clerk and counsel for OPC, as an attachment to this Request, on this date. Neither staff counsel nor counsel for OPC opposes this Request. The

documents are entitled to protection under a Temporary Protective Order because they are sensitive

CMP _____

COM _____ business and individual information, information which is normally kept private by the person or

CTR _____

entity to whom the information pertains, and information which it is not necessary to make public

ECR _____

GCL 1 in order to litigate this administrative proceeding. It is in the public interest to encourage the

OPC _____

disclosure of such private, confidential, business and personal information, while at the same time

RCA 2 _____

SCR _____ protecting the individuals and entities whose information is reflected in the documents from

SGA _____ unnecessary public disclosure.

SEC _____

OTH 1 conf records

DOCUMENT NUMBER-DATE

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WHEREFORE and in consideration of the above, KW respectfully requests that the Prehearing Officer grant a Temporary Protective Order for these documents.

Respectfully submitted this 7th day of
November, 2007, by:

Rose, Sundstrom & Bentley, LLP
2548 Blainstone Pines Drive
Tallahassee, Florida 32301
850-877-6555
850-656-4029 FAX



JOHN L. WHARTON
F. MARSHALL DETERDING

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via hand delivery to the following this 7th day of November, 2007:

Stephen C. Reilly, Esquire
Office of Public Counsel
c/o The Florida Legislature
111 West Madison Street, Room 812
Tallahassee, Florida 32399-1400
reilly.steve@leg.state.fl.us

Ralph Jaeger, Esquire
Office of General Counsel
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850
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kw/request for temporary protective order



JOHN L. WHARTON

STATE OF FLORIDA

COMMISSIONERS:
LISA POLAK EDGAR, CHAIRMAN
MATTHEW M. CARTER II
KATRINA J. McMURRIAN
NANCY ARGENZIANO
NATHAN A. SKOP



OFFICE OF COMMISSION CLERK
ANN COLE
COMMISSION CLERK
(850) 413-6770

Public Service Commission

ACKNOWLEDGEMENT **CONFIDENTIAL**

DATE: 11/07/07

TO: Wharton / ROSE LAW FIRM

FROM: mas, Office of Commission Clerk

RE: Acknowledgement of Receipt of Confidential Filing

This will acknowledge receipt of a CONFIDENTIAL DOCUMENT filed in Docket Number 070 293 -50 or, if filed in an undocketed matter, concerning POD's, Tax forms, and filed on behalf of KW RESORT.
The document will be maintained in locked storage.

If you have any questions regarding this document, please contact Marguerite Lockard, Deputy Clerk, at (850) 413-6770.

DOCUMENT NUMBER - DATE
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FPSC - COMMISSION CLERK

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