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January 13, 2009

VIA HAND DELIVERY

Ms. Ann Cole
Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re: Docket No. 080672-GU – Petition for Approval of a Special Gas Transportation Agreement with Miami-Dade County by Florida City Gas

Dear Ms. Cole:

Enclosed for filing is an original and seven (7) copies of Florida City Gas's Notice of Intent to Request Confidential Classification along with a diskette containing an electronic version of the filing. A separate envelope containing confidential documents related to the filing is also enclosed.

Your assistance in this matter is greatly appreciated. Should you have any questions, please do not hesitate to contact me.

Sincerely,

Matthew Feil

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This docketed notice of intent was filed with Confidential Document No. 00330-09 The document has been placed in confidential storage pending timely receipt of a request for confidentiality.

Enclosures

DOCUMENT NUMBER-DATE
00329 JAN 13 08
FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for Approval of a Special)
Gas Transportation Agreement with Miami-)
Dade County by Florida City Gas)
_____)

Docket No. 080672-GU
Filed: January 13, 2009

**FLORIDA CITY GAS'S NOTICE OF
INTENT TO REQUEST CONFIDENTIAL CLASSIFICATION**

Florida City Gas ("FCG" or "Company")¹ pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, hereby submits this Notice of Intent to Request Confidential Classification for certain portions of the Company's responses to staff's informal data requests to the Company. A copy of said data requests is attached hereto as "Exhibit A." Further, the responsive documents have been provided herewith in a separate envelope. Said documents contain confidential information regarding FCG's business, the disclosure of which could negatively impact the Company. FCG maintains this information as confidential information, and attests that it has not otherwise been publicly disclosed.

In accordance with Rule 25-22.006(3), Florida Administrative Code, FCG will file its Request for Confidential Treatment of the information referenced herein within twenty-one (21) days of filing of this request. FCG, therefore, respectfully requests that the information referenced herein be maintained as confidential information by the Commission in accordance with Rule 25-22.006, Florida Administrative Code.

¹ Florida City Gas is an operating division of Pivotal Utility Holdings, Inc.
{TL179981;1}

DOCUMENT NUMBER-DATE
00329 JAN 13 8
FPSC-COMMISSION CLERK

Respectfully submitted this 13th day of January, 2009.

By: 

Matthew Feil

AKERMAN SENTERFITT

106 East College Avenue, Suite 1200

Tallahassee, FL 32301

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of this Request has been served upon the following by Hand Delivery (*) and/or U.S. Mail this 13th January, 2009.

Martha C. Brown*
Anna Williams *
Office of the General Counsel
Room 370, Gunter Building
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Connie Kummer
Chief
Bureau of Certification, Economics & Tariffs
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

By: _____



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Florida City Gas/Miami Dade contract
080672-GU

Responses to Question 4

What percentage of FCG total load does the Miami/Dade load subject to this contract represent?

What is the potential new load associated with the six EMD engines?

What would it cost Miami/Dade to bypass FCG and connect directly to FGT?

What is the dollar amount that of fixed costs would be collected from the other ratepayers if Miami/Dade did bypass FCG?

Wouldn't the loss of Miami/Dade reduce costs to the remainder of the ratepayers by the amount currently collected through the CRA?

Attachment 1

How were the numbers in column 2 derived?

Does the last column represent the system average cost or the average cost to serve commercial industrial customers similar to Miami/Dade?

Why is the cost for the Alexander Orr plant less (on a percentage basis of the 'surveillance report' number) than the Hialeah plant?

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

STATE OF FLORIDA



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

Public Service Commission

ACKNOWLEDGEMENT

DATE: January 13, 2009

TO: Matthew Feil, Akerman Law Firm

FROM: Ruth Nettles, Office of Commission Clerk

RE: Acknowledgement of Receipt of Confidential Filing

This will acknowledge receipt of a **CONFIDENTIAL DOCUMENT** filed in Docket Number 080672 or, if filed in an undocketed matter, concerning certain portions of company's responses to staff's informal data requests to company, and filed on behalf of Florida City Gas. 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

00330 JAN 13 09

FPSC - COMMISSION CLERK

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