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Public Service Commission

March 17, 2011

Mr. Christian W. Marcelli
Rose, Sundstrom & Bentley, LLP
766 N. Sun Drive, Suite 4030
Lake Mary, FL 32746

Re: Docket No. 090381-SU, In Re: Application for increase in wastewater rates in Seminole County by Utilities Inc. of Longwood.

Dear Mr. Marcelli:

On February 8, 2011, in Docket No. 090381-SU, Utilities, Inc. (UI) filed a request for confidential classification for UI's responses to Staff's Audit Requests in connection with Audit Control No. 09-280-4-1 (Document No. 00900-11, x-ref. Document No. 12029-09). Florida has a broad public records law which allows limited exemptions from disclosure under Section 119.07(1), Florida Statutes (F.S.). One of these exemptions is for proprietary confidential business information pursuant to Section 367.156, F.S. It is the burden of the requesting party to show that the exemptions described in Section 367.156(3), F.S., apply to the information at question in the confidential classification request.

Staff has reviewed UI's request for confidential classification and would like further clarification from UI concerning the applicability of Section 367.156(3), F.S. and Rule 25-22.006, Florida Administrative Code (F.A.C.) to the following information within UI's request:

1. Names and positions of UI employees redacted on Pages 46 of 63 through 53 of 63.
2. Names of UI employees redacted on Pages 54 of 63 through 62 of 63.
3. Aggregate salary, benefit, and other aggregate amounts redacted on Page 49 of 63 and Page 53 of 63.

Please respond by letter by April 11, 2011, indicating whether UI continues to seek confidential classification of the above referenced information and the basis under Section 367.156(3), F.S., for that continued request. If UI no longer seeks confidential classification of this information

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Mr. Christian W. Marcelli

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please submit a revised request for confidential classification that does not redact that information. If you have any questions or wish to schedule an informal meeting to discuss this letter, please contact the Office of General Counsel at (850) 413-6199.

Sincerely,

A handwritten signature in black ink, appearing to read "Erik Saylor", written over the word "Sincerely,".

Erik Saylor
Senior Attorney

ELS:th

cc: Commission Clerk
Office of Public Counsel