



Public Service Commission

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TALLAHASSEE, FLORIDA 32399-0850

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-M-E-M-O-R-A-N-D-U-M- COMMISSION CLERK

DATE: 5/20/11

TO: Division of Economic Regulation, Office of Primary Responsibility

FROM: OFFICE OF COMMISSION CLERK

RE: CONFIDENTIALITY OF CERTAIN INFORMATION

DOCKET NO(s): 090539-GU DOCUMENT NO(s): 03504-11

DESCRIPTION: FCG (Self) - (CONFIDENTIAL) Certain material contained in Bermudez deposition Exh No. 5, which includes customer names.

SOURCE: Florida City Gas

The above confidential material was filed along with a request for confidential classification. In accordance with Section 11.04.C.5.c.(4) of the APM, please complete the following form by checking all applicable information and forward it to the attorney assigned to the docket, along with a brief memorandum supporting your recommendation.

- The document(s) is (are), in fact, what the utility asserts it (them) to be.
- The utility has provided enough details to perform a reasoned analysis of its request.
- The material has been received incident to an inquiry.
- The material is confidential business information because it includes:
 - (a) Trade secrets;
 - (b) Internal auditing controls and reports of internal auditors;
 - (c) Security measures, systems, or procedures;
 - (d) Information concerning bids or other contractual data, the disclosure of which would impair the efforts of the company to contract for services on favorable terms;
 - (e) Employee personnel information unrelated to compensation, duties, qualifications, or responsibilities;
 - (f) Tax returns or tax-related information;
 - (g) Information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of information.

- COM The material appears to be confidential in nature and harm to the company or its ratepayers will result from public disclosure.
- APA
- ECR The material appears not to be confidential in nature.
- GCL The material is a periodic or recurring filing and each filing contains confidential information.
- RAD
- SSC This response was prepared by Elisabeth Draper on 5/25/11. I have provided one
- ADM copy of the full recommendation to the Office of General Counsel and two copies to the Office
- OPC of Commission Clerk for the docket file and processing of the confidential material.
- CLK

DOCUMENT NUMBER - DATE

03673 MAY 25 =

FPSC-COMMISSION CLERK

State of Florida



Public Service Commission

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TALLAHASSEE, FLORIDA 32399-0850

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-M-E-M-O-R-A-N-D-U-M- COMMISSION
CLERK

DATE: March 1, 2011
TO: Anna Williams, Senior Attorney, Office of the General Counsel
FROM: Elisabeth Draper, Economic Analyst, Division of Economic Regulation *ED*
RE: Docket No. 090539-GU; Petition for approval of Special Gas Transportation Service agreement with Florida City Gas by Miami-Dade County through Miami-Dade Water and Sewer Department
Request for Confidential Classification for Docket No. 03504-11.

On May 19, 2011, pursuant to Section 366.093, Florida Statutes (F.S.), and Rule 25-22.006, Florida Administrative Code (F.A.C.), Florida City Gas (FCG) filed a request for confidential classification for certain material contained in Document No. 03504-11. The document is FCG's Witness Bermudez Deposition Exhibit No. 5.

FCG asserts that this document includes customer-specific information, or information from which customer-specific information may be easily derived. According to FCG, such customer specific information is not released to the public and, if made public, would negatively impact the competitive interests of FCG, and hence ratepayers, in FCG's negotiations of other agreements.

Staff has reviewed the document and concurs with FCG that the nature of the information meets the requirements set forth in Section 366.093(3)(e), F.S., for classification as proprietary confidential business information. Therefore, staff recommends that FCG's request for confidential classification of Docket No. 03504-11 be approved.

cc: Office of Commission Clerk