



MESSER CAPARELLO & SELF, P.A.

Attorneys At Law  
www.lawfla.com

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11 AUG 29 PM 3:44

COMMISSION  
CLERK

August 29, 2011

**BY HAND DELIVERY**

Ms. Ann Cole, Commission Clerk  
Office of Commission Clerk  
Room 110, Easley Building  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, Florida 32399-0850

claim of confidentiality  
notice of intent  
 request for confidentiality  
filed by OPC  
For DN 06228-11, which  
is in locked storage. You must be  
authorized to view this DN.-CLK

Re: Docket No. 090539-GU

Dear Ms. Cole:

Enclosed for filing on behalf of Florida City Gas is an original and seven copies of Florida City Gas' Request for Confidential Classification in the above referenced docket.

Please acknowledge receipt of these documents by stamping the extra copy of this letter "filed" and returning the same to me.

Thank you for your assistance with this filing.

COM  
APA  
ECR  
GCL  
RAD  
SRC  
ADM  
OPC  
CLK

Sincerely yours,

Floyd R. Self

FRS/amb  
Enclosure  
cc: Shannon O. Pierce, Esq.  
Parties of Record

DOCUMENT NUMBER-DATE  
06228 AUG 29 =  
FPSC-COMMISSION CLERK



valuable information – if other customers had access to this information FCG would be at a competitive disadvantage in seeking to negotiate contract specific rates

3. The confidential portions of the cost of service analysis and the bypass analysis being provided to the Commission fall within the statutory definitions of trade secrets, information concerning contractual data, and competitive information, the disclosure of which would cause harm to FCG and its ratepayers, and therefore constitutes proprietary confidential business information entitled to protection under section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code.

3. Attached to this Request is an envelope marked “CONFIDENTIAL” containing one copy of the highlighted confidential information being provided. Two public, redacted versions of the confidential information are also provided with this Request.

4. Attachment 1 to this Request consists of a chart, which specifically sets forth a line-by-line justification for maintaining specific information in the cost of service analysis and bypass analysis. To be clear, this information has not been released to the public, and is treated by FCG as private, confidential information, the release of which could have an adverse impact on the business operations and future contract rate negotiations. The subject information is therefore proprietary confidential business information and is entitled to protection under Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code.

5. Pursuant to Section 366.093(4), Florida Statutes, and Rule 25-22.006(9), Florida Administrative Code, FCG requests that the information described above as proprietary confidential business information be protected from disclosure for a period of at least 18 months and all information be returned to FCG as soon as the information is no longer necessary for the Commission to conduct its business.

Respectfully submitted this 29<sup>th</sup> day of August, 2011.

A handwritten signature in black ink, appearing to read 'R. Telfer III', is written over a solid horizontal line. The signature is stylized and cursive.

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AGL Resources Inc.  
Ten Peachtree Place, 15<sup>th</sup> Floor  
Atlanta, GA 30309  
Tel. 404-584-3394

*Counsel for Florida City Gas*

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served on the following parties by Electronic Mail and/or U.S. Mail this 29<sup>th</sup> day of August, 2011.

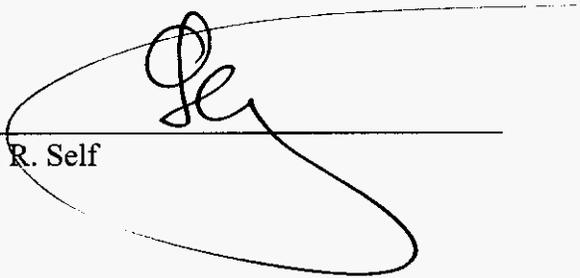
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Martha Brown, Esq.  
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Henry N. Gillman, Esq.  
David Stephen Hope, Esq.  
Miami-Dade County  
111 NW First Street, Suite 2800  
Miami, FL 33128-1993

Floyd R. Self



**EXHIBIT "A"**

DOCUMENT	PAGE NO(S).	COLUMNS	LINE NO(S).	STATUTORY JUSTIFICATION
FCG's Confidential Settlement Cost Analysis	1	C	18, 21, 23, 26, 27, 28, 29, 31, 32, 33, 35, 37, and 38	These proprietary numbers contain customer-specific information, or information from which customer-specific information may be easily derived. Such customer-specific information is not released to the public and if disclosed, harms ratepayers' rights to privacy. These numbers also, if made public, would negatively impact the competitive interests of the company (and hence ratepayers) in the company's negotiations of other agreements.
FCG's Confidential Settlement Cost Analysis	1	E and G	18, 19, 20, 21, 23, 26, 27, 28, 29, 31, 32, 33, 35, 37, and 38	These proprietary numbers contain customer-specific information, or information from which customer-specific information may be easily derived. Such customer-specific information is not released to the public and if disclosed, harms ratepayers' rights to privacy. These numbers also, if made public, would negatively impact the competitive interests of the company (and hence ratepayers) in the company's negotiations of other agreements.
FCG's Confidential MDWASD Bypass Analysis	Page 1 of 6	B, C, E, and F	15, 17, 19, and 21	These proprietary numbers contain customer-specific information, or information from which customer-specific information may be easily derived. Such customer-specific information is not released to the public and if disclosed, harms ratepayers' rights to privacy. These numbers also, if made public, would negatively impact the competitive interests of the company (and hence ratepayers) in the company's negotiations of other agreements.

**EXHIBIT "A"**

<p>FCG's Confidential MDWASD Bypass Analysis</p>	<p>Page 1 of 5</p>	<p>H and I</p>	<p>3, 4, 5, 6, 9, 11, 13, 15, 17, 18, 19, and 21</p>	<p>These proprietary numbers contain customer-specific information, or information from which customer-specific information may be easily derived. Such customer-specific information is not released to the public and if disclosed, harms ratepayers' rights to privacy. These numbers also, if made public, would negatively impact the competitive interests of the company (and hence ratepayers) in the company's negotiations of other agreements.</p>
<p>FCG's Confidential MDWASD Bypass Analysis</p>	<p>Page 2 of 6</p>	<p>B</p>	<p>2, 9 – 22.</p>	<p>These proprietary numbers contain customer-specific information, or information from which customer-specific information may be easily derived. Such customer-specific information is not released to the public and if disclosed, harms ratepayers' rights to privacy. These numbers also, if made public, would negatively impact the competitive interests of the company (and hence ratepayers) in the company's negotiations of other agreements.</p>
<p>FCG's Confidential MDWASD Bypass Analysis</p>	<p>Page 2 of 6</p>	<p>C</p>	<p>9 – 22</p>	<p>These proprietary numbers contain customer-specific information, or information from which customer-specific information may be easily derived. Such customer-specific information is not released to the public and if disclosed, harms ratepayers' rights to privacy. These numbers also, if made public, would negatively impact the competitive interests of the company (and hence ratepayers) in the company's negotiations of other agreements.</p>

**EXHIBIT "A"**

<p>FCG's Confidential MDWASD Bypass Analysis</p>	<p>Page 2 of 6</p>	<p>D</p>	<p>4, 5, and 6</p>	<p>These proprietary numbers contain customer-specific information, or information from which customer-specific information may be easily derived. Such customer-specific information is not released to the public and if disclosed, harms ratepayers' rights to privacy. These numbers also, if made public, would negatively impact the competitive interests of the company (and hence ratepayers) in the company's negotiations of other agreements.</p>
<p>FCG's Confidential MDWASD Bypass Analysis</p>	<p>Page 3 of 6</p>	<p>D - H</p>	<p>2 - 29</p>	<p>These proprietary numbers contain customer-specific information, or information from which customer-specific information may be easily derived. Such customer-specific information is not released to the public and if disclosed, harms ratepayers' rights to privacy. These numbers also, if made public, would negatively impact the competitive interests of the company (and hence ratepayers) in the company's negotiations of other agreements.</p>
<p>FCG's Confidential MDWASD Bypass Analysis</p>	<p>Page 4 of 6</p>	<p>I - M</p>	<p>2 - 29</p>	<p>These proprietary numbers contain customer-specific information, or information from which customer-specific information may be easily derived. Such customer-specific information is not released to the public and if disclosed, harms ratepayers' rights to privacy. These numbers also, if made public, would negatively impact the competitive interests of the company (and hence ratepayers) in the company's negotiations of other agreements.</p>

**EXHIBIT "A"**

FCG's Confidential MDWASD Bypass Analysis	Page 4 of 6	N	2 - 30	These proprietary numbers contain customer-specific information, or information from which customer-specific information may be easily derived. Such customer-specific information is not released to the public and if disclosed, harms ratepayers' rights to privacy. These numbers also, if made public, would negatively impact the competitive interests of the company (and hence ratepayers) in the company's negotiations of other agreements.
FCG's Confidential MDWASD Bypass Analysis	Page 4 of 6	O	2 - 29	These proprietary numbers contain customer-specific information, or information from which customer-specific information may be easily derived. Such customer-specific information is not released to the public and if disclosed, harms ratepayers' rights to privacy. These numbers also, if made public, would negatively impact the competitive interests of the company (and hence ratepayers) in the company's negotiations of other agreements.
FCG's Confidential MDWASD Bypass Analysis	Page 5 of 6	E - F	3 - 48	These proprietary numbers contain customer-specific information, or information from which customer-specific information may be easily derived. Such customer-specific information is not released to the public and if disclosed, harms ratepayers' rights to privacy. These numbers also, if made public, would negatively impact the competitive interests of the company (and hence ratepayers) in the company's negotiations of other agreements.

**EXHIBIT "A"**

FCG's Confidential MDWASD Bypass Analysis	Page 6 of 6	E - F	3 - 50	These proprietary numbers contain customer-specific information, or information from which customer-specific information may be easily derived. Such customer-specific information is not released to the public and if disclosed, harms ratepayers' rights to privacy. These numbers also, if made public, would negatively impact the competitive interests of the company (and hence ratepayers) in the company's negotiations of other agreements.
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**REDACTED**

	A	B	C	D	E	F	G
1	Line No.	Description	Alexander Orr		Hialeah Total		Source
2		(a)	(b)				(d)
3							
4	1	Plant in Service	\$ 1,118,074		\$ 38,354		Revised Staff 83 NBV
5	2	Accumulated Prov.	(1,378,271)		\$ (27,074)		Revised Staff 83 NBV
6	3	Net Plant	\$ (260,197)		\$ 11,280		Line 1 + Line 2
7							
8	4	Appr. Rate of Return	7.36%		7.36%		Approved Rate PSC-04-0128-PPA-GU
9							
10	5	Return	-		830		Line 3 x Line 4
11	6	Interest Exp.	-		(326)		Weighted debt cost of 2.89% from PSC-04-0128-PPA-GU
12	7	Taxable Income	\$ -		\$ 504		
13							
14	8	Effective Tax Rate	0.3763		0.3763		5.5% State and 34% Federal
15							
16	9	Income Taxes	\$ -		\$ 304		
17							
18	10	O&M					
19	11	Depreciation	-				
20	12	Taxes Other	-				
21	13	Total Expenses					
22							
23	14	Total Cost of Service					
24							
25							
26	15	Volumes (therms) Low					
27	16	Volumes (therms) Mid					
28	17	Volumes (therms) High					
29	18	Average 3 Year Volumes					
30							
31	19	Rate High					
32	20	Rate Mid					
33	21	Rate Low					
34							
35	22	Rate Average					
36							
37	23	Alternative pre-settlement COS					
38	24	Rate using Average Volumes					
39							

	A	B	C	D	E	F	G	H	I	J
1		<b>FGT Construction Estimates</b>			<b>TNT Estimates</b>			<b>Standalone Bypass Estimates</b>		
2		<b>Alexander Orr</b>	<b>Hialeah</b>		<b>Alexander Orr</b>	<b>Hialeah</b>		<b>Alexander Orr</b>	<b>Hialeah</b>	
3	Construction Cost	\$ 914,252.00	\$ 3,680,042.00		\$ 610,000.00	\$ 1,145,000.00		\$ 625,000.00	\$ 1,371,000.00	
4	Tap Cost				\$ 32,000.00	\$ 32,000.00		\$ 300,000.00	\$ 500,000.00	
5	Oper., Safety, Regulatory one time estimated costs							\$ 12,333.33	\$ 6,166.67	
6	<b>Total Const Cost</b>	<b>\$ 914,252.00</b>	<b>\$ 3,680,042.00</b>		<b>\$ 642,000.00</b>	<b>\$ 1,177,000.00</b>		<b>\$ 937,333.33</b>	<b>\$ 1,877,166.67</b>	
7										
8	All In Debt Rate	4%	4%		4%	4%		4%	4%	
9	<b>Total Debt</b>	<b>\$ 1,462,803.20</b>	<b>\$ 5,888,067.20</b>		<b>\$ 1,027,200.00</b>	<b>\$ 1,883,200.00</b>				
10										
11	Maintenance Cost				\$ 500,000.00	\$ 500,000.00				
12										
13	<b>Total Costs:</b>	<b>\$ 1,462,803.20</b>	<b>\$ 5,888,067.20</b>		<b>\$ 1,527,200.00</b>	<b>\$ 2,383,200.00</b>				
14										
15	Consumption									
16										
17	<b>By-Pass COS</b>									
18										
19	<b>Calculated COS</b>									
20										
21	<b>Difference</b>									

	A	B	C	D
1	<b>Miami Dade Plants - Estimated Operations &amp; Maintenance Expenses</b>			
2	Estimated Avg. Inflation:			
3				
4	Estimated Operations & Maintenance total Costs:			
5	Less: One time estimated costs:			
6	<b>Estimated annual costs:</b>			
7				
8	<b>Years</b>	<b>Estimated Annual Amt</b>	<b>Estimated Total Expenses</b>	
9	3			
10	6			
11	9			
12	12			
13	15			
14	18			
15	21			
16	24			
17	27			
18	30			
19	36			
20	39			
21	40			
22	<b>Total Oper&amp;Maint:</b>			

	A	B	C	D	E	F	G	H
1	Task	Responsible Dept.	Bid Pricing Request	# Professional FTE	Total WorkHours	Total hours	# Skilled FTE	Total Workhours
2	Prepare OPM (One manual to cover all work)	Operations Support	One Time					
3	Prepare Emergency Manual (Plant specific)	Operations Support	One Time					
4	Prepare DIMP Plan	Operations Support	One Time					
5	OQ documented program	Safety & Crisis Management	One Time					
6	Initial Training and Setup of OQ	Safety & Crisis Management	One Time					
7	Establish Public Awareness Program	Regulatory	One Time					
8	Participate in marking out locate requests/ One call	Operations Support - Damage Prevention	Annual					
9	Cathodic protection testing and documentation	Corrosion-Southern	Annual					
10	Atmospheric corrosion inspection and documentation	Corrosion-Southern	Annual					
11	Updates to both OPM and EM	Operations Support	Annual					
12	Leak survey of ROW	Operations Support	Annual					
13	Maintain all records according to code of above inspections	Miami Service Center	Annual					
14	Internal inspection & rebuild of pressure regulators and relief valves	Gas Measurement	Annual					
15	Inspect and lubricate manual valves	Gas Measurement	Annual					
16	Administration of OQ Program	Safety & Crisis Management	Annual					
17	OQ process to maintain records	Safety & Crisis Management	Annual					
18	Evaluator Authorization	Safety & Crisis Management	Annual					
19	Administration of Drug and Alcohol Program	Safety & Crisis Management	Annual					
20	Replace of one set of filters (filters will be supplied)	Gas Measurement	Annual					
21	Maintain Odorant Tank	Gas Measurement	Annual					
22	Visual inspection of above ground facilities	Gas Measurement	Annual					
23	Maintain check measurement equipment/ perform witness testing of CTMeters	Gas Measurement	Annual					
24	Perform general tap heater maintenance	Gas Measurement	Annual					
25	Document Public Awareness Program	Regulatory	Annual					
26	Investigate Leaks	Operations	Continuous					
27	Repair and Maintain Services	Operations	Continuous					
28	Repair and Maintain Mains	Operations	Continuous					
29	Repair and Maintain Meter and Reg Stations	Operations	Continuous					
30								

	I	J	K	L	M	N	O
1	Drive Time	# Vehicles	Mileage	Overnight Total	OC Amount \$	Total Cost	Comments
2							
3							
4							
5							
6							
7							
8							
9							
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30							

	A	B	C	D	E	F	G	H	
1	<b>Hialeah Water Treatment Plant Bypass Estimate</b>								
2	Item	Element	Quantity	Unit	Rate	Total	FGT Total	TNT Total	
3	1	<b>Consultants</b>							
4	1.1	<b>NDE Contractor</b>							
5	1.11	X-Rays	5	EA					
6	1.2	<b>Environmental</b>							
7	1.21	Environmental Consultant and Contamination Disposal	1	EA					
8	1.3	<b>Engineering Design</b>							
9	1.31	Engineering	1	EA					
10	2	<b>Materials, including freight and tax</b>							
11	2.1	<b>Pipe</b>							
12	2.11	4" STL FBE	3,000	LF					
13	2.12	4" STL TC	9,000	LF					
14	2.2	<b>Valves &amp; Actuators</b>							
15	2.21	4" STL Valves	5	EA					
16	2.3	<b>Fittings</b>							
17	2.31	Misc Fittings Allowance	1	EA					
18	2.4	<b>Miscellaneous Materials</b>							
19	2.41	Pipe markers allowance	50	EA					
20	2.42	Insulators	1	EA					
21	3	<b>Construction</b>							
22	3.1	<b>Permitting</b>							
23	3.11	Environmental - Canal Crossings	2.00	EA					
24	3.2	<b>Construction</b>							
25	3.21	MAIN-4 STEEL >3000 FT APPROACH OR NEW BUSINESS	3,000	LF					
26	3.22	MAIN-4 STEEL >3000 FT UNDER PAVEMENT	8,000	LF					
27	3.23	Canal Bore	1,000	LF					
28	3.24	Tap of FGT Line	1	EA					
29	3.25	New Tap Station (Per South Miami AFE)	1	EA					
30	3.26	Required SCADA Equipment	1	EA					
31	3.27	Corrosion	1	EA					
32	3.28	Silt Fence	1,000	LF					
33	3.29	End User Regulator Station	1	EA					
34	3.30	Odorizer + Tank+ Odorant	1	EA					
35	3.31	Asphalt Patching	5,000	SQ Ft					
36	3.32	Sod	1,000	SQ Ft					
37	3.33	Sand	20	Ton					
38	3.34	Sidewalk Replacement	3,000	SQ Ft					
40	4	<b>Labor Cost</b>							
41	4.1	OHAG 7.56%							
42	4.2	Direct Internal Labor							
43	5	<b>Finance Cost</b>							
44	5.1	AFUDC 8.53%							
45		Life of Project		4 months					
46									
47	<b>Total Based on +/- 30%</b>								
48							\$ 3,680,042	\$ 1,177,000	

	A	B	C	D	E	F	G	H	
1	<b>Alexander Orr Water Treatment Plant Bypass Estimate</b>								
2	<b>Item</b>	<b>Element</b>	<b>Quantity</b>	<b>Unit</b>	<b>Rate</b>	<b>Total</b>	<b>FGT Total</b>	<b>TNT Total</b>	
3	1	<b>Consultants</b>							
4	1.1	<b>NDE Contractor</b>							
5	1.11	X-Rays	\$ 5	DAYS					
6	1.2	<b>Environmental</b>							
7	1.21	Environmental Consultant and Contamination Disposal	1	EA			\$ 16,800		
8	1.3	<b>Engineering Design</b>							
9	1.31	Engineering - Direct Salaries		EA			\$ 3,000		
10	1.32	Engineering		EA			\$ 14,000		
11	1.33	Engineering As Built Drawings		EA			\$ 3,018		
12	1.34	Engineering	1	EA					
13	2	<b>Materials</b>					\$ 177,450		
14	2.1	<b>Pipe</b>							
15	2.11	4" STL FBE	1,300	LF					
16	2.12	4" STL TC	2,300	LF					
17	2.2	<b>Valves &amp; Actuators</b>							
18	2.21	4" STL Valves	3	EA					
19	2.3	<b>Fittings</b>							
20	2.31	Misc Fittings Allowance	1	EA					
21	2.4	<b>Miscellaneous Materials</b>							
22	2.41	Pipe markers allowance	5	EA					
23	3	<b>Construction</b>							
24	3.1	<b>Construction</b>					\$ 106,600	\$ 610,000	
25	3.11	MAIN-4 STEEL >3000 FT APPROACH OR NEW BUSINESS	1,000	LF					
26	3.12	MAIN-4 STEEL >3000 FT UNDER PAVEMENT	2,600	LF					
27	3.13	Tap of FGT Line	1	EA				\$ 32,000	
28	3.14	New Tap Station (Per South Miami AFE)	1	EA					
29	3.15	Required SCADA Equipment	1	EA					
30	3.16	Corrosion	1	EA					
31	3.17	Silt Fence	500	LF					
32	3.18	Odorizer + Tank+Odorant	1	EA					
33	3.19	Asphalt Patching	2,000	LF					
34	3.20	Sod	1,000	SQ ft					
35	3.21	Sand	20	SQ ft					
37	4	<b>Labor Cost</b>	\$ 73,823				\$ 279,000		
38	4.1	OHAG 7.56%							
39	4.2	Direct Internal Labor							
40	5	<b>Finance Cost</b>	\$ 6,526						
41	5.1	AFUDC 8.53%	0.71%						
42		Life of Project	2	months					
43	6	<b>FGT Taxes, FGT Overhead, Gross-up</b>							
44	6.1	Tax-Material					\$ 13,144		
45	6.2	Overhead - FGT					\$ 26,325		
46	6.3	Tax Gross-up					\$ 210,981		
47	6.4	Contingency					\$ 63,934		
48									
49	<b>Total Based on +/- 30%</b>							\$ 914,252	642,000
50									