



Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850

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

COMMISSION
CLERK

DATE: 10/21/11
TO: Division of Economic Regulation, Office of Primary Responsibility
FROM: Office of Commission Clerk
RE: CONFIDENTIALITY OF CERTAIN INFORMATION
Docket No(s): 110133-GU Document No(s): 07709-11
Description: FPUC (Keating) - (CONFIDENTIAL) Information contained in responses to staff's third data request (Exh 3.3).
Source: Florida Public Utilities Company

The above-referenced confidential material was filed along with a request for confidential classification. Please check all applicable information and forward a copy to the attorney assigned to the docket, along with a brief memorandum supporting your recommendation. Copies of your recommendation should also be filed with the Office of Commission Clerk and the Office of General Counsel.

- 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 public utility or its affiliates to contract for goods or services on favorable terms;
 - (e) Information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of information;
 - (f) Employee personnel information unrelated to compensation, duties, qualifications, or responsibilities;
- The material appears to be confidential in nature and harm to the company or its ratepayers will result from public disclosure.
- The material appears not to be confidential in nature.
- The material is a periodic or recurring filing and each filing contains confidential information.

COM _____
APA _____
ECR _____
GCL _____
RAD _____
SRC _____
ADM _____
OPC _____
CLK _____

This response was prepared by Michael Springer on October 25, 2011. I have provided one copy of the full recommendation to the Office of General Counsel and two copies to the Office of Commission Clerk for the docket file and processing of the confidential material.

DOCUMENT NUMBER: 07854

07854 OCT 25 =

FPSC-COMMISSION CLERK

State of Florida



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TALLAHASSEE, FLORIDA 32399-0850

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

DATE: October 25, 2011
TO: Keino Young, Senior Attorney, Office of the General Counsel
FROM: Michael Springer, Regulatory Analyst IV, Division of Economic Regulation *MS*
RE: Confidential Information contained in responses to staff's third data request
Document No. 07709-11 in Docket No. 110133-GU.

Pursuant to Section 366.093 of the Florida Statutes, and Rule 25-22.006, Florida Administrative Code, FPUC requests confidential classification of certain highlighted information on pages 1 and 2 of Exhibit 3.3 Schedule 1.

Staff has reviewed FPUC's confidentiality request. In staff's opinion, the request does meet the criteria for confidentiality contained in section 366.093 Florida Statutes. Therefore, staff recommends that the request for confidentiality of certain information included in Document No. 07709-11 be approved.

MS:dr