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Public Service Commission

June 11, 2012

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Martin S. Friedman, Esquire
Sundstrom, Friedman & Fumero, LLP
766 North Sun Drive, Suite 4030
Lake Mary, FL 32746

Re: Docket No. 120084-WS, Application of Utilities, Inc. for authority to transfer majority organizational control of Hydro Star, LLC to Corix Utilities (Illinois), LLC.

Dear Mr. Friedman:

Thank you for your timely response, dated May 30, 2012, to staff's May 11, 2012 deficiency letter and request for additional information. The response was accompanied by Utilities, Inc.'s request for confidential classification for the following documents assigned Document No. 03525-12:

1. Consolidated Financial Statements of Corix Infrastructure Inc. (with notes);
2. Corix Infrastructure Inc. (Organizational Chart);
3. Purchase and Sale Agreement; and
4. Disclosure Schedule.

Staff believes that the request for confidential classification for pages 1-4 of Corix's Consolidated Financial Statements (1. above) is in the correct format and is appropriate for consideration by the Commission. However, for pages 5-32, and the next three documents (2., 3., and 4. above), staff notes that there is just a wholesale blacking out of all information. Rule 25-22.006(4)(a), Florida Administrative Code (F.A.C.), requires the utility to "identify the page and line at which the confidential information is found and shall correlate the page and line with the specific justification proffered in support of the classification of such material." In most instances, staff does not believe that a blanket assertion of confidentiality is appropriate, and would apply to a document containing many pages. Further, staff notes that Corix Infrastructure Inc.'s Organizational Chart and all but certain dollar amounts in the Purchase and Sale Agreement and Disclosure Schedule are publicly available on the website of at least one other state Public Service Commission (Kentucky). As such, staff disagrees that this information is not otherwise public and has been kept confidential.

Therefore, staff believes that pages 5-32 (Notes to the Consolidated Financial Statements) of 1. above should be closely reviewed by the utility for compliance with Rule 25-22.006(4)(a), F.A.C. Further, in light of the filing in Kentucky, staff believes that only limited portions of Documents 3. and 4. should be accorded confidential treatment, and they need to be redone, with only the specific

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confidential information blacked out (and highlighted on the confidential document) as was done in the Kentucky filing. Finally, staff believes that the request for confidentiality of 2. above (Corix Infrastructure Inc.'s Organizational Chart) should be withdrawn.

Because all four documents were provided as one document, staff requests that Utilities, Inc. resubmit the documents, either separately or together, in the manner described below:

1. Consolidated Financial Statements of Corix Infrastructure Inc., pages 1-4 as previously filed, and a closer review of the notes, pages 5-32, and where appropriate, only the confidential information blacked out on the redacted copy (and highlighted on the confidential document), with a request for confidentiality.
2. Corix Infrastructure Inc. (Organizational Chart), without a request for confidentiality.
3. Purchase and Sale Agreement, with the dollar amounts blacked out on the redacted copy (and highlighted on the confidential document), with a request for confidentiality
4. Disclosure Schedule, with the dollar amounts blacked out on the redacted copy (and highlighted on the confidential document), with a request for confidentiality.

Once the revised documents and requests have been refiled, staff will have the original documents returned.

If you disagree with the above analysis, or have any questions about how the information should be refiled, please contact me at 850-413-6234, or RJaeger@PSC.State.FL.US.

Sincerely,



Ralph R. Jaeger
Senior Attorney

RRJ:th

cc: Office of Commission Clerk
Division of Economic Regulation (Daniel, Brady)