

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Joint Petition for Approval of the )  
2014 Natural Gas Transportation Service )  
Agreement Between Florida City Gas and ) Docket No.: 130089-GU  
Miami-Dade County, Through the Miami- ) Filed: June 21, 2013  
Dade Water and Sewer Department )  
\_\_\_\_\_ )

**FLORIDA CITY GAS  
REQUEST FOR CONFIDENTIAL CLASSIFICATION,  
RESPONSES TO STAFF'S SECOND SET OF DATA REQUESTS**

Florida City Gas (“FCG” or “Company”), pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006(4), Florida Administrative Code, hereby submits its Request for Confidential Classification (“Request”) to the Florida Public Service Commission (“PSC” or “Commission”) for certain FCG confidential information more particularly described below that is being concurrently filed in response to Staff’s Second Set of Data Requests to FCG. In support of this Request, FCG hereby states:

1. On June 4, 2013, the Commission Staff served on FCG its Second Set of Data Requests. Several of the specific data requests seek additional information regarding the Confidential FCG Cost Support Documentation that was filed as Exhibit D to the Joint Petition in this matter. Confidential Exhibit D to the Joint Petition was granted Confidential Classification by Order No. PSC-13-0246-CFO-GU, on June 4, 2013.

2. In answering the Staff Data Requests regarding Joint Petition Confidential Exhibit D, FCG has prepared two confidential spreadsheets that address the subject matter Staff’s Second Set of Data Requests, Nos. 2-5 and 2-6, which are identified by FCG as Confidential Exhibit 2-5, consisting of a one page Microsoft Excel ® spreadsheet, and Confidential Exhibit 2-6, a four page Microsoft Excel ® spreadsheet. Because the information in these two

spreadsheets reference, discuss, and provide an analysis of the information contained in Joint Petition Exhibit D, the same rationale and analysis justifying the confidential treatment for Joint Petition Exhibit D applies with equal force to FCG's Responses to Staff's Second Set of Data Requests to FCG, Confidential Exhibit 2-5 and Confidential Exhibit 2-6.

3. The information in FCG's Responses to Staff's Second Set of Data Requests to FCG, Confidential Exhibit 2-5 and Confidential Exhibit 2-6, for which FCG seeks confidential classification is information that the Company treats as confidential, and that meets the definition of "proprietary confidential business information" as set forth in Section 366.093(3), Florida Statutes, which provides:

(3) Proprietary confidential business information means information, regardless of form or characteristics, which is owned or controlled by the person or company, is intended to be and is treated by the person or company as private in that the disclosure of the information would cause harm to the ratepayers or the person's or company's business operations, and has not been disclosed unless disclosed pursuant to a statutory provision, an order of a court or administrative body, or private agreement that provides that the information will not be released to the public. Proprietary confidential business information includes, but is not limited to:

- (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 the information.
- (f) Employee personnel information unrelated to compensation, duties, qualifications, or responsibilities.

4. Attachment 1 to this Request contains a chart reflecting the line-by-line or field-by-field specific location and corresponding justification for the referenced confidential information. Release of the referenced confidential information as a public record would harm FCG's business operations and its ratepayers by impairing the Company's ability to effectively

negotiate contracts. In particular, because the information contained in FCG's Responses to Staff's Second Set of Data Requests to FCG, Confidential Exhibit 2-5 and Confidential Exhibit 2-6, provides back up, detail, and analysis regarding FCG's cost study filed as Joint Petition Exhibit D, public disclosure of this information would undermine the proprietary and confidential business information in Joint Petition Exhibit D and thus provide FCG's customers with an advantage in any future negotiations with FCG for a contract rate under the LES tariff. As is required by Rule 25-22.006(4)(d), Florida Administrative Code, all of the material, or the arrangement and methodology contained therein, for which confidential classification is sought is intended to be and is treated by FCG as private, it has not been publically disclosed, and it relates to, explains, backs up the confidential information granted by Order No. PSC-13-0246-CFO-GU. As such, FCG requests that the Commission not make this information publically available and that it protect this information consistent the terms of Section 366.093, Rule 25-22.006, and Order No. PSC-13-0246-CFO-GU.

5. Included with this Request are copies of only the relevant pages of FCG's Responses to Staff's Second Set of Data Requests to FCG, Confidential Exhibit 2-5 and Confidential Exhibit 2-6, with the confidential information appropriately highlighted in yellow. Also attached to this Request are two redacted copies of these confidential pages.


6. FCG requests that confidential classification be granted for a period of at least 18 months, consistent with the terms of Order No. PSC-13-0246-CFO-GU. Should the Commission no longer find that it needs to retain the information, FCG respectfully requests that the confidential information be returned to the Company.

WHEREFORE, FCG respectfully requests that the highlighted information contained in FCG's Responses to Staff's Second Set of Data Requests to FCG, Confidential Exhibit 2-5 and

Confidential Exhibit 2-6, be classified as "proprietary confidential business information," and thus, exempt from Section 119.07, Florida Statutes, for at least 18 months.

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Attachment 1

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Document	Page Nos.	Columns	Line Nos.	Statutory Justification
FCG's Responses to Staff's Second Set of Data Requests, Confidential Exhibit 2-5, consisting of a one page Microsoft Excel® spreadsheet	1	A-L	1-21	These proprietary numbers provide a detailed analysis and explanation for how the projected contributions to FCG's common costs under the 2014 TSA is sufficient to offset the risk of revenue shortfalls (incremental costs exceeding revenue) due to the potential suspension of the take or pay minimum volumes of natural gas under different time scenarios. Such customer-specific information is maintained by FCG as confidential and proprietary information and is not released to the public. These numbers, if made public, would negatively impact the competitive interests of the company (and hence ratepayers) in the company's negotiations of other agreements for it would provide those customers with information regarding the minimum take or pay requirements of the company.
FCG's Responses to Staff's Second Set of Data Requests, Confidential Exhibit 2-6, a four page Microsoft Excel® spreadsheet	1	A-F	1-25	This page provides an analysis showing the development of 2014 Accumulated Depreciation for the Orr and Hialeah Plants as is reflected in the Joint Petition, Exhibit D, Confidential FCG Cost Support Documentation, Pages 4 of 27, lines 5 and 18. These proprietary numbers contain the customer-specific asset depreciation analysis for each plant that is utilized in FCG's cost study. Such customer-specific information is maintained by FCG as confidential and proprietary information and is not released to the public. These numbers, if made public, would negatively impact the competitive interests of the company (and hence ratepayers) in the company's negotiations of other agreements for it would provide those customers with information regarding the applicable rate tiers and corresponding rates.
FCG's Responses to Staff's Second Set of Data Requests,	2	A-F	1-21	This page provides an analysis showing the development of 2014 Incremental Operations and Maintenance Expense Calculation for the Orr and Hialeah Plants as is reflected in the Joint Petition, Exhibit D, Confidential FCG

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<p>Confidential Exhibit 2-6, a four page Microsoft Excel® spreadsheet</p>				<p>Cost Support Documentation, Pages 4 of 27, lines 5 and 18. These proprietary numbers contain the customer-specific incremental operations and maintenance expense analysis for each plant that is utilized in FCG's cost study. Such customer-specific information is maintained by FCG as confidential and proprietary information and is not released to the public. These numbers, if made public, would negatively impact the competitive interests of the company (and hence ratepayers) in the company's negotiations of other agreements for it would provide those customers with information regarding the applicable rate tiers and corresponding rates.</p>
<p>FCG's Responses to Staff's Second Set of Data Requests, Confidential Exhibit 2-6, a four page Microsoft Excel® spreadsheet</p>	<p>3</p>	<p>A-F</p>	<p>1-18</p>	<p>These proprietary numbers provide the backup documentation to page 2 reflecting the estimated incremental operations and maintenances expense for the Orr Plant for 2012. Such customer-specific information is maintained by FCG as confidential and proprietary information and is not released to the public. These numbers, if made public, would negatively impact the competitive interests of the company (and hence ratepayers) in the company's negotiations of other agreements for it would provide those customers with information regarding the applicable rate tiers and corresponding rates.</p>
<p>FCG's Responses to Staff's Second Set of Data Requests, Confidential Exhibit 2-6, a four page Microsoft Excel® spreadsheet</p>	<p>4</p>	<p>A-F</p>	<p>1-16</p>	<p>These proprietary numbers provide the backup documentation to page 2 reflecting the estimated incremental operations and maintenances expense for the Hialeah Plant for 2012. Such customer-specific information is maintained by FCG as confidential and proprietary information and is not released to the public. These numbers, if made public, would negatively impact the competitive interests of the company (and hence ratepayers) in the company's negotiations of other agreements for it would provide those customers with information regarding the applicable rate tiers and corresponding rates.</p>

Docket No. 130089-GU  
Florida City Gas, Responses to Staff's  
Second Set of Data Requests, No. 2-6,  
June 21, 2013,  
Exhibit 2-6:  
Depreciation and  
Incremental O&M Expense Analysis

Redacted Version:  
Four Page Spreadsheet  
Redacted in its Entirety

Docket No. 130089-GU  
Florida City Gas, Responses to Staff's  
Second Set of Data Requests, No. 2-5,  
June 21, 2013,  
Exhibit 2-5:  
Take or Pay Analysis

Redacted Version:  
One Page Spreadsheet  
Redacted in its Entirety