

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for transfer of
Wastewater Facilities and Certification
No. 137-S from Colony Park Utilities, Inc. to
Colony Park Development Utilities, LLC.

Docket No. 120285-SU

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COLONY PARK DEVELOPMENT UTILITIES, LLC.'S
REQUEST FOR CONFIDENTIALITY CLASSIFICATION

COLONY PARK DEVELOPMENT UTILITIES, LLC. (the "Utility"), by and through its undersigned counsel, files this Request for Confidential Classification in relation to document to be submitted in connection with the transfer of Colony Park Development Utilities, LLC.

1. Pursuant to Section 367.156, Florida Statutes, this Commission has the authority to classify certain material as proprietary confidential business information. This classification exempts the material from public disclosure under Section 119.07(1), Florida Statutes.

2. The Utility requests that certain information to be provided to staff in connection with transfer of Colony Park Utilities Development Utilities, LLC be classified as proprietary confidential business information pursuant to Section 367.156(2), Florida Statutes, and Rule 25-22.06, Florida Administrative Code (the "Confidential Information"). If this request is granted, then the subject portions of said Application will be exempt from Section 119.07(1), Florida Statutes. Attached hereto as Exhibit "A" is a Justification Matrix providing a justification for the Utility's request.

3. The information produced in response to Staff's request for financial information is intended to be and is treated by the utility as private and confidential and has not been disclosed externally and is strictly controlled internally.

4. A portion of the information consists of owner's name, financial statement, net worth, as well as date of birth and driver's license number. This information should be classified as proprietary confidential business information because its disclosure would disclose personal confidential and financial information which may subject owner to identify theft. See Florida Power & Light Company et al. v. Public Service Commission, 31 So. 3d 860 (Fla. 1st DCA 2010).

5. Requiring the disclosure of owner's personal financial information, driver's license and date of birth violates each owner's right to privacy under Article I, Section 23 of the Florida Constitution.

WHEREFORE, COLONY PARK DEVELOPMNENT UTILITIES, LLC. prays for the entry of an order treating the information identified in this Motion as confidential and exempt from disclosure.

Respectfully submitted on this 29th day of August 2013 by:

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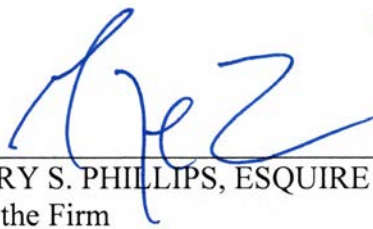
GARY S. PHILLIPS, ESQUIRE
For the Firm

CERTIFICATE OF SERVICE
DOCKET NO. 120285-SU

I HEREBY CERTIFY that a true and correct copy of the foregoing Request for Confidential Classification has been sent to the PSC Clerk by FedEx and furnished by U.S. Mail to the following parties this 29th day of August, 2013.

Erik Sayler, Associate Public Counsel
Office of Public Counsel
c/o The Florida Legislature
111 W. Madison Street, Room 812
Tallahassee, FL 32399-1400

Ralph Jaeger, Esquire
Office of General Counsel
Florida Public Service Commission
2540 Shumard Oak Boulevard
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GARY S. PHILLIPS, ESQUIRE
For the Firm

JUSTIFICATION MATRIX

<p><u>Location</u> (Specific request w /page number)</p>	<p><u>Justification</u> Please note: All information for which the Utility requests confidential treatment has been kept confidential by the Utility, and intends to keep such information confidential.</p>
<p>Workpaper 16-5.1 Gary S. Phillips Driver's License Number and Date of Birth</p>	<p>§367.156(2)(f), This is employee personal information unrelated to compensation, duties, qualifications or responsibilities, the disclosure of which could subject this employee to the possibility of identity theft.</p> <p>Article I, Section 23 of the Florida Constitution. Disclosure of the information would invade the privacy rights of the employee.</p>
<p>Workpaper 43-3 through 43-3.6 Gary S. Phillips Financial Information</p>	<p>§367.156(2)(f), This is employee personal information unrelated to compensation, duties, qualifications or responsibilities, the disclosure of which could subject this employee to the possibility of identity theft.</p> <p>Article I, Section 23 of the Florida Constitution. Disclosure of the information would invade the privacy rights of the employee</p>