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April 10, 2015

E-Portal/Electronic Filing

Ms. Carlotta Stauffer, Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re: Docket 150031-GU -- Petition for approval of transportation service agreement with the Florida Division of Chesapeake Utilities Corporation by Peninsula Pipeline Company, Inc.

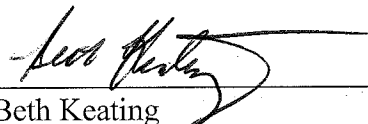
Dear Ms. Stauffer:

Attached for electronic filing, please find the Florida Division of Chesapeake Utilities Corporation and Peninsula Pipeline Company's Joint Request for a Temporary Protective Order. The information for which this Request is filed is information for which the Companies have previously submitted Requests for Confidential Classification in this Docket.

Under separate letter, the Florida Division of Chesapeake Utilities Corporation is also withdrawing portions of its previous Requests for Confidential Classification.

As always, please do not hesitate to contact me if you have any questions whatsoever regarding this filing.

Sincerely,



Beth Keating
Gunster, Yoakley & Stewart, P.A.
215 South Monroe St., Suite 601
Tallahassee, FL 32301
(850) 521-1706

Cc:// John Villafrate (Staff Counsel)

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for approval of transportation) Docket No. 150031-GU
service agreement with the Florida Division of)
Chesapeake Utilities Corporation by Peninsula) Filed: April 10, 2015
Pipeline Company, Inc.)
_____)
)
)

**JOINT REQUEST OF THE FLORIDA DIVISION OF CHESAPEAKE UTILITIES
CORPORATION AND PENINSULA PIPELINE COMPANY FOR TEMPORARY
PROTECTIVE ORDER**

The Florida Division of Chesapeake Utilities Corporation (“CFG”) and Peninsula Pipeline Company (“PPC”)(herein jointly “Companies”), by and through their undersigned counsel, pursuant to Section 366.093, Florida Statutes, and consistent with Rule 25-22.006(6), Florida Administrative Code, hereby submit this Joint Request for a Protective Order for information contained in the Petition for Approval of Transportation Service Agreement, as well as information contained in the Companies’ Responses to Commission Staff’s Data Requests, when such information is provided to the Office of Public Counsel (“OPC”). The Companies have previously submitted requests for confidential classification for the subject information and now submit, consistent therewith, this further request for a protective order. Contemporaneously, with this Request, CFG is providing a separate document identifying certain information for which confidential protection is no longer required. The Companies, therefore, incorporate by reference herein the justification and highlighted versions of said information submitted to the Commission in this Docket, along with Requests for Confidential Classification, on January 16, February 16, March 2, and March 31, 2015, as well as the referenced letter submitted separately today. In support thereof, the Companies hereby state:

1. The Companies have previously requested confidential classification of the following described highlighted amounts located as follows:

A. January 16, 2015 - Exhibit A to the Firm Transportation Service Agreement, in the following locations:

- Data associated with lines/columns identified as: “Total MDTQ (Dekatherms)” and “MDTQ, in Dekatherms, excluding Fuel Retention”, page 9
- Data associated with and in the first line of section titled: “Monthly Reservation Charge”, page 9
- Data associated with the “MHTP”, page 9
- Amount associated with the “Unauthorized Use Charge”, page 9

B. February 16, 2015 – Companies’ Responses to Commission Staff’s First Data Request, in the follow locations:

- Peninsula’s response to Data Request 1 (page 1, highlighted amounts in lines a, b, c, and d), and Data Request 8 (page 3, “per mile” amounts identified in lines 10 and 13 of response), as well as Attachment 1; and
- CFG’s response to Data Request 11 (page 1, highlighted information in lines 1, 2, 4-8, 9-10, and 15-19). With regard to Attachment 2, the Companies seek confidential classification of the highlighted information in all lines for the columns “Upstream Pipeline,” “MDTQ,” “Capital Investment,” “Upfront Cost Reimbursement,” “Annual Rate,” “Cost p/Mile,” and the information in the two “Estimate” lines of the Column “Company.”

C. March 2, 2015 – CFG’s Responses to Commission Staff’s Second Data Request, in the following locations:

- CFG’s response to Data Request 1 (c) (page 3, highlighted amounts in paragraphs 1, 2, and 3 (except line 5) of section (c)); and

- Attachment A, the highlighted information in the line “Haines City Total Cost,” as well as the highlighted information and amounts in rows 7 – 10 for all identified columns.

D. March 31, 2015 – CFG’s Responses to Commission Staff’s Third Set of Data Requests, in the following locations:

- CFG’s response to Data Request 1 (page 1, paragraph 1, highlighted information in lines 6, 9, 10, and 12);
- CFG’s response to Data Request 2 (a) (page 5, highlighted amounts in paragraph 1, line 4 and paragraph 2, lines 2 – 5); and
- CFG’s response to Data Request 2(c) (page 7, highlighted amounts in numbered paragraph 1, lines 2-3; numbered paragraph 3, line 2; numbered paragraph 4, line 2; numbered paragraph 5, line 3 (but not 4), but not the information in numbered paragraph 6).

Consistent with the Companies’ prior representations, the above-identified information represents information that the Companies treat as proprietary confidential business information consistent with the definition of that term in Section 366.093, Florida Statutes.

2. The information for which the Companies seek a protective order is information that both treat 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:

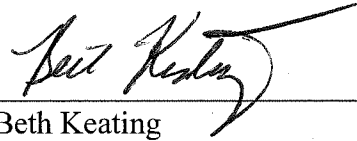
- (a) Trade secrets.
- (b) Internal auditing controls and reports of internal auditors.
- (c) Security measures, systems, or procedures.
- (d) Information concerning bids or other contractual data, the disclosure of which would impair the efforts of the public utility or its affiliates to contract for 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.

3. The information identified includes costs and allocation information that could be used by competitors to extrapolate the contractual terms, specific contract terms and customer information, as well as system requirements information. If this information were disclosed publicly, the Companies' respective abilities to contract for services, or with other large customers, could be significantly impaired, which ultimately would have an adverse impact on the Companies' ratepayers as well. The information at issue, therefore, falls within Section 366.093(3)(d) and (e), Florida Statutes.

4. The OPC has requested access to the referenced information. The Companies, therefore, now seek a protective order protecting the referenced information while in the OPC's possession.

WHEREFORE, the Florida Division of Chesapeake Utilities Corporation and Peninsula Pipeline Company respectfully request that the Commission issue a Temporary Protective Order to protect the information identified herein for which the Company has previously requested confidential classification, as "proprietary confidential business information," and thus, exempt from Section 119.07, Florida Statutes, while in the possession of the Office of Public Counsel.

RESPECTFULLY SUBMITTED this 10th day of April, 2015.

A handwritten signature in cursive script, appearing to read "Beth Keating", written in black ink. The signature is positioned above a horizontal line.

Beth Keating
Gunster, Yoakley & Stewart, P.A.
215 South Monroe St., Suite 601
Tallahassee, FL 32301
(850) 521-1706

CERTIFICATE OF SERVICE

I HEREBY ATTEST that a true and correct copy of the foregoing Request has been served upon the following by U.S. Mail this 10th day of April, 2015:

Honorable J.R. Kelly
Office of Public Counsel
c/o the Florida Legislature
111 West Madison Street, Rm 812
Tallahassee, FL 32399-1400



Beth Keating, Esq.
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