

State of Florida



Public Service Commission

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

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

DATE: September 30, 2016

TO: Walter Trierweiler, Senior Attorney, Office of the General Counsel

FROM: Dylan Andrews, Public Utility Analyst I, Division of Accounting & Finance *DA*

RE: Utilities, Inc. (Friedman) - (CONFIDENTIAL) Certain information provided in connection with 2013, 2014, and 2015 financial statements, per staffs request in connection with the interim revenue request.

Pursuant to 347.156, Florida Statutes (F.S), and Rule 25-22.006, Florida Administrative Codes, Utilities Inc. of Florida requested confidential classification of certain highlighted information on Document No. 07740-16. Staff has reviewed Utilities Inc. of Florida's confidentiality request and agrees that the nature of the information meets the requirements set forth in Section 367.156, F.S. Therefore, staff recommends that the request for confidentiality of certain information included in Document No. 07739-16 be approved.

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2016 OCT -5 PM 2:59
COMMISSION
CLERK



Public Service Commission

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

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

DATE: September 23, 2016

TO: Division of Accounting and Finance, Office of Primary Responsibility

FROM: OFFICE OF COMMISSION CLERK

RE: CONFIDENTIALITY OF CERTAIN INFORMATION
DOCKET NO: 160101-WS DOCUMENT NO: 07740-16
DESCRIPTION: Utilities, Inc. (Friedman) - (CONFIDENTIAL) Certain information provided in connection with 2013, 2014, and 2015 financial statements, per staffs request in connection with the interim revenue request.
SOURCE: Utilities, Inc. of Florida

The above confidential material was filed along with a request for confidential classification (DN 07739-16). Please complete the following form by checking all applicable information and forward it to the attorney assigned to the docket, along with a brief memorandum supporting your recommendation.

- 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.

This response was prepared by Dylan Andrews on 9/30/2016, a copy of which has been sent to the Office of Commission Clerk and the Office of General Counsel.

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for an increase in water and
wastewater rates in Charlotte, Highlands, Lake,
Lee, Marion, Orange, Pasco, Pinellas, Polk,
and Seminole Counties by Utilities, Inc. of Florida

Docket No. 160101-WS

2016 SEP 22 PM 2:36

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COMMISSION
CLERK

REDACTED

**UTILITIES, INC. OF FLORIDA'S
REQUEST FOR CONFIDENTIAL CLASSIFICATION**

Utilities, Inc. of Florida (the "Utility"), by and through its undersigned counsel, files this Request for Confidential Classification in relation to the 2013, 2014 and 2015 Financial Statements, filed at the Commission Staff's request in connection with the Utility's interim revenue request.

1. Pursuant to 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 provided to in connection with the Staff's consideration of the appropriate security for the Utility's interim revenue request be classified as proprietary confidential business information under Section 367.156(2), Florida Statutes, and Rule 25-22.006, Florida Administrative Code (the "Confidential Information"). If this request is granted, then the subject portions of Financial Statements 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. The information is attached hereto both in highlighted and redacted format.

3. The information produced in response to Staff's request for the Consolidated Financial Statement of its parent, Utilities, Inc. are intended to be and are treated by the Utility as private and confidential and has not been disclosed externally and has been strictly controlled internally.

4. The Commission has previously granted confidential classification of UI's Financial Statements in Order Nos. PSC-14-0222-CFO-WS, PSC-14-0240-CFO-WS.

Do your check marks
match matrix?

WHEREFORE, Utilities, Inc. of Florida prays for the entry of an order treating the information identified in this Motion as confidential and exempt from disclosure.

Respectfully submitted this 21st day of September, 2016, by:

FRIEDMAN & FRIEDMAN, P.A.
766 N. Sun Drive, Suite 4030
Lake Mary, FL 32746
Telephone: (407) 830-6331
E-Mail: mfriedman@ff-attorneys.com

/s/ Martin S. Friedman

MARTIN S. FRIEDMAN
For the Firm

Exhibit "A"
JUSTIFICATION MATRIX

Location (Document name and location of information)	Justification
<p><u>Consolidated Financial Statements:</u> <u>2013</u></p> <p><u>Location:</u> Pages 3, 4 & 6. The amounts under columns headings 2013 and 2012 Page 5. The amounts under columns headings Paid-in Capital, Retained Earnings & Total Pages 7 & 8. Note 2. the text and the table Page 11, Note 3. 1st paragraph under Income Taxes Page 12. Note 4. all text Pages 12 & 13. Note 5. 1st and 2nd paragraphs Pages 13, 14 & 15. Notes 6, 7 & 9. The amounts under columns headings 2013 and 2012 Page 15 & 16. Notes 10, 11 & 12 Pages 17, 18 & 19. Note 15. The amounts under columns headings 2013 and 2012, and the last paragraph Pages 19 & 20. Note 16. the last sentence of the first paragraph, and the amounts in the table Pages 21 & 22. Note 17. all text and the table</p>	<p>§367.156(3)(a),(b),(d) & (e): Disclosure of the financial statements of Utilities Inc., which is not a public company and is not subject to public disclosure of its financial statements would impair Utilities, Inc.'s competitive interests, could be used to discern trade secrets, or harm its ability to contract for goods and services on a favorable basis. Utilities, Inc. keeps this information strictly confidential also to prevent competitors and prospective counterparties from information which could be used in future negotiations to the disadvantage of Utilities, Inc. and its affiliates.</p>
<p><u>Consolidated Financial Statements:</u> <u>2014</u></p> <p><u>Location:</u> Pages 2, 34 & 5. The amounts under columns headings 2013 and 2014 Page 4. The amounts under columns headings Paid-in Capital, Retained Earnings & Total Page 9. Note 3. 1st paragraph under Income Taxes Page 11. Note 3. all text Page 12 & 13. Notes 4, 5 & 7. The amounts under columns headings 2013 and 2014; All of Note 6. Page 14 and 15. Note 8 Page 15. Note 10 Page 16. Note 11</p>	<p>§367.156(3)(a),(b),(d) & (e): Disclosure of the financial statements of Utilities Inc., which is not a public company and is not subject to public disclosure of its financial statements would impair Utilities, Inc.'s competitive interests, could be used to discern trade secrets, or harm its ability to contract for goods and services on a favorable basis. Utilities, Inc. keeps this information strictly confidential also to prevent competitors and prospective counterparties from information which could be used in future negotiations to the disadvantage of Utilities, Inc. and its affiliates.</p>

<p>Pages 16, 17 & 18, Note 13, The amounts under columns headings 2013 and 2014, and the second and last paragraphs on page 18 Pages 18 & 19, Note 14, the last sentence of the first paragraph, and the amounts in the table</p>	
<p><u>Consolidated Financial Statements:</u> <u>2015</u></p> <p><u>Location:</u> Pages 2 – 3 & 5, The amounts under columns headings 2015 and 2014 Page 4, The amounts under columns headings Paid-in Capital, Retained Earnings & Total Page 6, Note 2, the text and the table Page 9, Note 3, 1st paragraph under Income Taxes Page 10-11, Note 4, all text Page 11, Note 3, Page 12, Notes 4 & 5, The amounts under columns headings 2015 and 2014 Page 13, Note 6 Page 13, Note 7, The amounts under columns headings 2015 and 2014 Pages 14 & 15, Note 8, Page 16, Note 15, the last sentence of the first paragraph, and the amounts in the table Page 16, Notes 10 & 11 Pages 16 & 17, Note 13, The amounts under columns headings 2015 and 2014, and the second and last paragraphs on page 18 Pages 18 & 19, Note 14, the last sentence of the first paragraph and the amounts in the table</p>	<p>§367.156(3)(a),(b),(d) & (e): Disclosure of the financial statements of Utilities Inc., which is not a public company and is not subject to public disclosure of its financial statements would impair Utilities, Inc.'s competitive interests, could be used to discern trade secrets, or harm its ability to contract for goods and services on a favorable basis. Utilities, Inc. keeps this information strictly confidential also to prevent competitors and prospective counterparties from information which could be used in future negotiations to the disadvantage of Utilities, Inc. and its affiliates.</p>