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July 19, 2019

**Hand Delivery**

Mr. Adam Teitzman, Clerk  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

**REDACTED**

RECEIVED-FPSC  
2019 JUL 19 PM 3:43  
COMMISSION CLERK

Re: [NEW FILING] - In re: Joint Petition for Approval of Restructured Nassau County Agreements to reflect Callahan Expansion by Florida Public Utilities Company, Peoples Gas System, Peninsula Pipeline Company Inc. and SeaCoast Gas Transmission, LLC

Dear Mr. Teitzman:

Enclosed for filing, please find the original and seven copies of Peninsula Pipeline Company's Request for Confidential Classification of certain information contained in Exhibit B to the above referenced Petition, which is Amendment No. 1 to its transportation service agreement with Florida Public Utilities Company. Also enclosed are one highlighted, and two redacted copies of the pertinent page of Exhibit B (Exhibit A to the Amendment), consistent with Rule 25-22.006, F.A.C.

Thank you for your assistance with this filing. As always, please don't hesitate to let me know if you have any questions whatsoever.

- COM \_\_\_\_\_
- AFD \_\_\_\_\_
- APA \_\_\_\_\_
- ECO 6
- ENG \_\_\_\_\_
- GCD 1
- IDM \_\_\_\_\_
- CLK \_\_\_\_\_

Kind regards,

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

MEK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Joint Petition for Approval of Restructured ) DOCKET NO.  
Nassau County Agreements to reflect Callahan )  
Expansion by Florida Public Utilities Company, ) FILED: July 19, 2019  
Peoples Gas System, Peninsula Pipeline Company, )  
Inc. and SeaCoast Gas Transmission, LLC )  
\_\_\_\_\_ )

**PENINSULA PIPELINE COMPANY'S REQUEST FOR CONFIDENTIAL  
CLASSIFICATION**

Peninsula Pipeline Company ("Peninsula" or "Company") by and through its undersigned counsel, pursuant to Section 366.093, Florida Statutes, and consistent with Rule 25-22.006(3), Florida Administrative Code, hereby submits its Request for Confidential Classification for information contained in Exhibit B (Amendment No. 1 to Transportation Services Agreement) to its Joint Petition for Approval of Restructured Nassau County Agreements to Reflect Callahan Expansion. The information for which the Company seeks confidential treatment is information that is similar to that which the Commission afforded confidential classification by Order No. PSC-2012-0118-CFO-GU, issued March 14, 2012, in the proceeding approving the underlying Transportation Services Agreement. In support thereof, Peninsula hereby states:

1. Peninsula seeks confidential classification of the highlighted rates and terms in the Agreement, which represent contractual information that both Peninsula and FPUC treat as proprietary confidential business information consistent with the definition of that term in Section 366.093, Florida Statutes.
2. The information for which Peninsula seeks confidential classification is information that the Company and FPUC 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. Specifically, Peninsula seeks confidential classification of the information in Exhibit A to Amendment No. 1 of the Firm Transportation Service Agreement, at p. 2. The subject information is set forth and referenced as follows:

- Data in Column identified as "MDTQ, in Dekatherms, excluding Fuel Retention"
- Data associated with line identified as: "Total MDTQ (Dekatherms)"
- Data associated with line identified as: "Fuel Retention Percentage"
- Data associated with and in the first line of section titled: "Monthly Reservation Charge"

Release of the referenced information as a public record would harm both Peninsula and FPUC's business operations and ratepayers by impairing the Companies' respective abilities to effectively negotiate for goods and services. Thus, the information meets the definition of

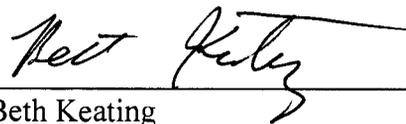
“proprietary confidential business information” as set forth in Section 366.093(3)(e), Florida Statutes. As such, Peninsula requests that the Commission protect this information consistent with Rule 25-22.006, Florida Administrative Code.

4. Included with this Request is a highlighted copy of the Transportation Service Agreement reflecting the confidential information. Also enclosed are two redacted copies of the Agreement.

5. Peninsula asks that confidential classification be granted for a period of at least 18 months. Should the Commission no longer find that it needs to retain the information, Peninsula respectfully requests that the confidential information be returned to the Company.

WHEREFORE, Peninsula respectfully requests that the highlighted information contained in its Amendment No. 1 to Transportation Service Agreement with Florida Public Utilities be classified as “proprietary confidential business information,” and thus, exempt from Section 119.07, Florida Statutes.

RESPECTFULLY SUBMITTED this 19th day of July, 2019.



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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, with a redacted copy of the Agreement, has been served upon the following by U.S. Mail this 19th Day of July, 2019:

Office of the Public Counsel c/o The Florida Legislature 111 West Madison St., Rm. 812 Tallahassee, FL 32399-1400	Mike Cassel AVP/Florida Public Utilities Company 1750 S 14 <sup>th</sup> St., Suite 200 Fernandina Beach, FL 32034 <a href="mailto:mcassel@chpk.com">mcassel@chpk.com</a>
Andrew M. Brown, Esq. <a href="mailto:ab@macfar.com">ab@macfar.com</a> Ansley Watson, Esq. <a href="mailto:aw@macfar.com">aw@macfar.com</a> Macfarlane Ferguson & McMullen P.O. Box 1531 Tampa, FL 33601	Paula K. Brown <a href="mailto:Regdept@tecoenergy.com">Regdept@tecoenergy.com</a> Tampa Electric Company P.O. Box 111 Tampa, FL 33601
Kandi M. Floyd <a href="mailto:kfloyd@tecoenergy.com">kfloyd@tecoenergy.com</a> Director – Regulatory Affairs Peoples Gas System P. O. Box 111 Tampa, FL 33601-0111 (813) 228-4668	



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AMENDMENT NO. 1 TO  
PENINSULA PIPELINE COMPANY, INC.  
FIRM TRANSPORTATION SERVICE AGREEMENT

EXHIBIT A  
TO  
AMENDMENT NO. 1  
TO  
FIRM TRANSPORTATION SERVICE AGREEMENT  
BETWEEN  
PENINSULA PIPELINE COMPANY, INC.  
AND  
FLORIDA PUBLIC UTILITIES COMPANY

DATED

July 19th, 2019

<u>Description of Delivery Point(s)</u>	<u>Description of Point(s) of Delivery</u>	<u>MDTQ, in Dekatherms, excluding Fuel Retention</u>
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See Below

See Below

[REDACTED]

Total MDTQ (Dekatherms): [REDACTED]

MHTP: 6%

Monthly Reservation Charge: [REDACTED]

Description of Delivery Point(s):

- 1) Interconnection with New Southern Natural Gas Cypress DRN # (to be determined) in the vicinity of the intersection of the Cypress Pipeline and Crawford Road approximately 4.9 mile West of State Road 200 on Crawford Road in Nassau County, FL