



Joel T. Baker  
Principal Attorney  
Florida Power & Light Company  
700 Universe Boulevard  
Juno Beach, FL 33408-0420  
(561) 691-7255  
(561) 691-7135 (Facsimile)  
E-mail: joel.baker@fpl.com

July 28, 2022

**VIA HAND DELIVERY**

Mr. Adam Teitzman  
Division of the Commission Clerk and Administrative Services  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

**REDACTED**

**Re: Docket No. 20220069-GU  
Florida City Gas's Request for Confidential Classification**

Dear Mr. Teitzman:

I enclose for filing in the above docket Florida City Gas's ("FCG") Request for Confidential Classification of Information contained in its response to the Federal Executive Agencies' ("FEA") First Request for Production of Documents No. 2. The Request includes Exhibits A, B (two copies), C and D.

Exhibit A consists of the confidential document, wherein all the information that FCG asserts is entitled to confidential treatment has been highlighted, that is the subject of FCG's Request for Confidential Classification. Exhibit B is an edited version of Exhibit A, in which the information FCG asserts is confidential has been redacted. Since the document that is the subject of this Request is confidential in its entirety, FCG has included only an identifying cover page in Exhibit B. Exhibit C is a justification table in support of FCG's Request for Confidential Classification. Exhibit D contains the declaration in support of FCG's Request. In accordance with Rule 25-22.006(3)(d), FCG requests confidential treatment of the information in Exhibit A pending disposition of FCG's Request for Confidential Classification.

Please contact me if you or your Staff has any questions regarding this filing.

Sincerely,

/s/ Joel T. Baker  
Joel T. Baker  
Fla. Bar No. 0108202

- COM \_\_\_\_\_
- AFD \_\_\_\_\_
- APA \_\_\_\_\_
- ECO \_\_\_\_\_
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- GCL \_\_\_\_\_
- IDM \_\_\_\_\_
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Enclosures

RECEIVED-FPSC  
2022 JUL 28 PM 3:20  
COMMISSION CLERK

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Petition by Florida City Gas for Base  
Rate Increase.

Docket No. 20220069-GU

Filed: July 28, 2022

**FLORIDA CITY GAS'S REQUEST FOR CONFIDENTIAL CLASSIFICATION  
OF CERTAIN INFORMATION CONTAINED IN ITS RESPONSE TO THE  
FEDERAL EXECUTIVE AGENCIES' FIRST REQUEST FOR PRODUCTION  
OF DOCUMENTS (NO. 2)**

Pursuant to Section 366.093, Florida Statutes ("F.S."), and Rule 25-22.006, Florida Administrative Code, Florida City Gas ("FCG") hereby requests confidential classification of certain information provided in its response to the Federal Executive Agencies' ("FEA") First Request for Production of Documents No. 2, (referred to herein as the "Confidential Information"). In support of its Request, FCG states as follows:

1. FCG served its responses to FEA's First Request for Production of Documents on July 28, 2022. This request is being filed contemporaneously with service of those responses to request confidential classification of a document contained in FCG's response to FEA's First Request for Production of Documents No. 2, consistent with Rule 25-22.006, Florida Administrative Code. The following exhibits are included with and made a part of this request:
  - a. Exhibit A consists of a copy of the confidential document on which all the information that FCG asserts is entitled to confidential treatment has been highlighted.
  - b. Exhibit B consists of a redacted copy of the confidential document. Since the document that is the subject of this Request is confidential in its entirety, FCG has added an insert page so indicating.

c. Exhibit C is a table that identifies the document for which confidential treatment is being sought and references the specific statutory basis for the claim of confidentiality. Exhibit C also identifies the declarant who supports the requested classification.

d. Exhibit D contains the declaration of Mark Campbell in support of this Request.

2. The Confidential Information is intended to be and has been treated by FCG as private, its confidentiality has been maintained, and its disclosure would cause harm to FCG and its customers. Pursuant to Section 366.093, F.S., such materials are entitled to confidential treatment and are exempt from the disclosure provisions of the public records law. Thus, once the Commission determines that the information in question is proprietary confidential business information, the Commission is not required to engage in any further analysis or review such as weighing the harm of disclosure against the public interest in access to the information.

3. As described in the declaration included in Exhibit D, the Confidential Information that is the subject of this Request contains information relating to competitive interests, the disclosure of which would impair the competitive business the provider of the information. Specifically, the Confidential Information that is the subject of this Request involves a financial report obtained through a paid subscription service. This information is protected by Sections 366.093(3)(e), F.S.

4. Upon a finding by the Commission that the Confidential Information is proprietary confidential business information, the information should not be declassified for a period of at least eighteen (18) months and should be returned to FCG as soon as the information is no longer necessary for the Commission to conduct its business. *See* Section 366.093(4), F.S.

**WHEREFORE**, for the above and foregoing reasons, as more fully set forth in the supporting materials, Florida City Gas respectfully requests that its Request for Confidential Classification be granted.

Respectfully submitted this 28<sup>th</sup> day of July 2022.

Joel T. Baker  
Principal Attorney  
Florida Power & Light Company  
700 Universe Boulevard  
Juno Beach, FL 33408-0420  
Phone: 561-691-7255  
Fax: 561-691-7135  
Email: [joel.baker@fpl.com](mailto:joel.baker@fpl.com)

By:  /s/ Joel T. Baker  
Joel T. Baker  
Fla. Bar No. 0108202

**CERTIFICATE OF SERVICE**

20220069-GU

I **HEREBY CERTIFY** that a true and correct copy of the foregoing has been furnished by electronic mail this 28th day of July 2022 to the following parties:

<p>Walter Trierweiler, Esquire Matthew Jones, Esquire Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399 <a href="mailto:wtrierwe@psc.state.fl.us">wtrierwe@psc.state.fl.us</a> <a href="mailto:majones@psc.state.fl.us">majones@psc.state.fl.us</a> <i>For Commission Staff</i></p>	<p>Office of Public Counsel c/o The Florida Legislature 111 West Madison Street, Room 812 Tallahassee, FL 32399-1400 <a href="mailto:Gentry.richard@leg.state.fl.us">Gentry.richard@leg.state.fl.us</a> <a href="mailto:wessling.mary@leg.state.fl.us">wessling.mary@leg.state.fl.us</a> <i>For Office of Public Counsel</i></p>
<p>Beth Keating Gunster, Yoakley &amp; Stewart, P.A. 215 South Monroe St., Suite 601 Tallahassee, FL 32301 <a href="mailto:BKeating@gunster.com">BKeating@gunster.com</a> <i>For Florida City Gas</i></p>	<p>T. Jernigan/H. Buchanan/E. Payton/R. Franjul/M.Duffy 139 Barnes Drive, Suite 1 Tyndall AFB FL 32403 <a href="mailto:thomas.jernigan.3@us.af.mil">thomas.jernigan.3@us.af.mil</a> <a href="mailto:holly.buchanan.1@us.af.mil">holly.buchanan.1@us.af.mil</a> <a href="mailto:ebony.payton.ctr@us.af.mil">ebony.payton.ctr@us.af.mil</a> <a href="mailto:rafael.franjul@us.af.mil">rafael.franjul@us.af.mil</a> <a href="mailto:ULFSC.Tyndall@us.af.mil">ULFSC.Tyndall@us.af.mil</a> <a href="mailto:marcus.duffy.3@us.af.mil">marcus.duffy.3@us.af.mil</a> <i>For Federal Executive Agencies</i></p>

By:     /s/ Joel T. Baker      
Joel T. Baker  
Fla. Bar No. 0108202

**EXHIBIT B**

**REDACTED**

The documents responsive to FEA's First Request for Production of Documents No. 2, Bates Nos. 004677-004695 are confidential in their entirety.

# **EXHIBIT C**

## **JUSTIFICATION TABLE**



**EXHIBIT C**

**COMPANY:** Florida City Gas  
**TITLE:** Petition by Florida City Gas for Base Rate Increase.  
**DOCKET NO.:** 20220069-GU  
**DATE:** July 28, 2022

<b>Int/POD No.</b>	<b>Description</b>	<b>Bates Nos.</b>	<b>Page No. Line / Column</b>	<b>Florida Statute 366.093(3) Subsection</b>	<b>Declarants</b>
FEA 1 <sup>st</sup> POD, No. 2	Blue Chip Financial Forecasts – Dec. 21, 2021	004677-004695	All	(e)	Mark Campbell

# **EXHIBIT D**

# **DECLARATIONS**

**EXHIBIT D**

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Petition by Florida City Gas for Base Rate Increase.

Docket No: 20220069-GU

**DECLARATION OF MARK CAMPBELL**

1. My name is Mark Campbell. I am currently employed by Florida Power & Light Company (“FPL”) as Senior Director, Financial Forecasting. I have personal knowledge of the matters stated in this written declaration.

2. I have reviewed the documents referenced and incorporated in Florida City Gas’s (“FCG”) Request for Confidential Classification, specifically the materials provided in response to the Federal Executive Agencies’ First Request for Production of Documents No. 2. The documents or materials that I have reviewed and which are asserted by FCG to be proprietary confidential business information contain information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of the information. Specifically, the information involves a report related to financial forecasts that was received through a paid subscription service. To the best of my knowledge, FCG has maintained the confidentiality of these documents and materials.

3. Consistent with the provisions of the Florida Administrative Code, such materials should remain confidential for a period of not less than 18 months. In addition, they should be returned to FCG as soon as the information is no longer necessary for the Commission to conduct its business so that FCG can continue to maintain the confidentiality of these documents.

4. Under penalties of perjury, I declare that I have read the foregoing declaration and that the facts stated in it are true to the best of my knowledge and belief.

*Mark Campbell*

\_\_\_\_\_  
Mark Campbell

Date: 07/28/2022