



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

September 21, 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 Staff of the Florida Public Service Commission's ("Staff") Fifth Set of Interrogatories No. 64. The Request includes Exhibits A, B (two copies), C, and D.

Exhibit A consists of the confidential document that is the subject of FCG's Request for Confidential Classification, wherein all the information that FCG asserts is entitled to confidential treatment has been highlighted. Exhibit B is an edited version of Exhibit A, in which the information FCG asserts to be confidential has been redacted. 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), Florida Administrative Code, 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

Enclosures

- COM \_\_\_\_\_
- AFD \_\_\_\_\_
- APA \_\_\_\_\_
- ECO \_\_\_\_\_
- ENG** 1 Exh "B"
- GCL \_\_\_\_\_
- IDM \_\_\_\_\_
- CLK \_\_\_\_\_

RECEIVED-FPSC  
2022 SEP 21 PM 4:01  
COMMISSION  
CLERK

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Petition for rate increase by Florida City  
Gas

Docket No. 20220069-GU

Filed: September 21, 2022

**FLORIDA CITY GAS'S REQUEST FOR CONFIDENTIAL CLASSIFICATION  
OF CERTAIN INFORMATION CONTAINED IN ITS RESPONSE TO THE STAFF OF  
THE FLORIDA PUBLIC SERVICE COMMISSION'S FIFTH SET OF  
INTERROGATORIES (No. 64)**

Pursuant to Section 366.093, Florida Statutes ("F.S."), and Rule 25-22.006, Florida Administrative Code ("F.A.C."), Florida City Gas ("FCG") hereby requests confidential classification of certain information provided in its response to the Staff of the Florida Public Service Commission's ("Staff") Fifth Set of Interrogatories No. 64 (referred to herein as the "Confidential Information"). In support of its Request, FCG states as follows:

1. FCG served its responses to Staff's Fifth Set of Interrogatories on September 21, 2022. Consistent with Rule 25-22.006, F.A.C., this request is being filed contemporaneously with service of those responses to request confidential classification of information contained in FCG's response to Staff's Fifth Set of Interrogatories No. 64. 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.
- 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 contains financial forecast data beyond FCG's 2023 test year, including forecasted capital expenditures and forecasted operations and maintenance expenses. 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 21<sup>st</sup> day of September 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

*Attorney for Florida City Gas*

**CERTIFICATE OF SERVICE**

20220069-GU

I **HEREBY CERTIFY** that a true and correct copy of the foregoing has been furnished by electronic mail this 21<sup>st</sup> day of September 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**

A	B	C	D	E	F	G
1	Florida City Gas Company		FCG 004865			
2	Docket No. 20220069-GU		20220069-GU			
3	Staff's Fifth Set of Interrogatories					
4	Interrogatory No. 64					
5	Attachment No. 1 of 1					
6	Tab 1 of 7					
7						
8						Docket No. 20220069-GU
9						High-Level 2024 to 2026 Revenue Requirements
10						
11						
12						
13						
14						
15	Line Description	2023	2024	2025	2026	Reference
16						
17	FPSC Adjusted Rate Base					
18						
19	1 Capital Expenditures	\$ 55,622				G-1, Page 26
20						OPCs 2nd Set, POD No. 39 (2024 - 2026 Support)
21						
22	2 Less: Estimated SAFE Capital Expenditures <sup>3</sup>	\$ 11,500	\$ 11,500	\$ 11,500	\$ 11,500	OPCs 1st Set, POD No. 1.
23						MFR G-2, Page 2 (with RSAM)
24						File: "WP 8 - Company Adjustment - SAFE RSAM"
25						Tab: "Total SAFE"
26						
27	3 Adjusted Capital Expenditures	\$ 44,122				
28						
29	4 Average Depreciation Rate <sup>1</sup>		2.44%	2.44%	2.44%	Exhibit LF-5(B), Page 10
30						
31	5 Annual Depreciation & Amortization	\$ 17,317	\$ 18,337	\$ 19,298	\$ 20,280	G-2 (with RSAM), Page 1
32						
33	6 FPSC Adjusted Rate Base	\$ 489,002	\$ 512,477	\$ 532,578	\$ 552,548	G-1 (with RSAM), Page 1
34						
35	7 FPSC Adjusted Rate Base - Incremental Growth		\$ 23,474	\$ 20,102	\$ 19,970	
36						
37	8 Pre-Tax Weighted Average Cost of Capital (WACC)		9.01%	9.01%	9.01%	G-3 (with RSAM), Page 2
38						
39	9 Property Tax Rate		1.80%	1.80%	1.80%	Exhibit MC-4, Page 3
40						
41	10 Revenue Requirement Multiple		10.81%	10.81%	10.81%	
42						
43	11 Revenue Requirement - Capital Initiatives		\$ 3,558	\$ 3,135	\$ 3,141	
44						
45	12 Operating Expenses					
46						
47	13 FPSC Adjusted O&M Expense <sup>4</sup>	\$ 25,981				G-2 (with RSAM), Page 1
48						G-2 (with RSAM), Page 2
49						OPCs 2nd Set, POD No. 39. (2024 - 2026 Support)
50	14 FPSC Adjusted O&M Expense - Incremental					
51						
52	15 Total Revenue Requirements - Incremental		\$ 3,975	\$ 3,735	\$ 3,641	
53						
54	16 Annual Surplus		\$ 3,975	\$ 7,710	\$ 11,351	
55						
56	17 Surplus - Rate Base Impact		\$ 215	\$ 632	\$ 1,030	
57						
58	18 Total Annual Surplus		\$ 4,190	\$ 8,342	\$ 12,381	
59						
60	19 Total Cumulative Surplus <sup>2</sup>		\$ 4,190	\$ 12,531	\$ 24,913	

# **EXHIBIT C**

# **JUSTIFICATION TABLE**



**EXHIBIT C**

**COMPANY:** Florida City Gas  
**TITLE:** Petition for rate increase by Florida City Gas  
**DOCKET NO.:** 20220069-GU  
**DATE:** September 21, 2022

<b>Int/POD No.</b>	<b>Description</b>	<b>Bates No.</b>	<b>Page Line / Column</b>	<b>Florida Statute 366.093(3) Subsection</b>	<b>Declarants</b>
Staff's 5 <sup>th</sup> INT., No. 64	Financial Forecast – Capital Expenditures and O&M Expense Beyond 2023	004865	Page 1 Lines 1, 3, 13 and 14/ Cols. D-F	(e)	Mark Campbell

# **EXHIBIT D**

# **DECLARATIONS**

**EXHIBIT D**

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Petition for rate increase by Florida City  
Gas.

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 Staff of the Florida Public Service Commission’s (“Staff”) Fifth Set of Interrogatories No. 64. 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 contains financial forecasts beyond FCG’s test year, including forecasted amounts for capital expenditures and operations and maintenance expenses. 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: 09/21/2022