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June 29, 2023

VIA HAND DELIVERY

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COMMISSION
CLERK

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

Re: Docket No. 20230023-GU; Petition for Rate Increase by Peoples Gas System, Inc.

Docket No. 20220219-GU; Peoples Gas System's Petition for Rate Approval of 2022 Depreciation Study

Docket No. 20220212-GU; Peoples Gas System's Petition for Approval of Depreciation Rate and Subaccount for Renewable Natural Gas Facilities Leased to Others

Dear Mr. Teitzman:

Enclosed for filing in the above docket is Peoples Gas System, Inc.'s Request for Confidential Classification of certain information contained in the Direct Testimony and Exhibits of Lane Kollen. Also enclosed is an accompanying CD containing the public (redacted) version of these documents.

Thank you for your assistance in connection with this matter.

Sincerely,

Virginia Ponder

VLP/ne
Attachment

cc: All parties of record (w/att.)

COM _____
AFD 1 redacted CD
APA _____
ECO _____
ENG _____
GCL _____
IDM _____
CLK _____

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Petition for Rate Increase by Peoples Gas System, Inc.	DOCKET NO. 20230023-GU
Peoples Gas System's Petition for Rate Approval of 2022 Depreciation Study	DOCKET NO. 20220219-GU
Peoples Gas System's Petition for Approval of Depreciation Rate and Subaccount for Renewable Natural Gas Facilities Leased to Others	DOCKET NO. 20220212-GU FILED: June 29, 2023

**PEOPLES GAS SYSTEM INC.'S
REQUEST FOR CONFIDENTIAL CLASSIFICATION**

Peoples Gas System, Inc. ("Peoples" or "the company"), pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, hereby requests confidential classification of the yellow highlighted information contained in the following described document(s) ("the Document(s)") stamped "CONFIDENTIAL" and all information that is or may be printed on yellow paper stock stamped "CONFIDENTIAL" within the Document(s), all of said confidential information being hereinafter referred to as "Confidential Information.").

Description of the Document(s)

On June 2, 2023, the Office of Public Counsel ("OPC") filed the Direct Testimony and Exhibits of Lane Kollen. *See* DN 03749-2023; DN 03750-2023. OPC designated these materials as confidential in order to provide Peoples an opportunity to review them and identify if any components thereof constitute proprietary confidential business information. *See* DN 03749-2023. That same day, Peoples filed a Notice of Intent to Request Confidential Classification covering Mr. Kollen's testimony and exhibits. *See* DN 03776-2023. Peoples later amended this Notice of Intent. *See* DN 03788-2023.

Pursuant to the Amended Notice of Intent, Peoples identified certain portions of Mr. Kollen's testimony and exhibits as specified on Exhibit "A," that it believes constitute confidential information ("Confidential Information") and has designated it as such by highlighting. Peoples' requests confidential classification for this information such that it will be entitled to protection against public disclosure pursuant to Section 366.093, Florida Statutes. In support of this request, the company states:

1. Subsection 366.093(1), Florida Statutes, provides that any records "found by the Commission to be proprietary confidential business information shall be kept confidential and shall be exempt from s. 119.07(1), Florida Statutes [requiring disclosure under the Public Records Act]." 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; and (f) employee personnel information unrelated to compensation, duties, qualifications, or responsibilities. §366.093(3)(a)-(f), Fla. Stat. The Confidential Information that is the subject of this request and motion falls within one or more of these statutory categories and, thus, constitutes proprietary confidential business information entitled to protection under Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code.

2. Attached hereto as Exhibit "A" is a justification for confidential treatment of the Confidential Information contained in the Documents.

3. The public versions of the Documents with the Confidential Information are included as Exhibit B.

4. The Confidential Information contained in the Documents is intended to be and is treated by Peoples as private and has not been publicly disclosed.

Requested Duration of Confidential Classification

6. Pursuant to Rule 25-22.006(9)(a), Peoples requests that the Confidential Information be treated by the Commission as confidential proprietary business information for 18 months. If, and to the extent that the company is in need of confidential classification of the Confidential Information beyond the 18-month period set forth in the Commission rule, the justification and grounds for such extended confidential treatment are set forth in Exhibit "C" to this request and motion.

WHEREFORE, Peoples Gas System, Inc. respectfully requests that the Confidential Information that is the subject of this request and motion be accorded confidential classification for the reasons set forth herein and for 18 months.

DATED this 29th day of June 2023.

Respectfully submitted,



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ATTORNEYS FOR PEOPLES GAS SYSTEM, INC.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Motion, filed on behalf of Peoples Gas System, Inc., has been furnished by electronic mail on this 29th day of June, 2023 to the following:

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ATTORNEY

EXHIBIT A
DIRECT TESTIMONY AND EXHIBITS OF LANE KOLLEN
JUSTIFICATION FOR CONFIDENTIAL TREATMENT

<u>Portion of Testimony</u>	<u>Document Description</u>	<u>Description of Information</u>	<u>Justification</u>
Exhibit LK-2 pages 3-15	2023 Transaction legal memo produced in response to OPC's First Request for Production of Documents Request, Number 46.	The Highlighted Text	(1)
Exhibit LK-16, pages 2-4	Board slides – 2022 Q3 Forecast produced in response to OPC's Eighth Request for Production of Documents Request, Number 95.	The Highlighted Text	(2)
Exhibit LK-16, pages 5-8	Board slides – 2023 Budget produced in response to OPC's Eighth Request for Production of Documents Request, Number 95.	The Highlighted Text	(2)
Exhibit LK 16, pages 6-8	Board slides – 2023 Q1 Forecast produced in response to OPC's Eighth Request for Production of Documents Request, Number 95.	The Highlighted Text	(2)
Exhibit LK-17 pages 3 of 3	Non-bates numbered individual tab from a larger Excel file produced in response to OPC's Fourth Set of Interrogatories, Number 203 listing outside contractor information	The Highlighted Text	(3)
Testimony page 9, lines through page 10, line 5	Discussing and quoting from the 2023 Transaction legal memo produced in response to OPC's First Request for Production of Documents Request, Number 46.	The Highlighted Text	(1)

<p>Testimony page 29, lines 9-13</p>	<p>Discussion of confidential board slides produced in response to OPC's Eighth Request for Production of Documents Request, Number 95.</p>	<p>The Highlighted Text</p>	<p>(1)</p>
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(1) This document is a confidential legal memorandum related to the 2023 Transaction. The highlighted text constitutes “[i]nformation relating to competitive interests, the disclosure of which would impair the competitive business of the provider of the information” under Section 366.093(3)(e), Florida Statutes.

(2) The highlighted text consists of portions of presentations made to the Board of Directors. This text constitutes “[i]nformation relating to competitive interests, the disclosure of which would impair the competitive business of the provider of the information” under Section 366.093(3)(e), Florida Statutes.

(3) This document is a spreadsheet that contains contractor information. This information accordingly consists of “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” and “information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of the information.” This information is protected by Section 366.093(3)(d) and (e) of the Florida Statutes.

EXHIBIT B
PUBLIC VERSION(S) OF THE DOCUMENT(S)

Attached hereto (unless previously filed as may be noted below) are two public versions of the Document(s) with the Confidential Information redacted.

Public Version(s) of the Document(s) attached	_____
Public Version(s) of the Document(s) attached in CD format	_____X_____