

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for increase in water and
wastewater rates in Orange County by
Pluris Wedgefield, LLC

Docket No. 20230083-WS

PLURIS WEDGEFIELD, LLC's
MOTION FOR TEMPORARY PROTECTIVE ORDER

Pluris Wedgefield, LLC (“Utility”), by and through its undersigned counsel, and pursuant to Rule 25-22.006(6)(c), Florida Administrative Code, hereby moves this Commission for a Temporary Protective Order to exempt from Section 119.07(1), Florida Statutes, certain confidential information submitted to the Office of Public Counsel (“OPC”) in response to OPC’s Second Request for Production of Documents (“PODs”) No. 10. As grounds therefore, the Utility states:

1. OPC, via its POD No. 10 has requested copies of parent company Tax Returns for 2019-2023. While these Tax Returns are not relevant and will not lead to the discovery of relevant evidence, they will be provided only if confidentiality is assured. By OPC’s acceptance of the Tax Returns, OPC agrees that should the Tax Returns not be deemed confidential, OPC will destroy any copies in its possession. The parent company is privately held and its Tax Return are intended to be and are treated as confidential.

2. The Confidential Information is proprietary confidential business information. Under Section 367.156, Florida Statutes, this Commission has the authority to classify certain material as proprietary confidential business information thereby exempting the material from public disclosure under Section 119.07(1), Florida Statutes.

3. Rule 25-22.006(6)(c), Florida Administrative Code, permits a utility to agree to allow OPC to inspect or take possession of confidential information for the limited purpose of determining

whether such information will be used in a proceeding, and to seek a temporary protective order to ensure the confidentiality of such information during that process.

4. Pursuant to Rule 25-22.006(6)(c), Florida Administrative Code, the Utility will make the Confidential Information available to OPC for inspection to determine whether the Confidential Information will be used in a proceeding. The Confidential Information will be made available to Staff upon the Commission granting a Request for Confidential Classification.

5. Pursuant to Rule 25-22.006(6)(c), F.A.C., OPC must return the Confidential Information to the Utility if the Confidential Information will not be used in a proceeding. If OPC intends to use the Confidential Information in a proceeding, then OPC must notify the Utility so that the Utility may move for a full protective order under Rule 25-22.006(6)(a), F.A.C.

WHEREFORE, Pluris Wedgefield, LLC requests this Commission grant a Temporary Protective Order against public disclosure of the Confidential Information provided by the Utility to OPC in response to OPC POD No. 10.

Respectfully submitted this 18th day of January,
2024.

Dean Mead Law Firm
420 S. Orange Ave., Suite 700
Orlando, FL 32801
Telephone: (407) 310-2077
mfriedman@deanmead.com
/s/ Martin S. Friedman
Martin S. Friedman, Esquire

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by

E-mail to the following parties this 18th day of January, 2024:

Walt Trierweiler, Esquire
Octavio Simoes-Ponce, Esquire
Office of Public Counsel
c/o The Florida Legislature
111 W. Madison Street, Room 812
Tallahassee, FL 32399-1400
trierweiler.walt@leg.state.fl.us
ponce.octavio@leg.state.fl.us

Jennifer Crawford, Esquire
Austin Watrous, Esquire
Office of General Counsel
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850
jcrawfor@psc.state.fl.us
awatrous@psc.state.fl.us

/s/ Martin S. Friedman
Martin S. Friedman