

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
REQUEST FOR CONFIDENTIAL CLASSIFICATION**

Pluris Wedgefield, LLC (“Utility”), by and through its undersigned counsel, and pursuant to Section 367.156, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, files this Request for Confidential Classification in relation to certain documents responsive to Office of Public Counsel’s First Set of Interrogatories #1h in the above-referenced Docket, which the Staff has requested access to.

1. Pursuant to 367.156, Florida Statutes, this Commission has the authority to classify certain material as proprietary confidential business information. This classification exempts the material from public disclosure under Section 119.07(1), Florida Statutes.

2. The Utility requests that employee salary information provided to OPC in response to OPC’s First Set of Interrogatories in the above-referenced Docket, and to the Staff at its request, be classified as proprietary confidential business information under Section 367.156(2), Florida Statutes, and Rule 25-22.006, Florida Administrative Code (“Confidential Information”). If this request is granted, then the subject portions of the documents produced will be exempt from Section 119.07(1), Florida Statutes. Attached hereto as Exhibit “A” is a Justification Matrix providing a justification for the Utility’s request. The information is attached hereto in redacted format. A copy of this Request with the information in redacted format, and in separate envelope in highlighted format will be sent to the Commission Clerk.

3. OPC in its First Set of Interrogatories #1h, had requested that the Utility provide annual salary information for the test year. The document was provided to OPC pursuant to a Motion for Temporary Protective Order. Staff has requested a copy of this salary information. The Utility treats employee salary information as strictly confidential. This information should be classified as proprietary confidential business information because its disclosure would impair the Utility's competitive interests, provide other utility companies information to lure employees away (thereby driving up salaries and rates), and create circumstances under which infighting and employee morale could be negatively affected. See, *Florida Power & Light Company et al. v. Public Service Commission*, 31 So. 3d 860 (Fla. 1st DCA 2010). Further, requiring the disclosure of each employee's compensation information violates each employee's right to privacy under Article I, Section 23 of the Florida Constitution.

WHEREFORE, Pluris Wedgefield, LLC requests this Commission enter an order treating the information identified in this Request as confidential and exempt from disclosure.

Respectfully submitted this 1st day of February, 2024
by:

Dean Mead
420 S. Orange Ave., Suite 700
Orlando, FL 32801
Telephone: (407) 310-2077
mfriedman@deanmead.com

/s/Martin S. Friedman
MARTIN S. FRIEDMAN
For the Firm

**Exhibit “A”
JUSTIFICATION MATRIX**

Location (Document name and location of information)	Justification
<p><u>Pluris Wedgefield Employees</u></p> <p>The salary amounts listed in the Column Labeled “Salaries.”</p>	<p>§367.156(3)(d) Disclosure of salary data would impair the ability of the Utility to contract for employees on favorable terms.</p> <p>§367.156(3)(e) Disclosure of the compensation data would impair the Utility’s competitive interests as described in <u>Florida Power & Light Company et al. v. Public Service Commission</u>, 31 So. 3d 860 (Fla. 1st DCA 2010). The Utility keeps this information strictly confidential to prevent other utilities from stealing their employees and to prevent lowered morale and infighting among employees who have the same position but varying wages.</p> <p>Article I, Section 23 of the Florida Constitution. Disclosure of the information would invade the privacy rights of the employee.</p>

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 1st day of February, 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

2022 Salaries & Wages

	Salaries
Carly Bohm	
Rebecca Casanova	
Tiffany Davidson	
Brooke Duff	
Maurice Gallarda	
Erica Gandy	
Yaneris Gant	
Miguel Garcia	
Anna Hall	
Laura Jones	
Janelle Kapolczynski	
Andrea Keen	
Kirsten Larsen	
Marilu Ohl	
Jodi Pratt	
Kenneth Pratt	
Theresa Roblez	
Daniel Winters	
Beverly Yopp	
TOTALS	2,074,682
Capitalized Labor	(314,518)
Shared Services	(309,797)
Accruals	28,678
TOTAL	1,479,045