

Writer's Direct Dial Number: (850) 521-1706
Writer's E-Mail Address: bkeating@gunster.com

February 7, 2024

VIA HAND DELIVERY

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

REDACTED

RECEIVED-FPSC
2024 FEB - 7 PM 4: 09
COMMISSION
CLERK

Re: [New Filing] - Petition for Approval of Transportation Service Agreements for the Plant City Expansion and Lake Mattie System Expansion with the Florida Public Utilities Company by Peninsula Pipeline Company, Inc.

Dear Mr. Teitzman:

Enclosed for filing, please find the original and seven (7) copies of Peninsula Pipeline Company's Request for Confidential Classification of information contained in its Transportation Service Agreements with Florida Public Utilities Company for the Lake Mattie and Plant City projects, which have been filed under separate cover today. Included with this Request, consistent with Rule 25-22.006, F.A.C., are one highlighted and two redacted copies of the pages containing the confidential information.

Thank you for your assistance with this filing. As always, please don't hesitate to let me know if you have any questions whatsoever.

Sincerely,



Beth Keating
Gunster, Yoakley & Stewart, P.A.
215 South Monroe St., Suite 601
Tallahassee, FL 32301
(850) 521-1706

COM ___
AFD ___
APA ___
ECO 6
ENG ___
GCL 1
IDM ___
CLK ___

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for Approval of Transportation)	
Service Agreements for the Plant City)	Docket No.:
Expansion and Lake Mattie System Expansion)	
with the Florida Public Utilities Company by)	Filed: February 7, 2024
Peninsula Pipeline Company, Inc.)	

**PENINSULA PIPELINE COMPANY’S REQUEST FOR CONFIDENTIAL
CLASSIFICATION FOR INFORMATION**

Peninsula Pipeline Company (“Peninsula” or “Company”) by and through its undersigned counsel, pursuant to Section 366.093, Florida Statutes, and consistent with Rule 25-22.006(3), Florida Administrative Code, hereby submits its Request for Confidential Classification for information contained in two, separate Exhibits A, one to its Firm Transportation Service Agreement with Florida Public Utilities Company (“FPUC”) for its Lake Mattie Project, and the other associated with the Firm Transportation Service Agreement with FPUC for its Plant City Project, both of which have been submitted under separate cover today. The information for which the Company seeks confidential treatment is information that is similar to that which the Commission has afforded confidential classification in prior cases, namely Order No. PSC-2018-0146-CFO-GU, issued March 19, 2018 in Docket No. 20180015-GU. In support thereof, Peninsula hereby states:

1. Peninsula seeks confidential classification of the highlighted information in Exhibit A to the Firm Transportation Service Agreement for the Lake Mattie Project ("LM Contract") (page 16), in the line identifying the Total Maximum Daily Transportation Quantity (“Total MDTQ”) and following line for the Maximum Hourly Transportation Percentage (“MHTP”). In addition, Peninsula seeks confidential classification of the information in the line that identifies the

Monthly Reservation Charge, as well as the highlighted amount for the Unauthorized Use rate. With regard to Exhibit A to the Firm Transportation Service Agreement for the Plant City Project (PC Contract) (page 16), the Company seeks confidential classification of the total MDTQ, the MHTP, the Total Monthly Reservation Charge, and the Unauthorized Use rate. This information is directly related to the negotiated rates and terms of both the LM and PC Contracts, which both Peninsula and FPUC treat as proprietary confidential business information consistent with the definition of that term in Section 366.093, Florida Statutes.

2. The information for which Peninsula seeks confidential classification is information that the Company and FPUC both treat as confidential, and that meets the definition of "proprietary confidential business information" as set forth in Section 366.093(3), Florida Statutes, which provides:

(3) Proprietary confidential business information means information, regardless of form or characteristics, which is owned or controlled by the person or company, is intended to be and is treated by the person or company as private in that the disclosure of the information would cause harm to the ratepayers or the person's or company's business operations, and has not been disclosed unless disclosed pursuant to a statutory provision, an order of a court or administrative body, or private agreement that provides that the information will not be released to the public. 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.
- (f) Employee personnel information unrelated to compensation, duties, qualifications, or responsibilities.

3. Release of the referenced information as a public record would reveal the specific rate included in a competitive contract. Disclosure of this information would impair Peninsula's ability to compete for goods and services and provide its competitors with an unfair competitive advantage. As such, Peninsula requests that the Commission protect this information consistent with Rule 25-22.006, Florida Administrative Code. To the extent of Peninsula's knowledge, this information is not otherwise available in the public domain. Thus, the information meets the definition of "proprietary confidential business information" as set forth in Sections 366.093(3)(d) and (e), Florida Statutes. As such, Peninsula requests that the Commission protect this information consistent with Rule 25-22.006, Florida Administrative Code.

4. Included with this Request is a highlighted copy of the respective Exhibits A to the Firm Transportation Service Agreement (Lake Mattie) and the Firm Transportation Service Agreement (Plant City). In addition, two redacted copies of the document are enclosed.

5. Peninsula asks that confidential classification be granted for a period of at least 18 months. Should the Commission no longer find that it needs to retain the information, Peninsula respectfully requests that the confidential information be returned to the Company.

WHEREFORE, Peninsula respectfully requests that the highlighted information contained in each, attached Exhibit A to the executed Firm Transportation Service Agreements with FPUC be classified as "proprietary confidential business information," and thus, exempt

from Section 119.07, Florida Statutes.

RESPECTFULLY SUBMITTED this 7th day of February, 2024.



Beth Keating
Gunster, Yoakley & Stewart, P.A.
215 South Monroe St., Suite 601
Tallahassee, FL 32301
(850) 521-1706

CERTIFICATE OF SERVICE

I HEREBY ATTEST that a true and correct copy of the foregoing Request for Confidentiality has been served upon the following by Electronic Mail (redacted only) this 7th day of February, 2024:

Walt Trierweiler, Esquire
c/o the Florida Legislature
111 West Madison Street, Rm 812
Tallahassee, FL 32399-1400
Trierweiler.walt@leg.state.fl.us

Keith Hetrick, Esquire
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399
khetrick@psc.state.fl.us

By:


Beth Keating, Esq.
Gunster, Yoakley & Stewart, P.A.
215 S. Monroe St., Suite 601
Tallahassee, FL 32301
(850) 521-1706

*Attorneys for Peninsula Pipeline
Company, Inc.*

EXHIBIT A TO
FIRM TRANSPORTATION SERVICE AGREEMENT
BETWEEN
PENINSULA PIPELINE COMPANY, INC. AND
FLORIDA PUBLIC UTILITIES COMPANY

DATED

January 30, 2024

Description of Transporter Delivery Point(s)

1. Interconnect with Florida Gas Transmission at or near Lake Mattie Road
2. Interconnect with Florida Southeast Connection pipeline at or near East Hinson Avenue

Description of Point(s) of Delivery

1. At or near SR 557 and Buena Vista Drive
2. At or near Lake Mattie Road and SR 559
3. At or near Lake Tracy and US 17

Total MDTQ (Dekatherms): Dt/Day: [REDACTED]
MHTP: [REDACTED]

Total Monthly Reservation Charge: [REDACTED]

This charge is subject to adjustment pursuant to the terms of this Agreement.

Unauthorized Use Rate (In addition to Monthly Reservation Charge): [REDACTED] Each Day of Unauthorized Use

EXHIBIT A TO
FIRM TRANSPORTATION SERVICE AGREEMENT
BETWEEN
PENINSULA PIPELINE COMPANY, INC. AND
FLORIDA PUBLIC UTILITIES COMPANY

DATED

January 30, 2024

Description of Transporter Delivery Point(s)

1. Interconnect with Florida Gas Transmission at or near Lake Mattie Road
2. Interconnect with Florida Southeast Connection pipeline at or near East Hinson Avenue

Description of Point(s) of Delivery

1. At or near SR 557 and Buena Vista Drive
2. At or near Lake Mattie Road and SR 559
3. At or near Lake Tracy and US 17

Total MDTQ (Dekatherms): Dt/Day: [REDACTED]
MHTP: [REDACTED]

Total Monthly Reservation Charge: [REDACTED]

This charge is subject to adjustment pursuant to the terms of this Agreement.

Unauthorized Use Rate (In addition to Monthly Reservation Charge): [REDACTED] Each Day of Unauthorized Use

EXHIBIT A TO
FIRM TRANSPORTATION SERVICE AGREEMENT
BETWEEN
PENINSULA PIPELINE COMPANY, INC. AND
FLORIDA PUBLIC UTILITIES COMPANY

DATED

January 30, 2024

Description of Transporter Delivery Point(s)

1. Florida Gas Transmission- Plant City Gate Station

Description of Point(s) of Delivery

1. At or near North Park Road
2. At or near Maryland Road
3. At or near Wilder Road

Total MDTQ (Dekatherms): Dt/Day [REDACTED]
MHTP: [REDACTED]

Total Monthly Reservation Charge: [REDACTED]
This charge is subject to adjustment pursuant to the terms of this Agreement.

Unauthorized Use Rate (In addition to Monthly Reservation Charge): [REDACTED] Each Day
of Unauthorized Use

EXHIBIT A TO
FIRM TRANSPORTATION SERVICE AGREEMENT
BETWEEN
PENINSULA PIPELINE COMPANY, INC. AND
FLORIDA PUBLIC UTILITIES COMPANY

DATED

January 30, 2024

Description of Transporter Delivery Point(s)

1. Florida Gas Transmission- Plant City Gate Station

Description of Point(s) of Delivery

1. At or near North Park Road
2. At or near Maryland Road
3. At or near Wilder Road

Total MDTQ (Dekatherms): Dt/Day [REDACTED]
MHTP: [REDACTED]

Total Monthly Reservation Charge: [REDACTED]
This charge is subject to adjustment pursuant to the terms of this Agreement.

Unauthorized Use Rate (In addition to Monthly Reservation Charge): [REDACTED] Each Day
of Unauthorized Use