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July 3, 2024

BY HAND DELIVERY

REDACTED

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

RECEIVED-FPSC
2024 JUL -3 PM 1:00
COMMISSION
CLERK

Re: Docket No. 20240003-GU –Purchased Gas Adjustment (PGA) True-Up.

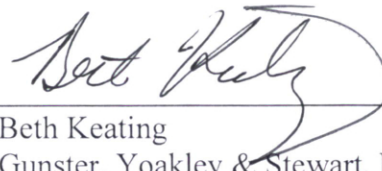
Dear Mr. Teitzman:

Attached for filing, please find the original and 7 copies of Florida City Gas's Request for Confidential Classification and Motion for Protective Order. Included with this Request, consistent with the Rule, are one highlighted, and two redacted, versions of the subject 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.

COM _____
AFD 1 → Request for Confi
APA 4 → Classification / Motion
ECO 3 → For Protective Order
ENG 1 →
GCL 1 →
IDM _____
CLK _____

Sincerely,



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

MEK
cc: Parties of Record

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Purchased Gas Adjustment)
(PGA) True-up)
_____)

Docket No. 20240003-GU

Filed: July 3, 2024

**REQUEST OF FLORIDA CITY GAS FOR CONFIDENTIAL CLASSIFICATION AND
MOTION FOR PROTECTIVE ORDER**

Florida City Gas (herein, “FCG” or “Company”) by and through undersigned counsel, pursuant to Section 366.093, Florida Statutes, and consistent with Rule 25-22.006(4) and (6), Florida Administrative Code, hereby submits this Request for Confidential Classification for information contained in its Responses to Staff’s First Set of Interrogatories, specifically information provided in response to Interrogatory 1(c). The information for which the Company seeks confidential treatment is information pertaining to certain customers under contract with FCG pursuant to the Company’s contract demand service, or “KDS,” tariff schedule. In support thereof, the Company hereby states:

1. The Company seeks confidential classification of the highlighted information in Florida City Gas’s response to Interrogatory No. 1(c), which is at page 3 of its Responses to Staff’s First Set of Interrogatories. Specifically, the Company seeks confidential classification of the two names highlighted under the header “KDS.” This information identifies specific customers that have entered into special “KDS” contracts with FCG. As set forth in Tariff Sheet No. 55 for the Company, both FCG and the noted Customers treat this information as proprietary confidential business information consistent with the definition of that term in Section 366.093, Florida Statutes.

2. The information 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 customers under competitive contracts. Disclosure of this information could impair FCG’s ability to compete for goods and services and provide their respective competitors with an unfair competitive advantage. As such, the Company requests that the Commission protect this information consistent with Rule 25-22.006, Florida Administrative Code. To the extent of FCG’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, the Company requests that the Commission protect this information consistent with Rule 25-22.006, Florida Administrative Code.

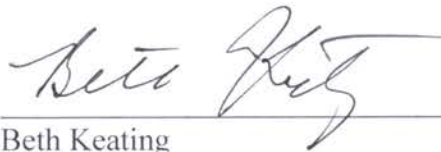
4. In addition, to the extent that this information is being provided in the context of discovery responses in a litigated proceeding, the Company also asks that the Commission also issue a protective order to the extent that this information may also be provided to the Office of Public Counsel.

4. Included with this Request is a highlighted copy of the Company's response to Interrogatory No. 1(c). In addition, two redacted copies of the response are also enclosed.

5. The Company 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, the Company respectfully requests that the confidential information be returned to FCG.

WHEREFORE, Florida City Gas respectfully requests that the highlighted information contained in its Response to Staff's First Set of Interrogatories, No. 1(c) be classified as "proprietary confidential business information," and thus, exempt from Section 119.07, Florida Statutes; and that the Commission issue a Protective Order protecting this information to the extent disclosed in the discovery process.

RESPECTFULLY SUBMITTED this 3rd day of July, 2024.

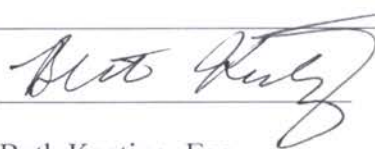


Beth Keating
Gunster, Yoakley & Stewart, P.A.
215 South Monroe St., Suite 601
Tallahassee, FL 32301
(850) 521-1706
Attorneys for Florida City Gas

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 3rd day of July, 2024:

Florida Public Utilities Company Mike Cassel 208 Wildlight Ave Yulee, Florida 32097 mcassel@fpuc.com	J. Jeffry Wahlen Malcolm Means Virginia Ponder Ausley & McMullen P.O. Box 391 Tallahassee, FL 32302 jwahlen@ausley.com mmeans@ausley.com vponder@ausley.com
Daniel Dose, Esquire Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399 ddose@psc.state.fl.us discovery-gcl@psc.state.fl.us	Office of Public Counsel Walter Trierweiler/Charles Rehwinkel/Patricia Christensen//M. Wessling c/o The Florida Legislature 111 West Madison Street, Room 812 Tallahassee, FL 32399-1400 christensen.patty@leg.state.fl.us Rehwinkel.Charles@leg.state.fl.us Wessling.Mary@leg.state.fl.us
Peoples Gas System Paula Brown/Karen Bramley/Nora Bordine P.O. Box 111 Tampa, FL 33601-0111 regdept@tecoenergy.com klbramley@tecoenergy.com nmbordine@tecoenergy.com	St. Joe Natural Gas Company, Inc. Andy Shoaf/Debbie Stitt P.O. Box 549 Port St. Joe, FL 32457-0549 Andy@stjoegas.com dstitt@stjoegas.com
Miguel Bustos, Manager/Regulatory Florida City Gas 4045 NW 97th Ave. Doral, FL 33178 mbustos@chpk.com	Michelle D. Napier Director, Regulatory Affairs Distribution Florida Public Utilities Company 1635 Meathe Drive West Palm Beach, Florida 33411 mnapier@fpuc.com

By: 
Beth Keating, Esq.
Gunster, Yoakley & Stewart, P.A.
215 S. Monroe St., Suite 601
bkeating@gunster.com

Interrogatory No. 1c

- c. Please describe the “Special Contract” identified in Schedule A-5, Line 54, and identify the counter-party (or counter-parties, if more than one).

FCG Response:

“Special Contract” refers to customers that are under FCG Tariff service classification as Contract Demand Service (KDS) and Load Enhancement Service (LES). As of December 31, 2023, FCG had 2 customers under KDS and 3 customers under LES. The customer information reflected below is highly confidential to FCG and the customers, as also reflected in the respective tariffs.

LES

- Miami Dade Water and Sewer
- Miami Dare Water and Sewer - Alexander Orr
- Miami Dade Water and Sewer – Hialeah

KDS

[REDACTED]

[REDACTED]

Declarant: *Asiel Rodriguez*

Interrogatory No. 1c

- c. Please describe the “Special Contract” identified in Schedule A-5, Line 54, and identify the counter-party (or counter-parties, if more than one).

FCG Response:

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KDS

[REDACTED]

[REDACTED]

Declarant: *Asiel Rodriguez*