

State of Florida



# Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FLORIDA 32399-0850

**-M-E-M-O-R-A-N-D-U-M-**

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**DATE:** August 26, 2024

**TO:** Division of Economics, Office of Primary Responsibility

**FROM:** OFFICE OF COMMISSION CLERK

**RE:** CONFIDENTIALITY OF CERTAIN INFORMATION  
DOCKET NO: 20240099-EI DOCUMENT NO: 08672-2024  
DESCRIPTION: FPUC (Keating) - (CONFIDENTIAL) Highlighted MFR Schedule D-8.  
SOURCE: Florida Public Utilities Company

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The above confidential material was filed along with a request for confidential classification. Please complete the following form by checking all applicable information and forward it to the attorney assigned to the docket, along with a brief memorandum supporting your recommendation.

- The document(s) is (are), in fact, what the utility asserts it (them) to be.
- The utility has provided enough details to perform a reasoned analysis of its request.
- The material has been received incident to an inquiry.
- The material is confidential business information because it includes:
- (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 information;
  - (f) Employee personnel information unrelated to compensation, duties, qualifications, or responsibilities;
- The material appears to be confidential in nature and harm to the company or its ratepayers will result from public disclosure.
- The material appears not to be confidential in nature.
- The material is a periodic or recurring filing and each filing contains confidential information.

This response was prepared by /s/ Jared Folkman on August 28, 2024, a copy of which has been sent to the Office of Commission Clerk and the Office of General Counsel.

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**-M-E-M-O-R-A-N-D-U-M-**

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**DATE:** August 28, 2024

**TO:** Suzanne Brownless, Special Counsel, Office of the General Counsel

**FROM:** Jared Folkman, Public Utility Analyst I, Division of Accounting & Finance

**RE:** CONFIDENTIALITY OF CERTAIN INFORMATION

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Pursuant to Section 366.093, Florida Statutes (F.S.), and Rule 25-22.006, Florida Administrative Code, Florida Public Utilities Company (FPUC or Company) requests confidential classification of the highlighted information contained in Document No. 08672-2024, dated August 26, 2024.

The Company is claiming confidentiality of its filing under Section 366.093(3)(e), F.S. Per the Statute, propriety of confidential business information includes, but is not limited to: Subsection (e) “[i]nformation relating to competitive interests, the disclosure of which would impair the competitive business of the provider of the information.”

More specifically, the information included in the Minimum Filing Requirement on Schedule D-8 contains material related to potential future issuances of Chesapeake Utilities Corporation’s (CUC) common stock. CUC is FPUC’s corporate parent. Disclosing such information could have adverse impacts on the CUC’s share price and ability to fund its growth capital with equity financing. Further, the disclosure of this information could impair the competitive business interests of the Company and its shareholders.

Staff has reviewed the Company’s information and confidentiality request. It is staff’s opinion that the information subject to this request meets the criteria for confidentiality contained in Section 366.093(3)(e), F.S.