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December 27, 2024

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

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Re: Docket No. 20240068-WS - Application for increase in water and wastewater rates in Charlotte, Highlands, Lake, Lee, Marion, Orange, Pasco, Pinellas, Polk and Seminole Counties, by Sunshine Water Services Company

Dear Mr. Teitzman:

On behalf of Sunshine Water Services Company, enclosed is the original of its Motion for Protective Order and Request for Confidential Classification with the redacted confidential documents for filing in this Docket. Also enclosed in a separate envelope is a highlighted copy of the confidential document.

Should you or Staff have any questions regarding this response please do not hesitate to contact me.

Very truly yours,



Martin Friedman

MSF:

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Application for increase in water and
wastewater rates in Charlotte, Highlands,
Lake, Lee, Marion, Orange, Pasco, Pinellas,
Polk, and Seminole Counties by Sunshine Water
Services Company

DOCKET NO. 20240068-WS

**SUNSHINE WATER SERVICES COMPANY'S MOTION FOR PROTECTIVE ORDER
AND REQUEST FOR CONFIDENTIAL CLASSIFICATION**

Sunshine Water Services Company ("Utility") by and through its undersigned counsel, and pursuant to Rules 25-22.006(4) & (6), Florida Administrative Code, files this Motion for Protective Order and Request for Confidential Classification with regard to a document responsive to OPC's Tenth Request for Production of Document #56 ("Confidential Information").

1. The response to the OPC's Tenth Request for Production of Document #56 requires the disclosure of certain salary information for meter readers. Salary information has consistently been held as confidential. The Utility treats employee actual compensation 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. This Commission has consistently recognized the confidentiality of salary information on numerous occasions. See, for example, Order Nos. PSC-2014-0125-CFO-WS, PSC-2014-0060-CFO-WS, PSC-2017-0154-CFO-WS, and PSC-2021-0308-CFO-WS.

2. 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)(a), Florida Administrative Code, permits a utility to request a Protective Order protecting proprietary confidential information from discovery.

4. Pursuant to Rule 25-22.006(6)(b), Florida Administrative Code, the Confidential Information is exempt from Section 119.07(1), Florida Statutes, pending the Commissions' ruling on this Motion.

5. Highlighted and redacted copies of the Confidential Documents are provided to the Clerk with this Motion. The Justification Schedule is attached.

6. Upon a finding by the Commission that the information is proprietary and confidential business information, the information should not be declassified for at least 18 months and should be returned to the undersigned as soon as it is no longer necessary for the Commission to conduct its business.

WHEREFORE, Sunshine Water Services Company requests the Commission enter a Protective Order against public disclosure of the Confidential Information provided by the Utility in response to OPC's Tenth Request for Production of Documents #56

Respectfully submitted this 27th day of December, 2024.

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Martin S. Friedman, Esquire

JUSTIFICATION SCHEDULE

Document Name	Description	Line/Col.	Legal Citation
<u>Meter Readers</u>	Employee Salary Information	The first column with meter reader's names	Section 367.156, Florida Statutes <i>Florida Power & Light Company et al. v. Public Service Commission</i> , 31 So. 3d 860 (Fla. 1st DCA 2010) Order Nos. PSC-2014-0125-CFO-WS, PSC-2014-0060-CFO-WS, PSC-2017-0154-CFO-WS, and PSC-2021-0308-CFO-WS.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by electronic mail to the following parties this 27th day of December, 2024:

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/s/ Martin S. Friedman
Martin S. Friedman

			Per B-3 Adj	Per 2024 Captive calc	
S&W	Taxes	Benefits	Total Comp	Vehicle	Total Expense
41,118	3,206	10,779	55,103	10,109	65,212
41,735	3,253	10,822	55,810	10,109	65,919
45,130	3,513	18,890	67,533	10,109	77,642
41,691	3,250	30,060	75,001	10,109	85,110
169,674	13,221	70,552	253,447	40,436	293,883

S&W	Taxes	Benefits	Total Comp	Vehicle	Total Expense
40,977	3,195	9,813	53,986	10,109	64,095
31,082	2,408	15,747	49,236	5,055	54,291
49,379	3,838	11,357	64,574	10,109	74,683
121,438	9,440	36,917	167,796	25,273	193,068

Total Meter Reading Expenses

NARUC	Category/Expense	Before AMI	After AMI
601/701	Salary/Wages	291,112	121,438
604/704	Benefits	107,469	36,917
408	Payroll Taxes	22,661	9,440
656/756, 650	Vehicles	65,709	25,273
675	AMI Subscriptions		45,080
	Total	486,951	238,148

169,674
70,552
13,221
40,436

Total Redeployed Meter Reading Expenses

NARUC	Category/Expense	Before AMI
601/701	Salary/Wages	169,674
604/704	Benefits	70,552
408	Payroll Taxes	13,221
656/756, 650	Vehicles	40,436
	Total	293,883