

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Purchased gas adjustment
(PGA) true-up.

DOCKET NO. 980003-GU
ORDER NO. PSC-98-1033-CFO-GU
ISSUED: July 28, 1998

ORDER GRANTING CONFIDENTIAL CLASSIFICATION FOR PORTIONS OF CITY
GAS COMPANY OF FLORIDA, A DIVISION OF NUI CORPORATION'S,
PURCHASED GAS TRUE-UP FOR APRIL, 1996, THROUGH MARCH, 1997
(DOCUMENT NO. 11960-97)

Pursuant to Rule 25-22.006, Florida Administrative Code and Section 366.093, Florida Statutes, City Gas Company of Florida, a Division of NUI Corporation (City Gas), filed a Petition for Approval of its Purchased Gas (PGA) True-up. As part of this petition, City Gas requests that portions of its Schedules A-1, AR, A-1 Supporting Details, A-2 and A-4 for the months of April 1996 through March 1997 be granted confidential classification for 18 months pursuant to Section 366.093(4), Florida Statutes. City Gas maintains that the Commission has previously granted confidential classification to similar information on numerous occasions.

City Gas requests that the following portions of its schedules be granted confidential classification for 18 months: Schedule A-1, lines 1-6, 7-8, 15-20, 28, and 31, columns A, C, E and G; Schedule A-1R, lines 1-6, 7-8, 15-20, 21-22, 28 and 31, columns A, B, C, E, F, and G; Schedule A-1 Supporting Detail, lines 1-40, columns A, B, and C; Schedule A-3, lines 1-15, columns A-K; Schedule A-4, lines 1-9, columns A-H. City Gas asserts that this information is confidential proprietary information and contractual information the disclosure of which would cause harm to the ratepayers or the company's business operations. City Gas maintains that this information is and is treated as confidential by the company and has not been disclosed.

Upon review, it appears as if this information is proprietary, confidential business information the disclosure of which would tend to harm City Gas as contemplated by Section 366.093(4), Florida Statutes. This information appears to pertain to rates and contractual, negotiated charges for amounts of gas which, if disclosed, would harm the competitive interests of City Gas. Therefore, City Gas's request for confidential treatment should be granted. Pursuant to Section 366.093(4), Florida Statutes, this

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information shall be held confidential for a period of 18 months from the date of the issuance of this Order.

It is therefore

ORDERED by Commissioner Susan F. Clark, as Prehearing Officer, that the information discussed in the body of this Order and contained in Document No. 11960-97, is granted confidential classification. It is further

ORDERED that the information discussed above and contained in Document No. 11960-97 shall be granted confidential classification for a period of 18 months from the date of the issuance of this Order. It is further

ORDERED that this Order shall be the only notification by the Commission to the parties of the declassification date of the material discussed herein.

By ORDER of Commissioner Susan F. Clark, as Prehearing Officer, this 28th Day of July, 1998.



SUSAN F. CLARK
Commissioner and Prehearing Officer

(S E A L)

GAJ

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice

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should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Any party adversely affected by this order, which is preliminary, procedural or intermediate in nature, may request: 1) reconsideration within 10 days pursuant to Rule 25-22.038(2), Florida Administrative Code, if issued by a Prehearing Officer; 2) reconsideration within 15 days pursuant to Rule 25-22.060, Florida Administrative Code, if issued by the Commission; or 3) judicial review by the Florida Supreme Court, in the case of an electric, gas or telephone utility, or the First District Court of Appeal, in the case of a water or wastewater utility. A motion for reconsideration shall be filed with the Director, Division of Records and Reporting, in the form prescribed by Rule 25-22.060, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.