

Writer's E-Mail Address: bkeating@gunster.com

September 30, 2014

HAND DELIVERY

Ms. Carlotta Stauffer, Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

REDACTED

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COMMISSION
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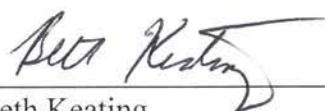
Re: **New Docket - Petition for Approval of Transportation Service Agreement with Florida Public Utilities Company, by Peninsula Pipeline Company, LLC**

Dear Ms. Stauffer:

Enclosed for filing, please find the original and seven copies of Florida Public Utilities Company's Request for Confidential Classification of information contained in Exhibit A to its Petition for Approval of Transportation Service Agreement for an extension in Palm Beach County, as well as certain information in the Petition itself. Also included with this Request are the required number of highlighted and redacted copies of the referenced pages containing confidential information.

Please do not hesitate to contact me if you have any questions whatsoever regarding this filing.

Sincerely,



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

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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Petition for Approval of Transportation)
Service Agreement with Florida Public) DOCKET NO.
Utilities Company, by Peninsula Pipeline)
Company, Inc.) FILED: September 30, 2014

FLORIDA PUBLIC UTILITIES COMPANY'S REQUEST FOR CONFIDENTIAL CLASSIFICATION

Florida Public Utilities Company ("FPUC" or "Company") by and through its undersigned counsel, pursuant to Section 366.093, Florida Statutes, and consistent with Rule 25-22.006(4), Florida Administrative Code, hereby submits its Request for Confidential Classification for information contained in Exhibit A (Transportation Services Agreement) to its Petition for Approval of Firm Transportation Service Agreement with Florida Public Utilities Company ("FPUC") for an extension and service in Palm Beach County, as well as specific confidential terms identified in the Petition. In support thereof, FPUC hereby states:

1. FPUC seeks confidential classification of the highlighted rates and terms in the Company's Exhibit A to the Firm Transportation Service Agreement, which represent contractual information that both Peninsula and FPUC treat as proprietary confidential business information consistent with the definition of that term in Section 366.093, Florida Statutes, as well as cost and pricing information in the Petition that FPUC also considers proprietary confidential business information.

2. The information for which FPUC seeks confidential classification is information that the Company and Peninsula 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. Specifically, Peninsula seeks confidential classification of the highlighted information in Exhibit A to the Firm Transportation Service Agreement, at p. 8. The subject information is set forth and referenced as follows:

- Data associated with line identified as: "Total MDTQ (Dekatherms), page 8
- Data associated with and in the first line of section titled: "Monthly Reservation Charge", page 8

With regard to the Petition, the Company seeks confidential classification of the highlighted term in the last line of paragraph 11, on page 5 and the highlighted term in the first line of paragraph 12(d), on page 6.

4. Included with this Request is a highlighted copy of Exhibit A to the Firm Transportation Service Agreement reflecting the confidential information, as well as highlighted copies of pages 5 and 6 of the Petition. Also enclosed are two redacted copies of the referenced pages.

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

WHEREFORE, FPUC respectfully requests that the highlighted information contained in Exhibit A to the Firm Transportation Service Agreement, as well as the referenced information on pages 5 and 6 of the Petition, be classified as "proprietary confidential business information," and thus, exempt from Section 119.07, Florida Statutes.

RESPECTFULLY SUBMITTED this 30th day of September, 2014.



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 Petition has been served upon the following by U.S. Mail this 30th day of September, 2014:

Honorable J.R. Kelly
Office of Public Counsel
c/o the Florida Legislature
111 West Madison Street, Rm 812
Tallahassee, FL 32399-1400

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

PENINSULA PIPELINE COMPANY, INC.
FIRM TRANSPORTATION SERVICE AGREEMENT

EXHIBIT A

TO

FIRM TRANSPORTATION SERVICE AGREEMENT

BETWEEN

PENINSULA PIPELINE COMPANY, INC.

AND

FLORIDA PUBLIC UTILITIES COMPANY

DATED

September 26, 2014

Description of Delivery Point(s): Interconnection between Shipper and Company at one or more of the following points:

1. Southeast corner of Port property in the vicinity of Broadway Avenue and Middle Road adjacent to the FP&L property in Riviera Beach.
2. Midpoint of reactivated 12 inch steel pipeline on the Port property.

Total MDTQ (Dekatherms): [REDACTED]

MHTP: 6 %

Fuel Retention Percentage: 0.5%

Monthly Reservation Charge: \$ [REDACTED]

Unauthorized Use Rate (In addition to Monthly Reservation Charge):
\$4,275 / Each Day of Unauthorized Use