

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-

DATE: February 23, 2018

TO: Walter Trierweiler, Senior Attorney, Office of the General Counsel

FROM: Christopher Richards, Public Utility Analyst, Division of Accounting & Finance *CR2*

RE: CONFIDENTIALITY OF CERTAIN INFORMATION
DOCKET NO: 20170179-GU DOCUMENT NO: 10137-2017
DESCRIPTION: FCG (Keating) – (CONFIDENTIAL) Certain portions of responses to Citizens’ revised 1st requests for PODs (Nos. 12, 22, 26 and 38).
SOURCE: Florida City Gas

On December 4, 2017, Florida City Gas (FCG) filed its response to Office of Public Counsel’s revised 1st request for Production of Documents (POD) in the above referenced docket. Pursuant to Section 366.093(3)(e), Florida Statutes (F.S.) and Rule 25-22.006, Florida Administrative Code (F.A.C.), FCG requested confidential classification of certain information provided in Document No. 10137-2017 listed in the following table.

POD No.	Description	Page No.	Column No. / Line No.
12.1 – 12.10	Standards and Poor’s Financial Presentation	All Pages	Documents in Entirety
22.1 – 22.10	Federal Tax Returns	All Pages	Documents in Entirety
26.1 – 26.3	Employment Tax Returns	All Pages	Documents in Entirety
38.1 – 38.3	Tax Sharing Agreements	All Pages	Documents in Entirety

FCG claims that the confidential information is intended to be and has been treated by FCG as private, its confidentiality has been maintained, and its disclosure would cause harm to FCG and its customers. FCG claims the confidential information consists of tax documentation and information regarding corporate financing plans, strategies, rating agency presentations, and business plans that FCG also strenuously protects, including information and capitalization strategies that pertain to entities outside to the Commission’s jurisdiction. If publicly disclosed, this information would harm the competitive interests of the provider of the information. As such, this information is protected by Section 366.093(3)(e), F.S.

Staff reviewed FCG’s request and in staff’s opinion, the information subject to the requests meets the criteria for confidential classification pursuant to Section 366.093, F.S., and Rule 25-22.006, F.A.C. Therefore, staff recommends that FCG’s request for confidential classification be approved.

cc: Office of Commission Clerk

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Public Service Commission

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TALLAHASSEE, FLORIDA 32399-0850

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

DATE: December 4, 2017

TO: Division of Economics, Office of Primary Responsibility

FROM: OFFICE OF COMMISSION CLERK

RE: CONFIDENTIALITY OF CERTAIN INFORMATION
DOCKET NO: 20170179-GU DOCUMENT NO: 10137-2017
DESCRIPTION: FCG (Keating) - (CONFIDENTIAL) Certain portions of responses to Citizens' revised 1st set of interrogatories (Nos. 23 and 24) and revised 1st requests for PODs (Nos. 12, 22, 26, and 38).
SOURCE: Florida City Gas

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 Christopher Richards on February 23, 2018, a copy of which has been sent to the Office of Commission Clerk and the Office of General Counsel.