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Public Service Commission

March 17, 2011

Mr. Christian W. Marcelli
Rose, Sundstrom & Bentley, LLP
766 N. Sun Drive, Suite 4030
Lake Mary, FL 32746

Re: Docket No. 090392-WS, In Re: Application for increase in water and wastewater rates in Lake County by Utilities Inc. of Pennbrooke.

Dear Mr. Marcelli:

On February 8, 2011, Utilities, Inc. (UI) filed a request for confidential classification in Docket Nos. 090392-WS for confidential classification for UI's responses to Staff's Audit Requests in connection with Audit Control No. 09-280-4-2 (Document No. 00633-11, x-ref Document No. 12031-09). Florida has a broad public records law which allows limited exemptions from disclosure under Section 119.07(1), Florida Statutes (F.S.). One of these exemptions is for proprietary confidential business information pursuant to Section 367.156, F.S. It is the burden of the requesting party to show that the exemptions described in Section 367.156(3), F.S., apply to the information at question in the confidential classification request.

Staff has reviewed UI's request for confidential classification and would like further clarification from UI concerning the applicability of Section 367.156(3), F.S. and Rule 25-22.006, Florida Administrative Code (F.A.C.) to the following information within UI's request:

1. Aggregate salary, benefit, and other aggregate amounts redacted on Page 8 and 9 of 83, Page 22 and 23 of 83, Page 28 and 29 of 83, and Page 36 and 37 of 83.
2. Blank pages on Page 10 of 83, 11 of 83.
3. Capitalized Time Adjustment on Page 62 of 83.
4. Names of UI employees redacted in Column A on Page 74 of 83 through Page 83 of 83.

Please respond by letter by April 11, 2011, indicating whether UI continues to seek confidential classification of the above referenced information and the basis under Section 367.156(3), F.S., for that continued request. If UI no longer seeks confidential classification of this information please submit a revised request for confidential classification that does not redact that information.

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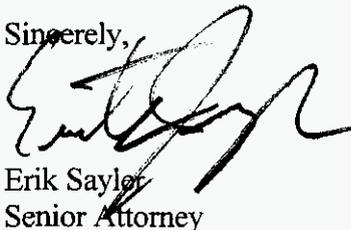
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Mr. Christian W. Marcelli
Page 2
March 17, 2011

you have any questions or wish to schedule an informal meeting to discuss this letter, please contact the Office of General Counsel at (850) 413-6199.

Sincerely,

A handwritten signature in black ink, appearing to read "Erik Saylor", written over the word "Sincerely,".

Erik Saylor
Senior Attorney

ELS:th

cc: Commission Clerk
Office of Public Counsel