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June 3, 2025

BY HAND DELIVERY

Mr. Adam Teitzman, Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

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COMMISSION
CLERK

Docket No. 20250058-GU – Petition for approval of natural gas transportation service agreement between Florida City Gas and Miami-Dade County through Miami-Dade Water and Sewer Department.

Dear Mr. Teitzman:

Attached for filing, please find the original and seven (7) copies of Florida City Gas's Request for Confidential Classification of information contained in its Responses to Staff's First Set of Data Requests.

As always, thank you for your assistance in connection with this filing. If you have any questions whatsoever, please do not hesitate to let me know.

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

In re: Petition of Florida City Gas for Approval)
of Natural Gas Transportation Service) Docket No.: 20250058-GU
Agreement Between Florida City Gas and)
Miami-Dade County, Through the Miami-) Filed: June 3, 2025
Dade Water and Sewer Department)

**FLORIDA CITY GAS'S REQUEST FOR CONFIDENTIAL
CLASSIFICATION FOR INFORMATION**

Florida City Gas ("FCG" 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 its responses to Staff's First Set of Data Requests ("DRs") regarding FCG's proposed new agreement with Miami-Dade County for service to its Water and Sewer Department ("MDWSD"), which were submitted under separate cover on June 2, 2025. The information for which the Company seeks confidential treatment is information that is similar to that which the Commission has afforded confidential classification in prior cases, namely in Docket No. 20130089-GU, which addressed the prior agreement with MDWSD, as well as information for which the Company has requested confidential treatment previously in this proceeding. In support thereof, FCG hereby states:

1. FCG seeks confidential classification of the highlighted information for the following information for the specific reasons identified below:

Document	Location	Information Type/Rationale
Data Request Responses, page 2	Response to DR #7, Chart contained in the	Rates for interim between initial approval and new

Document	Location	Information Type/Rationale
	response, all lines for both Alex. Orr and Hialeah, in all columns (2017 Rates through 2023 Rates).	agreement based on contract terms with inflation applied per the contract. Rates for this period were not otherwise disclosed when the original signed agreement was filed non-confidential, and as such, remain confidential as and between the parties to the contract.
Attachment A, fifth page of attachment, <u>2024 Recommended Rates</u>	Tier 1, Tier 2, and Tier 3 rates identified under both Alex. Orr and Hialeah (amounts in Rate column)	Amounts identified reflect the new negotiated rates between the parties, which both treat as confidential.
Attachment B, Cost of Service Analysis	Amounts reflected in both Alex. Orr and Hialeah columns for Rate-Tier 1, Rate-Tier 2, and Rate-Tier 3 lines under both <u>2024 TSA Rates</u> and <u>Difference</u>	Amounts identified reflect the new negotiated rates between the parties, which both treat as confidential.

This information is directly related to the negotiated rates and terms of the LES Agreement, which both FCG and MDWSD treat as proprietary confidential business information consistent with the definition of that term in Section 366.093, Florida Statutes.

2. The information for which FCG seeks confidential classification meets the definition of "proprietary confidential business information" as set forth in Section 366.093(3(d) and (e)), Florida Statutes, which provide:

(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.

{Emphasis added}

3. Release of the referenced information as a public record would reveal the specific rate included in a competitive contract. Disclosure of this information would impair FCG's ability to compete for goods and services and provide its competitors with an unfair competitive advantage. As such, FCG requests that the Commission protect this information consistent with Rule 25-22.006, Florida Administrative Code. To the extent of FCG's knowledge, this information is not otherwise available in the public domain. Thus, the information meets the

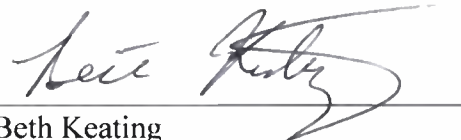
definition of "proprietary confidential business information" as set forth in Sections 366.093(3)(d) and (e), Florida Statutes. As such, FCG requests that the Commission protect this information consistent with Rule 25-22.006, Florida Administrative Code.

4. Included with this Request is a highlighted copy of the data response page and referenced attachments. In addition, two redacted copies of the documents are enclosed.

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

WHEREFORE, Florida City Gas respectfully requests that the highlighted information contained in its responses to Staff's First Set of Data Requests be classified as "proprietary confidential business information," and thus, exempt from Section 119.07, Florida Statutes.

RESPECTFULLY SUBMITTED this 3rd day of June, 2025.

A handwritten signature in black ink, appearing to read "Beth Keating", is written over a horizontal line.


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 Request for Confidentiality has been served upon the following by Electronic Mail (redacted only) this 3rd day of June, 2025:

Ryan Sandy, Senior Attorney/ Office of the General Counsel
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399
rsandy@psc.state.fl.us

By:


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

Attorneys for Florida City Gas

Please refer to Attachment "C" for the unredacted contract as filed 12/20/2013, which is the finalized, approved version of exhibit A to the 2013 Petition, as well as Exhibit D from that 2013 filing.

5. Please provide documentation to demonstrate that the new negotiated rates proposed in the agreement reflect an adjustment in inflationary factors.

Company Response

Please refer to Attachment "A" for the calculations adjusted by the inflationary factors.

6. Article VII, subsection 3 of the 2014 TSA contains a provision allowing for the rate of natural gas transported to Miami-Dade County's plants by FCG to be increased each year by the annual United States Bureau of Labor Statistics Consumer Price Index for All Urban Consumers (CPI-U), beginning in 2018. Please explain if FCG increased the rate for natural gas transportation by the CPI-U during the term of the 2014 TSA. If so, which years?

Company Response

Yes, the rate was increased since 2018 with corresponding CPI-U. Please refer to answer to question 7.

7. Please provide the natural gas transportation rates for service for the period January 1, 2018 through December 31, 2023 as a result of any Annual Price Increase, as stated in Article VII, subsection 3 of the 2014 TSA.

Company Response

Please refer to the following table for the transportation rates for the period January 1, 2018 through December 31, 2023.

<u>Alex. Orr</u>	<u>2017 Rates</u>	<u>2018 Rates</u>	<u>2019 Rates</u>	<u>2020 Rates</u>	<u>2021 Rates</u>	<u>2022 Rates</u>	<u>2023 Rates</u>
If annual usage is: 1 to 3,449,999							
If annual usage is: 3,450,000 to 4,199,999							
If annual usage is: 4,200,000 and higher							
<u>Hialeah</u>							
If annual usage is: 1 to 2,299,999							
If annual usage is: 2,300,000 to 2,649,999							
If annual usage is: 2,650,000 and higher							

8. Did Article VII, subsection 3 of the 2014 TSA provide FCG with a sufficient mechanism to reflect changing inflationary factors? Please explain.

Company Response

Hialeah Account				
	Volume Cost	Discount from Tariff	Discount Rate Cost	Discount \$ v. Tariff
Tier 3	\$0.1265	32.73%	\$224,599	-\$109,173
Tier 2	\$0.1385	27.59%	\$247,554	-\$91,418
Tier 1	\$0.1465	22.07%	\$260,104	-\$73,469

Combined Alexander Orr				
	Volume Cost	Discount from Tariff	Discount Rate Cost	Discount
Tier 3	\$0.0820	72.52%	\$201,220	-\$125,822
Tier 2	\$0.0820	65.40%	\$246,150	-\$490,513
Tier 1	\$0.1002	55.27%	\$325,198	-\$401,844

Combined Accounts Analysis				
Tier 3	\$0.0848	59.86%	\$425,819	-\$134,545
Tier 2	\$0.1019	52.07%	\$108,484	-\$152,330
Tier 1	\$0.1166	44.82%	\$185,906	-\$475,505
AVG	\$0.1011	52.25%	\$506,516	-\$194,224

2024 Agreement Recommended Rates

Plant Volume / Rate	Orr (combined) Volume	Rate	Hialeah Volume	Rate
Tier 1	3.42 million * to less than 3.73 million therms		1.08 million * to less than 1.57 million therms	
Tier 2	3.73 million therms to 3.98 million therms		1.57 million therms to 1.78 million therms	
Tier 3	3.98 million therms and higher		1.78 million therms and higher	

Florida City Gas
Cost of Service Analysis
2023 TSA MDWASD

Attachment B

	Description	Alexander Orr	Hialeah
	(a)	(b)	(c)
	Plant In Service	\$ 1,118,072	\$ 38,354
	Accumulated Prov.	(1,118,072)	(38,354)
	Net Plant	\$ -	\$ -
	Appr. Rate of Return	6.44%	6.44%
	Return	\$ -	\$ -
	Interest Exp.	\$ -	\$ -
	Net Income after Taxes	\$ -	\$ -
	Effective Tax Rate	0.2535	0.2535
	Income Taxes	\$ -	\$ -
	O&M Updates with CPI-U	\$ 91,227	\$ 73,802
	Reg. Assessment Fee @ .5%	\$ 497	\$ 359
	Depreciation	\$ -	\$ -
	Taxes Other	\$ -	\$ -
	Total Expenses	\$ 91,724	\$ 74,261
	Total Cost of Service	\$ 91,724	\$ 74,261
	New Volumes for Tiers 2-3		
	Volumes (therms) Low	3,420,000	1,080,000
	Volumes (therms) Mid	3,730,000	1,570,000
	Volumes (therms) High	3,980,000	1,780,000
	Incremental Costs		
	Rate - Tier 1	\$ 0.0268	\$ 0.0688
	Rate - Tier 2	\$ 0.0246	\$ 0.0473
	Rate - Tier 3	\$ 0.0230	\$ 0.0417
	2024 TSA Rates		
	Rate - Tier 1		
	Rate - Tier 2		
	Rate - Tier 3		
	Difference		
	Rate - Tier 1		
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Please refer to Attachment "C" for the unredacted contract as filed 12/20/2013, which is the finalized, approved version of exhibit A to the 2013 Petition, as well as Exhibit D from that 2013 filing.

5. Please provide documentation to demonstrate that the new negotiated rates proposed in the agreement reflect an adjustment in inflationary factors.

Company Response

Please refer to Attachment "A" for the calculations adjusted by the inflationary factors.

6. Article VII, subsection 3 of the 2014 TSA contains a provision allowing for the rate of natural gas transported to Miami-Dade County's plants by FCG to be increased each year by the annual United States Bureau of Labor Statistics Consumer Price Index for All Urban Consumers (CPI-U), beginning in 2018. Please explain if FCG increased the rate for natural gas transportation by the CPI-U during the term of the 2014 TSA. If so, which years?

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8. Did Article VII, subsection 3 of the 2014 TSA provide FCG with a sufficient mechanism to reflect changing inflationary factors? Please explain.

Company Response

Hialeah Account			
	Revised Cost Per Therm Range	Discount from Tariff	Discount Rate Cost
Tier 3	\$0.1265	32.73%	\$224,599
Tier 2	\$0.1385	27.55%	\$247,894
Tier 1	\$0.1465	22.07%	\$280,108
			Discount \$ v. Tariff
			-\$109,173
			-\$51,418
			-\$73,463

Combined Alexander Orr			
	Revised Cost Per Therm Range	Discount from Tariff	Discount Rate Cost
Tier 3	\$0.0620	72.92%	\$201,220
Tier 2	\$0.0820	63.40%	\$148,130
Tier 1	\$0.1002	55.27%	\$125,198
			Discount
			-\$125,822
			-\$160,512
			-\$401,844

Combined Accounts Analysis			
Tier 3	\$0.0848	59.86%	\$425,819
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			-\$354,278

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