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ORIGINAL

December 5, 2000

BY HAND DELIVERY

Blanca Bayó  
Director, Records and Reporting  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399

RECEIVED-FPSC  
00 DEC -5 PM 4: 20  
RECORDS AND REPORTING

Re: City Gas -- Docket No. 000768-GU

Dear Ms. Bayó:

Enclosed for filing on behalf of City Gas Company of Florida are the original and fifteen copies of a Request for Confidential Classification for its Response to Items 25 and 26 of Staff's Third Request for Production of Documents.

If you have any questions regarding this filing, please call.

Very truly yours,

*Richard D. Melson*

Richard D. Melson

RDM/mee  
Enclosures  
cc: Certificate of Service  
Mr. Revell  
Ms. Lopez

RECEIVED & FILED  
*Man*

Request  
CONFIDENTIAL  
DOCUMENT NUMBER-DATE  
15573 DEC-58

CONFIDENTIAL

DOCUMENT NUMBER-DATE  
15575 DEC-58

FPSC-BUREAU OF RECORDS

FPSC-RECORDS/REPORTING

FPSC-RECORDS/REPORTING

FPSC-RECORDS/REPORTING

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Request for Rate Increase by City	)	Docket No. 000768-GU
Gas Company of Florida	)	
	)	Filed: December 5, 2000
_____	)	

CITY GAS COMPANY OF FLORIDA  
REQUEST FOR CONFIDENTIAL CLASSIFICATION

City Gas Company of Florida, a division of NUI Corporation ("NUI City Gas"), pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006(3)(a)2, and (4), Florida Administrative Code, submits this Request For Confidential Classification of the documents and information described below provided to the Florida Public Service Commission Staff in response to Staff's Third Request For Production of Documents. In support of this Request for Confidential Classification, NUI City Gas states as follows:

1. In connection with Staff's Third Request for Production of Documents, NUI City Gas provided work papers and documents to the staff containing information that is "proprietary business information" under Section 366.093(3), Florida Statutes. All items for which the company has requested confidentiality have been held as confidential and have not been released to the public.

DOCUMENT NUMBER-DATE  
 15573 DEC-5 8  
 FPSC-RECORDS/REPORTING


2. The confidential information at issue provided to the Commission Staff in connection with Staff's Third Request For Production of Documents consists of the Company's Response to Request For Production of Documents No.25, pages 1 through 96, and the Company's Response to Request For Production of Documents No. 26, pages 1 through 64. A detailed description of the information for which the Company seeks Confidentiality, including page numbers, line numbers, column numbers where applicable, and rationale, is attached hereto as Exhibit A.
  
3. On November 14, 2000, the Company filed with this Commission its Notice of Intent to Seek Confidential Classification of these documents. As stated in the Notice of Intent, this formal Request For Confidential Classification is now being filed within the time period specified in Rule 25-22.006(3)(a), Florida Administrative Code.
  
4. NUI City Gas requests that the above-described information be classified as "proprietary business information" within the meaning of Section 366.093(3), Florida Statutes. The information and documents at issue are intended to be, and are, treated by NUI City Gas as proprietary and confidential. Attached hereto as Exhibit B is a detailed explanation of the justification for the requested confidential treatment of the highlighted portions of the enclosed documents.

5. An unedited version of the above-described documents has been submitted to the Division of Records and Reporting on this date under a separate cover with the information asserted to be confidential highlighted. An edited version of the documents on which the information asserted to be confidential has been blacked out is enclosed herewith as Exhibit C.
  
6. NUI City Gas requests that the information for which it seeks confidential classification remain confidential for a period of at least 18 months as provided in section 366.093 (4), Florida Statutes.

WHEREFORE, for the foregoing reasons, NUI City Gas respectfully requests that its Request for Confidential Classification be granted.

RESPECTFULLY SUBMITTED this 5th day of December 2000.

HOPPING GREEN SAMS & SMITH, P.A.

By:   
\_\_\_\_\_  
Richard D. Melson  
P.O. Box 6526  
Tallahassee, FL 32314  
(850) 425-2313

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing was furnished to the following by Hand Delivery this 5th day of December, 2000:

Marlene Stern  
Florida Public Service Commission  
Division of Legal Services  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399

Norman H. Horton  
Messer, Caparello & Self, P.A.  
P.O. Box 1876  
Tallahassee, FL 32301



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Attorney

Exhibit "A"

CITY GAS COMPANY OF FLORIDA

Justification for Confidential Data Provided in Response to Staff's Third Request  
For Production of Documents in NUI/City Gas' Request For Rate Increase;  
Docket No. 000768-GU:

<u>SCHEDULES</u>	<u>PAGES</u>	<u>LINES</u>	<u>COLUMNS</u>	<u>RATIONALE</u>
Response to Request for Production No. 25.	1	1-15	1	1, 3, 4
	2	1-11		1, 3, 4
	3	1-2		1, 3, 4
	4	1-6		1, 2
	6	1		1,2
	8-12	all		5
	13	1-3		1, 4
	15	1-3		1, 4
	16	all		1, 3, 4, 5
	17	1-8		1, 4
	19	1		2
	20	1		1, 4
	21	1-6		1, 4
	23	1-4	1	1, 4
	24	1-8		1, 4
	25	1-13		1, 4
	26-32	all		1, 4, 5
	33	1-6		1, 4
	35	1		1, 4
	37	1-11		1, 4
	38-44	all		1, 4, 5
	45	1-14		1, 4
	46	1-4		1, 4
	47	1-4		1, 3, 4
	48	1		1, 4
	49	1-4		1, 4
	50	1-5		1, 4
	51	1-7		1, 4
	53	1-7		1, 4
	54	1-7		1, 4
	55	1-8		1, 4
	56	1-7		1, 4

57	1-5		1, 4
58	1-7		1, 4
60	1		1, 4
62	1-8		1, 4
63	1-5		1, 4
64	1-5		1, 4
66	1		1, 4
67	1-8		1, 4
68	1-3		1, 4
69	1-7		1, 4
71	1		1, 4
73	1-6		1, 4
74	1-11		1, 3, 4
76	1-4	A, B, C	1, 3, 4
77	1-2		1, 3, 4
78	1-5		1, 3, 4
79	1-3		1, 3, 4
80	1-7		1, 3, 4
81	1-7		1, 3, 4
82	1-8		1, 3, 4
83	1-2		1, 3, 4
84	1-3		1, 3, 4
85	1-11		1, 3, 4
86	1-3		1, 3, 4
87	1		1, 3, 4
88	1-5	1	1, 4
90	1-6	1, 2	1, 3, 4
91	1-5		1, 4
92	1-6	1-5	1, 4
93	1-8		1, 4
94	1-6		1, 4
95	1-3		1, 4
96	1-6		1, 4

Response to  
Request for  
Production  
No. 26

1	1		1, 4
2	1-2		1, 4
2A	all		1, 4
2B	all		1, 4
3	1-8		1, 3, 4
6	1-2		1, 3, 4
7	1-7		1, 3, 4

8	1-3		1, 3, 4
10	1-2		1, 3, 4
14	1		1, 4
15	1-4		1, 4
17	1-3		1, 3, 4
24-46	all		1, 3, 4
48	1-30		1, 4
49	1-13		1, 4
50	1-3	1-3	1, 4
51	1-3	1-3	1, 4
52	1-3	1-3	1, 4
53	1-3	1-3	1, 4
54	1-3	1-3	1, 4
55	1-3	1-3	1, 4
56	1-3	1-3	1, 4
57	1-3	1-3	1, 4
58	1-3	1-3	1, 4
59	1-3	1-3	1, 4
60	1-3	1-3	1, 4
61	1-3	1-3	1, 4
62	1-3	1-3	1, 4
63	1-3	1-3	1, 4
64	1-3	1-3	1, 4



## **EXHIBIT "B"**

### **CITY GAS COMPANY OF FLORIDA**

#### **JUSTIFICATION FOR CONFIDENTIAL DATA**

1. The information contained herein, including customer specific data, relates to competitive interests, the disclosure of which would impair the competitive business of the Company. Pursuant to Section 366.093(3) Florida Statutes, it is specifically deemed to be proprietary confidential business information.
2. The information contained herein concerns contractual data, the disclosure of which would impair the efforts of the utility to contract for goods or services on favorable terms. Pursuant to Section 366.093(3) Florida Statutes, it is specifically deemed to be proprietary confidential business information.
3. The information contained herein contains trade secrets. Pursuant to Section 366.093(3) Florida Statutes, it is specifically deemed to be proprietary confidential business information.
4. The information contained herein contains information, including customer specific data, the disclosure of which would cause harm to the Company's business operation of developing new territory for natural gas distribution. Pursuant to Section 366.093(3) Florida Statutes, it is specifically deemed to be proprietary confidential business information.
5. A private agreement provides that the information contained herein will not be released to the public. Pursuant to Section 366.093(3) Florida Statutes, it is specifically deemed to be proprietary business information.

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In Re: Request for Rate Increase by City )  
Gas Company of Florida )  
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Docket No. 000768-GU

Filed: December 5, 2000

**CITY GAS COMPANY OF FLORIDA  
REQUEST FOR CONFIDENTIAL CLASSIFICATION**

**EXHIBIT "C"**

TWO REDACTED COPIES OF  
RESPONSE TO STAFF'S REQUEST FOR  
PRODUCTION OF DOCUMENTS NOS. 25 & 26