



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 5, 2013
TO: Division of Economics, Office of Primary Responsibility
FROM: OFFICE OF COMMISSION CLERK
RE: CONFIDENTIALITY OF CERTAIN INFORMATION
 DOCKET NO: 120313-GU DOCUMENT NO: 00582-13
 DESCRIPTION: Peninsula (Keating) - (CONFIDENTIAL) Information in responses to staff's first data request, No. 3.
 SOURCE: Peninsula Pipeline Company, Inc.

RECEIVED-FPSC
 13 FEB -5 PM 2:51
 COMMISSION CLERK

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 company to contract for services on favorable terms;
 - (e) Employee personnel information unrelated to compensation, duties, qualifications, or responsibilities;
 - (f) Tax returns or tax-related information;
 - (g) Information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of information.
- 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 Jane KJ on 2/5/13, a copy of which has been sent to the Office of Commission Clerk and the Office of General Counsel.

DOCUMENT NUMBER-DATE
 00711 FEB-5 2013
 FPSC-COMMISSION CLERK

State of Florida



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

DATE: February 5, 2013
TO: Keino Young, Senior Attorney, Office of the General Counsel
FROM: Laura V. King, Economic Analyst, Division of Economics *LK*
RE: Docket No. 120313-GU - Petition for approval of transportation service agreement with Florida Public Utilities Company, by Peninsula Pipeline Company, Inc.

On January 29, 2013, Florida Public Utilities Company (FPUC) filed a Request for Confidential Classification (Request) for information contained in its response to Staff's First Data Request, Item No. 3 (DN 00582-13). The Request states that FPUC treats this information as proprietary confidential business information consistent with the definition of that term in Section 366.093(3), Florida Statutes and the amounts identified, if disclosed, would enable a competitor to back into confidential contractual data.

After reviewing the above referenced document, staff agrees that disclosure of the redacted information could harm the Company's ability to effectively negotiate for goods and services; therefore, staff recommends the request be granted.