

Floyd R. Self (850) 521-6727 fself@bergersingerman.com

May 25, 2017

## **BY HAND DELIVERY**

Ms. Callotta Stauffer, Director Office of the Commission Clerk Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850

Re: Docket No. 160175-GU

Dear Ms. Stauffer:

Enclosed for filing are an original and seven copies of the Florida City Gas ("FCG") Request for Confidential Classification ("Request") which contains the confidential documents associated with FCG's Response to Staff's Second Data Requests filed in this docket on May 24, 2017. Included with this Request in a sealed envelope marked "CONFIDENTIAL" is a CD-ROM containing the electronic copies of the four confidential Excel spreadsheets.

An extra copy of this letter is enclosed. Please date stamp this copy and return it to me.

Thank you for your assistance with this filing. If you have any questions, please contact me directly.

Berger Singerman LLP COM AFD AFD APA ECO 7 copres ENG GCL IDM TEL CLK

FRS/AM Enclosures

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Sincerely,

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## BEFORE THE PUBLIC SERVICE COMMISSION

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In Re: Petition for Review and Determination on the Project Construction and Gas Transportation Agreement By and Between NUI Utilities, Inc. d/b/a City Gas Company of Florida and Florida Crystals Corporation dated April 24, 2001 and Approval of an Interim Service Arrangement Docket No.: 160175-GU

Filed: May 25, 2017

## FLORIDA CITY GAS REQUEST FOR CONFIDENTIAL CLASSIFICATION FOR THE RESPONSES TO STAFF'S SECOND SET OF DATA REQUEST

Florida City Gas ("FCG" or "Company"), by and through its undersigned counsel, and pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006(4), Florida Administrative Code, hereby files this Request for Confidential Classification ("Request") for the confidential attachments to FCG's Responses to Staff's Second Set of Data Requests, Nos. 1 and 3 filed on May 24, 2017. Specifically the four attachment documents containing confidential information include: three Excel workbooks associated with the Response to Request No. 1 that updates the Joint Petition Confidential Exhibit C (Cost Study documentation) and one Excel workbook associated with the Response to Request the Joint Petition Confidential Exhibit C (Cost Study documentation) and one Excel workbook associated with the Response to Request No. 3 that updates the Joint Petition Confidential Exhibit D (True Up Calculations). These four Excel workbooks are being provided on a CD-ROM containing the unlocked native Excel spreadsheets. In support of this Request, FCG states as follows:

1. On May 10, 2017, the Commission Staff served its second set of Data Requests on FCG requesting further information, clarification, and corrections to certain information FCG filed in connection with the May 4, 2017, Joint Petition to Approve the *Amended and Restated Project Construction and Gas Transportation Agreement By and Between NUI Utilities, Inc. d/b/a City Gas Company of Florida and Florida Crystals Corporation dated April 24, 2001, As* 

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*Amended* \_\_\_\_\_, 2017 ("Joint Petition"). In responding to Requests 1 and 3, FCG has prepared updated cost of service and true up calculations, which contain confidential information as follows:

a. Request 1. These three spreadsheets update the historic and projected revenues and revenue requirements at 20 million therms and 28.8 million therms for the period 2001 through 2031. These Excel workbooks are identified as Revised Confidential Exhibit C-2B (28.8M), Revised Confidential Exhibit C-2C (20M), and a comparison document. These spreadsheets present information similar to the information presented in FCG's original July 22, 2016, Petition Exhibit No. 2, FCG's Data Request Response Exhibit 2A, and the Joint Petition Confidential Exhibit C.

b. Request 3. This Excel spreadsheet contains the same information as in Joint Petition Exhibit D except for the correction for the March usage that was incorrectly presented from the March 2017 invoice.

2. Since all of this information has been previously submitted to the PSC in this docket, the justifications provided in support of those prior filings, especially the May 5, 2017, Request for Confidential Classification, apply here with equal force and are adopted herein by reference.

3. Attached to this Request is an envelope marked "CONFIDENTIAL" containing a CD-ROM containing the four unlocked Excel spreadsheets. Since this information is being provided electronically, there are no redacted public copies to provide.

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4. Pursuant to Section 366.093(4), Florida Statutes, and Rule 25-22.006(9), Florida Administrative Code, FCG requests that the information described above as proprietary confidential business information be protected from disclosure for a period of at least 18 months and all information be returned to FCG as soon as the information is no longer necessary for the Commission to conduct its business.

WHEREFORE, Florida City Gas requests that confidential classification be granted to the confidential attachments to FCG's Responses to Staff's Second Set of Data Requests, Nos. 1 and 3 filed on May 25, 2017, consisting of four unlocked Excel files contained on the CD-ROM being provided.

Respectfully submitted,

Floyd R. Self, B.C.S. Berger Singerman LLP 313 North Monroe Street, Suite 301 Tallahassee, Florida 32301 Direct Telephone: (850) 521-6727 Facsimile: (850) 561-3013 fself@bergersingerman.com

Counsel for Florida City Gas

## CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been furnished by E-Mail on this 25<sup>th</sup> day of May, 2017, to the following:

Robert Scheffel Wright, Esq. John T. LaVia, III, Esq. Gardner, Bist, Bowden, Bush, Dee, LaVia & Wright, P.A. 1300 Thomaswood Drive Tallahassee, FL 32308 <u>schef@gbwlegal.com</u> <u>jlavia@gbwlegal.com</u> <u>rhonda@gbwlegal.com</u> <u>Counsel for Florida Crystals</u> Margo Duval, Esq. Office of the General Counsel Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399 <u>mduval@psc.state.fl.us</u>

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