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July 6, 2020

VIA E-PORTAL FILING

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

Re: In re: Petition for approval of tariff modifications for liquified natural gas service by
Peoples Gas System
Docket No. 20200093

Dear Mr. Teitzman:

Attached for electronic filing in the above docket on behalf of Peoples Gas System, please find its Motion for a Temporary Protective Order.

Your assistance in this matter is greatly appreciated.

Sincerely,

Andrew M. Brown

AB/plb

Attachments

cc: J.R. Kelly/Stephanie Morse (kelly.jr@leg.state.fl.us; morse.stephanie@leg.state.fl.us)
Kurt Schrader (kschrade@psc.state.fl.us)
Paula K. Brown
Kandi Floyd
Karen Bramley
Thomas F. Fariior, Esq.

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for approval of tariff modifications)	
for liquified natural gas service)	Docket No. 20200093
by Peoples Gas System.)	Submitted for Filing:
)	July 6, 2020
)	
)	
_____)	

PEOPLES GAS SYSTEM’S MOTION FOR A TEMPORARY PROTECTIVE ORDER

Peoples Gas System (“Peoples” or the “Company”), pursuant to Rule 25-22.006(6)(c), *Florida Administrative Code*, hereby moves the Commission for entry of a temporary protective order exempting from Section 119.07(1), *Florida Statutes*; certain information requested by the Office of Public Counsel (“OPC”) through discovery, and for the protection of that information against public disclosure pending OPC’s review of it in question. In support of its Motion the Company says:

1. On June 5, 2020, OPC served on Peoples its First Set of Interrogatories (Nos. 1-7) and First Request for Production of Documents (Nos. 1-2). This Motion relates to OPC’s First Request for Production of Documents No. 2 which read as follows:
 2. Produce any and all documentation, including, but not limited to, correspondence or requests from current, or potential future, customers and business entities that (a) support or demonstrate the need for the Tariff, (b) relate to the instant Petition and proposed Tariff, and (c) relate to the potential that some or all of the LNG facility costs which result from the proposed Tariff could be incorporated into the rates paid by the general body of PGS’ ratepayers.

2. Peoples possesses many documents responsive to the above PODs, that contain confidential proprietary business information entitled to protection against public disclosure pursuant to Section 366.093, *Florida Statutes*, in that they contain among other things:

(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 (Section 366.093(3)(d) and (e), *Florida Statutes*).

3. Public disclosure of the information in question would adversely affect the economic interests of Peoples and its customers.

4. Rule 25-22.006, *Florida Administrative Code*, provides for protection of this type of information when a utility allows Public Counsel to inspect or take possession of such information in the course of discovery. Subsection (6)(c) of this rule states:

(c) When a utility or other person agrees to allow Public Counsel to inspect or take possession of utility information for the purpose of determining what information is to be used in a proceeding before the Commission, the utility may request a temporary protective order exempting the information from Section 119.07(1), F.S. If the information is to be used in a proceeding before the Commission, then the utility must file a specific request for a protective order under paragraph (a) above. If the information is not to be used in a proceeding before the Commission, then Public Counsel shall return the information to the utility in accordance with the record retention requirements of the Department of State.

5. Peoples requests a temporary protective order in order to allow OPC access to the information requested and at the same time protect the economic interests of Peoples and its customers from the harm that would result from public disclosure of the above-referenced confidential information.

6. Peoples is prepared to furnish OPC access to the requested information. The Company maintains the information in question in a confidential form and has not disclosed it publicly.

WHEREFORE, Peoples moves the Commission for entry of a temporary protective order allowing it to provide access to OPC to the information requested while maintaining the confidential nature of that information.

DATED this 6th day of July, 2020.

Respectfully submitted,



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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing Motion for a Temporary Protective Order, filed on behalf of Peoples Gas System, has been furnished electronically to Adam J. Teitzman, Commission Clerk, Florida Public Service Commission, 2549 Shumard Oak Blvd., Tallahassee, FL 32399-0850; the Office of Public Counsel, J.R. Kelly/Stephanie Morse, c/o The Florida Legislature, 111 W. Madison Street, Room 812, Tallahassee, FL 32399, kelly.jr@leg.state.fl.us; morse.stephanie@leg.state.fl.us; Kurt Schrader, Public Service Commission, Office of General Counsel, 2540 Shumard Oak Blvd., Tallahassee, FL 32399, kschrade@psc.state.fl.us on this 6th day of July, 2020.



Andrew M. Brown