

State of Florida

Commissioners:
SUSAN F. CLARK, CHAIRMAN
J. TERRY DEASON
JULIA L. JOHNSON
DIANE K. KIESLING
JOE GARCIA



DIVISION OF APPEALS
DAVID E. SMITH
DIRECTOR
(904) 413-6245

Public Service Commission

February 1, 1996

F. Marshall Deterding, Esq.
Rose, Sundstrom & Bentley
2548 Blairstone Pines Drive
Tallahassee, FL 32301

Re: Docket No. 960026-WU - Request for confidential treatment of information requested by staff during informal overearnings investigation audit, by The Peoples Water Service Company

Dear Mr. Deterding:

This is to inform you that, pursuant to Rule 25-22.006(4), Florida Administrative Code, your request for confidential classification, dated January 5, 1996 in Docket No. 960026-WU, is deficient on its face.

The following deficiencies have been identified:

1. The information for which confidential treatment is sought has not been sufficiently identified as required by Rule 25-22.006(4) (a).
2. The request does not include a line-by-line justification demonstrating how the information asserted to be confidential qualifies as such as required by Rule 25-22.006(4) (c).
3. The request does not include an affirmative statement that the material for which confidential classification is sought is intended to be and is treated by the utility as confidential as required by Rule 25-22.006(4) (d).

CK _____
 FA _____
 PP _____
 AF _____
 MU _____
 TR _____
 JAG _____
 LEG _____
 LN _____
 OFC _____
 RCH _____
 SEC 1 _____
 WAG _____

DOCUMENT NUMBER - DATE

01182 FEB-1996

FPSC-RECORDS/REPORTING

F. Marshall Deterding, Esq.
Page -2-
February 1, 1996

If a revised filing which meets the requirements of the rule is not received by the Director of the Division of Records and Reporting within 15 days from the date of this letter, a recommendation to the prehearing officer will be made to deny the request pursuant to Rule 25-22.006(4)(e), Florida Administrative Code. After the time for appeal of the Prehearing Officer's order has run, the material will become public record and be placed in the docket file.

Please govern yourselves accordingly.

Sincerely,



Mary Anne Helton
Associate General Counsel

cc: Blanca Bayó
Bob Freeman