



Attorneys and Counselors at Law  
123 South Calhoun Street  
P.O. Box 391 32302  
Tallahassee, FL 32301

P: (850) 224-9115  
F: (850) 222-7560

ausley.com

August 16, 2023

VIA HAND DELIVERY

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

**REDACTED**

RECEIVED-FPSC  
2023 AUG 16 AM 11:39  
COMMISSION  
CLERK

Re: Docket No. 20230023-GU; Petition for Rate Increase by Peoples Gas System, Inc.

Docket No. 20220219-GU; Peoples Gas System's Petition for Rate Approval of 2022 Depreciation Study

Docket No. 20220212-GU; Peoples Gas System's Petition for Approval of Depreciation Rate and Subaccount for Renewable Natural Gas Facilities Leased to Others

Dear Mr. Teitzman:

Enclosed for filing in the above docket is Peoples Gas System, Inc.'s Request for Confidential Classification of certain information contained in the August 2, 2023 deposition transcript of Christian Richard. Also enclosed are the public (redacted) versions of these documents.

Thank you for your assistance in connection with this matter.

Sincerely,

Virginia Ponder

VLP/ne  
Attachment

cc: All parties of record (w/att.)

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Petition for Rate Increase by Peoples Gas System, Inc.	DOCKET NO. 20230023-GU
Peoples Gas System's Petition for Rate Approval of 2022 Depreciation Study	DOCKET NO. 20220219-GU
Peoples Gas System's Petition for Approval of Depreciation Rate and Subaccount for Renewable Natural Gas Facilities Leased to Others	DOCKET NO. 20220212-GU FILED: August 16, 2023

**PEOPLES GAS SYSTEM INC.'S  
REQUEST FOR CONFIDENTIAL CLASSIFICATION  
AND REQUEST FOR TEMPORARY PROTECTIVE ORDER**

Peoples Gas System, Inc. ("Peoples" or "the company"), pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, hereby requests confidential classification of the yellow highlighted information contained in the following described document(s) ("the Document(s)") stamped "CONFIDENTIAL" and all information that is or may be printed on yellow paper stock stamped "CONFIDENTIAL" within the Document(s), all of said confidential information being hereinafter referred to as "Confidential Information."

**Description of the Document(s)**

Pursuant to its notice of deposition duces tecum filed on July 27, 2023, the Office of Public Counsel took the deposition of Christian Richard on Wednesday, August 2, 2023. *See* DN 04318-2023. The company believes that portions of the Richard transcript, as specified on Exhibit "A," constitute Confidential Information and has designated it as such by highlighting. Contemporaneous with the filing of this request, Peoples submitted the Confidential Information to the Commission Clerk under a separate, confidential cover letter. Peoples requests confidential classification for this information such that it will be entitled to protection against public disclosure pursuant to Section 366.093, Florida Statutes. In support of this request, the company states:

1. Subsection 366.093(1), Florida Statutes, provides that any records “found by the Commission to be proprietary confidential business information shall be kept confidential and shall be exempt from s. 119.07(1), Florida Statutes [requiring disclosure under the Public Records Act].” Proprietary confidential business information includes but is not limited to: (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 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; and (f) employee personnel information unrelated to compensation, duties, qualifications, or responsibilities. §366.093(3)(a)-(f), Fla. Stat. The Confidential Information that is the subject of this request and motion falls within one or more of these statutory categories and, thus, constitutes proprietary confidential business information entitled to protection under Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code.

2. Attached hereto as Exhibit "A" is a justification for confidential treatment of the Confidential Information contained in the Documents.

3. Exhibit “B” contains the public versions of the Document with the Confidential Information.

4. The Confidential Information contained in the Document is intended to be and is treated by Peoples as private and has not been publicly disclosed.

5. For the same reasons set forth herein in support of its request for confidential classification, Peoples also moves the Commission for entry of a Temporary Protective Order pursuant to Rule 25-22.006(6)(a) of the Florida Administrative Code.

**Requested Duration of Confidential Classification**

6. Pursuant to Rule 25-22.006(9)(a), Peoples requests that the Confidential Information be treated by the Commission as confidential proprietary business information for 18 months. If, and to the extent that the company is in need of confidential classification of the Confidential Information beyond the 18-month period set forth in the Commission rule, the justification and grounds for such extended confidential treatment are set forth in Exhibit "C" to this request and motion.

WHEREFORE, Peoples Gas System, Inc. respectfully requests that the Confidential Information that is the subject of this request and motion be accorded confidential classification for the reasons set forth herein and for 18 months.

DATED this 16<sup>th</sup> day of August, 2023.

Respectfully submitted,



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J. JEFFRY WAHLEN  
[jwahlen@ausley.com](mailto:jwahlen@ausley.com)  
MALCOLM N. MEANS  
[mmeans@ausley.com](mailto:mmeans@ausley.com)  
VIRGINIA PONDER  
[vponder@ausley.com](mailto:vponder@ausley.com)  
Ausley McMullen  
Post Office Box 391  
Tallahassee, Florida 32302  
(850) 224-9115

ATTORNEYS FOR PEOPLES GAS SYSTEM, INC.

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing Motion, filed on behalf of Peoples Gas System, Inc., has been furnished by electronic mail on this 16<sup>th</sup> day of August, 2023 to the following:

Major Thompson  
Ryan Sandy  
Austin Watrous  
Daniel Dose  
Chasity Vaughan  
Danyel Sims  
Office of General Counsel  
Florida Public Service Commission  
Room 390L – Gerald L. Gunter Building  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850  
[rsandy@psc.state.fl.us](mailto:rsandy@psc.state.fl.us)  
[mthomps@psc.state.fl.us](mailto:mthomps@psc.state.fl.us)  
[awatrous@psc.state.fl.us](mailto:awatrous@psc.state.fl.us)  
[ddose@psc.state.fl.us](mailto:ddose@psc.state.fl.us)  
[dsims@psc.state.fl.us](mailto:dsims@psc.state.fl.us)  
[cvaughan@psc.state.fl.us](mailto:cvaughan@psc.state.fl.us)

Amber Norris  
Dylan Andrews  
Division of Accounting and Finance  
Florida Public Service Commission  
Room 160B – Gerald L. Gunter Bldg.  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850  
[amnorris@psc.state.fl.us](mailto:amnorris@psc.state.fl.us)  
[dandrews@psc.state.fl.us](mailto:dandrews@psc.state.fl.us)

Jon C. Moyle, Jr.  
Karen A. Putnal  
Moyle Law Firm, P.A.  
118 North Gadsden Street  
Tallahassee, Florida 32301  
[jmoyle@moylelaw.com](mailto:jmoyle@moylelaw.com)  
[kputnal@moylelaw.com](mailto:kputnal@moylelaw.com)

Walt L. Trierweiler  
Charles J. Rehwinkel  
Patricia A. Christensen  
Mary A. Wessling  
Office of Public Counsel  
111 West Madison Street – Room 812  
Tallahassee, FL 32399-1400  
[trierweiler.walt@leg.state.fl.us](mailto:trierweiler.walt@leg.state.fl.us)  
[rehwinkel.charles@leg.state.fl.us](mailto:rehwinkel.charles@leg.state.fl.us)  
[christensen.patty@leg.state.fl.us](mailto:christensen.patty@leg.state.fl.us)  
[wessling.mary@leg.state.fl.us](mailto:wessling.mary@leg.state.fl.us)



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ATTORNEY

**EXHIBIT A**  
**JUSTIFICATION FOR CONFIDENTIAL TREATMENT**

<b><u>Page : Line Number(s)</u></b>	<b><u>Document Description</u></b>	<b><u>Description of Information</u></b>	<b><u>Justification</u></b>
29:12-19	The Deposition transcript of Witness Christian Richard, held on August 2, 2023.	The Highlighted Information	(1)
30:2-5	Same as above.	The Highlighted Information	(1)

- (1) This information consists of the identities of current or potential individual Peoples customers and specific project information. The highlighted text thus constitutes “[i]nformation relating to competitive interests, the disclosure of which would impair the competitive business of the provider of the information” under Section 366.093(3)(e), Florida Statutes.

**EXHIBIT B**  
**PUBLIC VERSION(S) OF THE DOCUMENT(S)**

Attached hereto (unless previously filed as may be noted below) are two public versions of the Document(s) with the Confidential Information redacted.

Public Version(s) of the Document(s) attached \_\_\_\_\_

Public Version(s) of the Document(s) attached   X

1           A     Yes.  I apologize.

2           Q     All right.  I will still ask you where you  
3 stand.

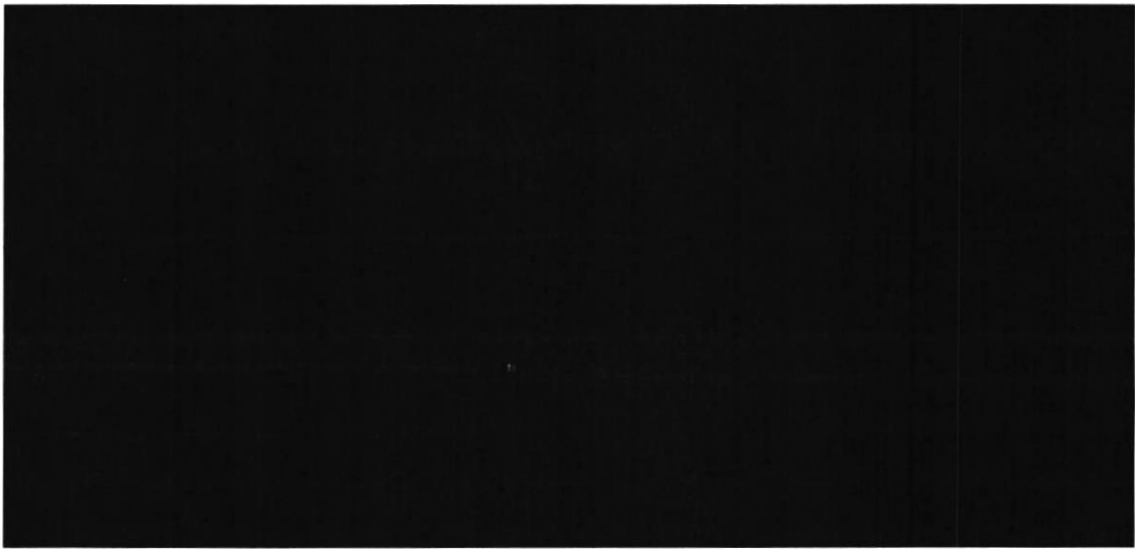
4           A     Yeah.  Yeah.

5           Q     All right.  Let's look on page seven, lines 14  
6 through 18 of your rebuttal.  And it says on line 17,  
7 both projects have been delayed, and this is referencing  
8 Brightmark and FGT to JEF?

9           A     Correct.

10          Q     Tell me, what is the from to when, what is the  
11 delay?

12  
13  
14  
15  
16  
17  
18  
19



20                   On the Brightmark RNG, there has been some  
21 delays in the -- what do you call that -- demonstrating  
22 that the digester is working properly, the testing, or  
23 the proof that it's working correctly.  So there has  
24 been some delays on the customer side which has impacted  
25 the closing of the project -- performance period.



1 Performance period. I apologize.

2

3

4

5

6 Q Unfortunately, he was earlier in the week.

7 A Oh, we can confirm that and come back.

8 Q Okay. And --

9 A We can confirm that at break.

10 Q Okay. And the same with Brightmark?

11 A Brightmark closing is -- should be fairly  
12 soon, you know, within a month, I would say.

13 Q All right. I think what I will do is I will  
14 probably ask Rachel Parsons about this, just from an  
15 accounting standpoint --

16 A Sure. Yes.

17 Q -- and I can --

18 A And from our part, you know, we do the  
19 engineering and construction of it. The commercial  
20 piece, it would certainly be more up-to-date, both Lew  
21 and Rachel.

22 Q Yeah. I am just going to try to understand.

23 I don't think it impacts the MFRs, but I want to --

24 that's what I want to ask her about, is where does that  
25 stand.

1 A Yes. I apologize.

2 Q All right. I will still ask you where you  
3 stand.

4 A Yeah. Yeah.

5 Q All right. Let's look on page seven, lines 14  
6 through 18 of your rebuttal. And it says on line 17,  
7 both projects have been delayed, and this is referencing  
8 Brightmark and FGT to JEF?

9 A Correct.

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23 the proof that it's working correctly. So there has  
24 been some delays on the customer side which has impacted  
25 the closing of the project -- performance period.

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15 accounting standpoint --

16 A Sure. Yes.

17 Q -- and I can --

18 A And from our part, you know, we do the  
19 engineering and construction of it. The commercial  
20 piece, it would certainly be more up-to-date, both Lew  
21 and Rachel.

22 Q Yeah. I am just going to try to understand.

23 I don't think it impacts the MFRs, but I want to --

24 that's what I want to ask her about, is where does that  
25 stand.

**EXHIBIT C**  
**JUSTIFICATION FOR EXTENSION OF CONFIDENTIALITY PERIOD**

N/A