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February 9, 2022

VIA: ELECTRONIC FILING

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

Re: Joint Petition of Tampa Electric Company and Withlacoochee River Electric
Cooperative for Approval of Amendment to Territorial Agreement;
Docket No. 20210197-EU;

Dear Mr. Teitzman:

Attached for filing in the above docket are Tampa Electric Company and Withlacoochee River Electric Cooperative's joint responses to Staff's First Data Request Nos.1-4, propounded on January 25, 2022.

Thank you for your assistance in connection with this matter.

Sincerely,



Malcolm N. Means

MNM/bmp
Attachment

cc: Oakley Ward, Public Utility Analyst, FPSC (w/attachment)
Paula Brown, TECO Regulatory

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing responses to Staff's First Data Request (Nos. 1-4), filed on behalf of Tampa Electric Company, have been furnished by electronic mail on this 9th day of February 2022 to the following:

Ryan Sandy
Office of General Counsel
Florida Public Service Commission
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ATTORNEY

**TAMPA ELECTRIC COMPANY
DOCKET NO. 20210197-EU
STAFF'S FIRST DATA REQUEST
REQUEST NO. 1
BATES PAGE: 1
FILED: FEBRUARY 9, 2022**

1. The joint petitioners are requesting an amendment to their 1990 Territorial Agreement in Pasco County, which was subsequently amended in 2006 and 2017. Please explain why the petitioners do not believe that certain provisions of the existing Territorial Agreement need to be modified and updated to reflect the proposed revisions to the Two Rivers Ranch Subdivision. Can the petitioners file an addendum to their existing Territorial Agreement to reflect the new boundaries in the Two Rivers Ranch Subdivision (while keeping the rest of the Agreement the same)?
 - A. Section 4.1 of the 1990 Territorial Agreement states: "Any proposed modifications to this Agreement shall be submitted to the Florida Public Service Commission for approval." As a result, the Petition is framed as a request to modify the agreement instead of a request for an addendum to the agreement. The Petitioners agree that an addendum would have the same ultimate effect as a modification in that their service area boundary would be changed.

The Petitioners do not believe that any provisions of the 1990 Territorial Agreement, other than the boundary line between the utilities' service areas, need to be modified at this time.

The 1990 Territorial Agreement is generally comprised of four components: (1) It defines the utilities' respective service areas and sets the boundary between them; (2) It sets out the terms under which a utility may provide temporary service to a customer in the other utility's service area (e.g., when the other utility does not have facilities in place to serve the customer); (3) It effectuates the transfer of ownership for facilities where necessary; and (4) It sets out the terms governing the Agreement itself (e.g., duration, modifications, construction, assignment, notices).

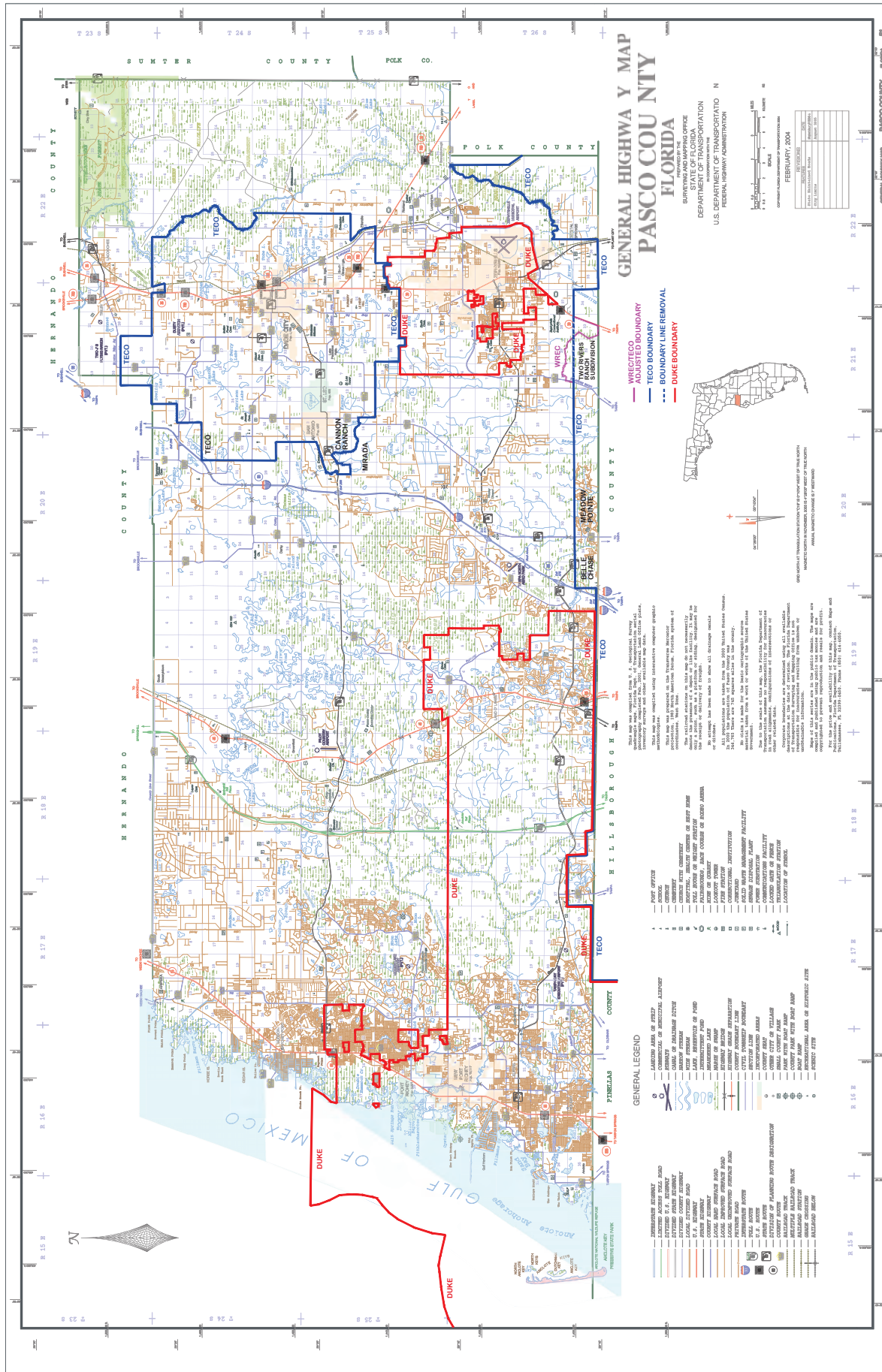
Through this Petition, the Petitioners only seek to modify the first component the boundary line between the two utilities' service areas. The Petitioners have operated under the other terms of the Agreement for many years without any material disputes. As a result, the Petitioners believe that reopening that language is not necessary at this time.

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REQUEST NO. 2
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- 2.** Paragraph 20 of the petition states that 475 future residential WREC customers will be transferred to TECO, while 561 future residential TECO customers will be transferred to WREC. Please state if all the affected future customers will be within the proposed Two Rivers Ranch subdivision.
- A.** Yes, each of the proposed future customers will be located within the Two Rivers Ranch subdivision.

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- 3.** Please provide an official Florida Department of Transportation General Highway County map as required by Rule 25-6.0440(1)(f), Florida Administrative Code, depicting the general locations of Meadow Pointe, Belle Chase, Cannon Ranch, Mirada, and Two Rivers Ranch subdivisions.
- A.** Please see attached.



**TAMPA ELECTRIC COMPANY
DOCKET NO. 20210197-EU
STAFF'S FIRST DATA REQUEST
REQUEST NO. 4
BATES PAGE: 5
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- 4.** Please state how large the Two Rivers Ranch Subdivision is in acres.
- A.** The Two Rivers Ranch subdivision is approximately 3,500 acres in Pasco County and approximately 500 acres in Hillsborough County.