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March 17, 2003

HAND DELIVERED

Ms. Blanca S. Bayo, Director
Division of Commission Clerk
and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Re: Fuel and Purchased Power Cost Recovery Clause with Generating Performance
Incentive Factor; FPSC Docket No. 030001-EI

Dear Ms. Bayo:

Enclosed for filing in the above docket are the original and ten (10) copies of Tampa Electric Company's Response, Motion for Protective Order and Objections to Citizens' First Set of Requests for Production of Documents (Nos. 1-9).

Please acknowledge receipt and filing of the above by stamping the duplicate copy of this letter and returning same to this writer.

Thank you for your assistance in connection with this matter.

Sincerely,


Lee L. Willis

LLW/pp
Enclosure

cc: All Parties of Record (w/enc.)

DOCUMENT NUMBER-DATE
02554 MAR 17 8
FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and Purchased Power Cost Recovery)
Clause with Generating Performance Incentive) DOCKET NO. 030001-EI
Factor.) FILED: March 17, 2003
_____)

**TAMPA ELECTRIC COMPANY'S RESPONSE, MOTION FOR
PROTECTIVE ORDER AND OBJECTIONS TO CITIZENS' FIRST
SET OF REQUESTS FOR PRODUCTION OF DOCUMENTS (NOS. 1-9)**

Tampa Electric Company ("Tampa Electric" or "the company") submits the following Response, Motion for Protective Order and Objections to Citizens of the State of Florida's ("Citizens") First Request for Production of Documents to Tampa Electric Company (Nos. 1-9) and, as grounds therefor, says:

Preliminary Nature of These Objections

The objections stated herein are preliminary in nature and are being filed in order to comply with the due date for written objections and also to take into account the fact that it is not possible for Tampa Electric to analyze all documents which may be responsive to the subject documents requests prior to the due date for written objections. To the extent Tampa Electric later determines that any of the following preliminary objections are not needed, they will be withdrawn. Should additional grounds for objections be discovered as Tampa Electric attempts to produce documents in this proceeding, the company reserves the right to supplement, revise or modify its objections. Should Tampa Electric determine that a further protective order is necessary with respect to any of the information requested, Tampa Electric reserves the right to file a motion with the Commission.

GENERAL OBJECTIONS

Tampa Electric makes the following general objections to Citizens' First Request for Production of Documents in this proceeding:

1. Tampa Electric objects to each request insofar as it seeks to impose obligations on Tampa Electric, which exceed the requirements of the Florida Rules of Civil Procedure or Florida law.

2. Tampa Electric objects to each and every discovery request to the extent such request calls for information which is exempt from discovery by virtue of the attorney/client privilege, work product privilege, or other applicable privilege.

3. Tampa Electric objects to each and every discovery request insofar as the request is not reasonably calculated to lead to the discovery of admissible evidence and is not relevant to the subject matter of this proceeding.

4. Tampa Electric objects to each discovery request to the extent that the information requested constitutes "trade secrets" which are privileged pursuant to Section 90.506, Florida Statutes, or which is proprietary confidential business information.

5. Tampa Electric objects to each and every request to the extent it seeks "all" documents in a specified category on grounds that such a requirement is burdensome, excessive, oppressive or excessively expensive. Tampa Electric is a large corporation with employees located in many different locations. In the course of its business, Tampa Electric creates numerous documents that are not subject to Florida Public Service Commission or other governmental records retention requirements. These documents are kept in numerous locations and are frequently moved from site to site as employees change jobs or as the business is reorganized. Therefore, not every document can be provided in response to these discovery

requests. Tampa Electric will make a good-faith effort to locate responsive documents in files and other locations where they are expected to be found in the ordinary course of business.

6. Tampa Electric objects to each and every document request to the extent it requests amended, supplemental or continuing discovery.

7. Tampa Electric objects to the definitions and instructions provided as overbroad, burdensome.

8. Tampa Electric is proceeding to research its records in response to Citizens' discovery requests and to the extent the company locates information responsive to those requests which is not subject to the foregoing general objections, the same will be provided to Citizens on a timely basis.

Motion for Protective Order

9. Tampa Electric's objections to Citizens' discovery requests are submitted pursuant to the authority contained in Slatnick v. Leadership Housing Systems of Florida, Inc., 368 So. 2d 78 (Fla. 3rd DCA 1979). To the extent that a Motion for Protective Order is required, Tampa Electric's objections are to be construed as a request for a Protective Order.

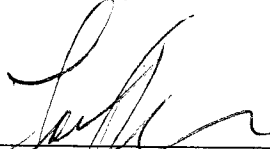
Objections to Specific Requests

Tampa Electric reserves the right to supplement its general objections with objections to specific discovery requests if and to the extent it deems specific objections necessary as the company compiles its responses to these discovery requests.

WHEREFORE, Tampa Electric submits the foregoing as its Response, Motion for Protective Order and Objections relating to Citizens' First Request for Production of Documents Nos. 1-9.

DATED this 17th day of March 2003.

Respectfully submitted,



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ATTORNEYS FOR TAMPA ELECTRIC COMPANY

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing Response, Motion for Protective Order and Objections to Citizens' First Request for Production (Nos. 1-9), filed on behalf of Tampa Electric Company, has been served by hand delivery (*) or U. S. Mail on this 17th day of March, 2003 to the following:

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