ATTORNEYS AND COUNSELORS AT LAW

227 SOUTH CALHOUN STREET P.O. BOX 391 (ZIP 32302) TALLAHASSEE, FLORIDA 32301 (850) 224-9115 FAX (850) 222-7560

April 8, 2003

HAND DELIVERED

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

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

Dear Ms. Bayo:

۰.

Enclosed for filing in the above docket is the original and ten (10) copies of Tampa Electric Company's Notice of Intent to Seek Confidential Classification of certain information contained in the company's Answers to Staff's Second Set of Interrogatories (Interrogatory No. 10).

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,

James D. Beasley

JDB/pp Enclosure

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

> DOCUMENT NUMBER-OARS U3290 APR-88 FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

)

)

In re: Fuel and Purchased Power Cost Recovery Clause with Generating Performance Incentive Factor.

DOCKET NO. 030001-EI FILED: April 8, 2003

TAMPA ELECTRIC COMPANY'S NOTICE OF INTENT TO SEEK CONFIDENTIAL CLASSIFICATION OF INFORMATION

Tampa Electric Company ("Tampa Electric" or "company") hereby serves Notice of its Intent to Seek Confidential Classification of a portion of Tampa Electric Company's answer to Staff's Second Set of Interrogatories (Interrogatory No. 10) and, as grounds therefor, says:

1. Tampa Electric is this date submitting under a separate cover letter a single confidential highlighted version of the company's answer to Staff's Second Set of Interrogatories (Interrogatory No. 10). The highlighted information is confidential proprietary business information, the disclosure of which would be harmful to Tampa Electric and its customers.

2. Attached hereto as Exhibit "A" are two public versions of Tampa Electric's answers to Staff's Interrogatory No. 10 with the confidential information redacted.

3. Tampa Electric seeks confidential treatment of the highlighted information contained in the single confidential version of its answer to Staff's Second Set of Interrogatories (Interrogatory No. 10) and will follow up within 21 days with a formal request and justification for such confidential treatment.

WHEREFORE, Tampa Electric submits the foregoing as its Notice of Intent to Seek Confidential Classification of Information. DATED this ***** day of April 2003.

- 1

5

Respectfully submitted,

Ben -

LEE L. WILLIS JAMES D. BEASLEY Ausley & McMullen Post Office Box 391 Tallahassee, Florida 32302 (850) 224-9115

ATTORNEYS FOR TAMPA ELECTRIC COMPANY

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Notice of Service has been furnished by U. S. Mail or hand delivery (*) on this <u></u>day of April 2003 to the following:

Mr. Wm. Cochran Keating, IV* Senior Attorney Division of Legal Services Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0863

Mr. James A. McGee Associate General Counsel Progress Energy Post Office Box 14042 St. Petersburg, FL 33733

Mr. Joseph A. McGlothlin
Ms. Vicki Gordon Kaufman
McWhirter, Reeves, McGlothlin, Davidson, Decker, Kaufman & Arnold, P.A.
117 S. Gadsden Street
Tallahassee, FL 32301

Mr. Robert Vandiver Associate Public Counsel Office of Public Counsel 111 West Madison Street – Suite 812 Tallahassee, FL 32399-1400

Mr. Norman Horton Messer Caparello & Self Post Office Box 1876 Tallahassee, FL 32302 Mr. John T. Butler Steel Hector & Davis LLP 200 South Biscayne Boulevard Suite 4000 Miami, FL 33131-2398

Mr. William Walker Florida Power & Light Company 215 South Monroe Street, Suite 810 Tallahassee, FL 32301-1859

Mr. R. Wade Litchfield Florida Power & Light Company 700 Universe Blvd. Juno Beach, FL 33408

Mr. John W. McWhirter, Jr.
McWhirter, Reeves, McGlothlin, Davidson, Decker, Kaufman & Arnold, P.A.
400 North Tampa Street, Suite 2450
Tampa, FL 33601-5126

Ms. Susan Ritenour Gulf Power Company One Energy Place Pensacola, FL 32520

Mr. Jeffrey A. Stone Mr. Russell A. Badders Beggs & Lane Post Office Box 12950 Pensacola, FL 32591-2950

ATTORNEY

h:\jdb\tec\030001 noi staff interog #10.doc

TAMPA ELECTRIC COMPANY DOCKET NO. 030001-EI STAFF'S 2nd SET OF INTERROGATORIES INTERROGATORY NO. 10 PAGE 1 OF 1 FILED: APRIL 8, 2003

- 10. If Tampa Electric does not intend to issue an RFP this year for waterborne coal transportation service, please describe the specific measures that Tampa Electric intends to take, or has taken, to ensure that it will obtain a market price for waterborne coal transportation service under any new contract for such service.
- A. As previously stated in the response to Interrogatory No. 8, Tampa Electric is currently evaluating its waterborne coal transportation needs and has not concluded if and when an RFP will be issued in 2003 to prospective providers of waterborne coal transportation service. Per the terms of the existing contract, if Tampa Electric has a continuing need for transportation services, TECO Transport has the option to extend the contract beyond the December 31, 2003 termination date. Therefore,

이야지 않는 것 같은 동안은 것 같은 말을 들었다. 이는 것 같은 것 같은 것은 것 같은 것이 가지 않는 것 같은 것 같	2. 1. 1. 1. 1. 1.
	an an air an air
	and the second
	1. A. A. A.
	1
In addition in accordance with EPSC Ord	or No

In addition, in accordance with FPSC Order No. 20298, issued on November 10, 1988, which established Tampa Electric's waterborne coal transportation benchmark, any negotiated waterborne coal transportation service agreement costs that are recovered must be at or below "market" as established by the company's waterborne transportation benchmark, unless the company requests recovery for and justifies any costs that exceed the benchmark.