

AUSLEY & McMULLEN

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

May 5, 2004

HAND DELIVERED

RECEIVED-FPSC
MAY -5 PM 2:47
COMMISSION
CLERK

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

Re: Review of Tampa Electric Company's waterborne transportation contract with
TECO Transport and associated benchmark; FPSC Docket No. 031033-EI

Dear Ms. Bayo:

Enclosed for filing in the above docket are the original and fifteen (15) copies of Tampa
Electric Company's Notice of Intent to Seek Confidential Classification of Information of
portions of its responses to the Fifth Request for Production of Documents (Nos. 34-38) of the
Staff of the Florida Public Service Commission.

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,

[Handwritten signature of James D. Beasley]

James D. Beasley

This docketed notice of intent was filed with
Confidential Document No. 05237-04. The
document has been placed in confidential storage
pending timely receipt of a request for
confidentiality.

- CMP
COM
CTR
ECR
GCL
OPC
MMS
RCA
SCR
SEC
OTH

JDB/pp

Enclosure

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

1 conf records

RECEIVED & FILED
FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

05236 MAY-5

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Review of Tampa Electric Company's)
Waterborne transportation contract with) DOCKET NO. 031033-EI
TECO Transport and associated benchmark.) FILED: May 5, 2004
_____)

**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 portions of Tampa Electric Company's responses to Staff's Fifth Request for Production of Documents (Nos. 34-38) 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 responses to Staff's Fifth Request for Production of Documents (Nos. 34-38). The highlighted information is confidential proprietary business information, the disclosure of which would be harmful to Tampa Electric and its customers.

3. Tampa Electric seeks confidential treatment of the highlighted information contained in the single confidential version of its responses to Staff's Fifth Request for Production of Documents (No. 38) 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 5th day of May 2004.

Respectfully submitted,



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 copy of the foregoing Notice of Intent, filed on behalf of Tampa Electric Company, has been furnished by U. S. Mail or hand delivery (*) on this 5th day of May 2004 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

Ms. Vicki Gordon Kaufman
Mr. Timothy J. Perry
McWhirter, Reeves, McGlothlin,
Davidson, 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. John W. McWhirter, Jr.
McWhirter, Reeves, McGlothlin,
Davidson, Kaufman & Arnold, P.A.
400 North Tampa Street, Suite 2450
Tampa, FL 33601-5126

Mr. Michael B. Twomey
Post Office Box 5256
Tallahassee, FL 32314-5256

Mr. Robert Scheffel Wright
Mr. John T. LaVia, III
Landers & Parsons, P.A.
Post Office Box 271
Tallahassee, FL 32302



ATTORNEY