# 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

### October 20, 2005

### 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

## Re: Fuel and Purchased Power Cost Recovery Clause with Generating Performance Incentive Factor; FPSC Docket No. 050001-EI

Dear Ms. Bayo:

Enclosed for filing in the above docket is the original and one copy of Tampa Electric Company's Answer to First Request for Production of Documents (Nos. 1-3) of the Florida Industrial Power Users Group, propounded and served by U. S. Mail on September 30, 2005.

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

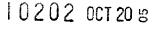
JDB/pp Enclosure

cc: All Parties of Record

(w/enc.)

BOOUMENT NUMBER-DATE

FROM MONTHANALAN -----



### BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

)

)

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

DOCKET NO. 050001-EI FILED: October 20, 2005

### TAMPA ELECTRIC COMPANY'S ANSWER TO FLORIDA INDUSTRIAL POWER USERS GROUP'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS (NOS. <u>1-3</u>)

Pursuant to Rule 28-106.206, Florida Administrative Code, and Rule 1.350, Florida Rules of Civil Procedure, Tampa Electric Company ("Tampa Electric" or "the company") answers the Florida Industrial Power Users Group's ("FIPUG") First Request for Production of Documents (Nos. 1-3) saying that it produced the requested documents for FIPUG's review on October 4, 2005.

WHEREFORE, Tampa Electric submits the foregoing as its answer to FIPUG's First Request for Production of Documents to Tampa Electric Company (Nos. 1-3).

DATED this 20 day of October 2005.

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 Answer, filed on behalf of Tampa Electric Company, has been furnished by U. S. Mail or hand delivery (\*) on this day of

October 2005 to the following:

Ms. Adrienne E. Vining\* Senior Attorney Office of General Counsel Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0863

Mr. R. Alexander Glenn Deputy General Counsel-Florida Progress Energy Service Co., LLC 100 Central Avenue St. Petersburg, FL 33701-3324

Mr. Gary V. Perko Hopping Green & Sams P.A. P.O. Box 6526 Tallahassee, FL 32314

Mr. Timothy J. Perry\* McWhirter, Reeves & Davidson, P.A. 117 S. Gadsden Street Tallahassee, FL 32301

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

Ms. Patricia A. Christensen Associate Public Counsel Office of Public Counsel 111 West Madison Street – Room 812 Tallahassee, FL 32399-1400

Mr. Norman Horton Messer Caparello & Self Post Office Box 1876 Tallahassee, FL 32302 Ms. Cheryl Martin Florida Public Utilities Company P. O. Box 3395 West Palm Beach, FL 33402-3395

Mr. John T. Butler Squire, Sanders & Dempsey, L.L.P. 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

Ms. Susan Ritenour Secretary and Treasurer Gulf Power Company One Energy Place Pensacola, FL 32520-0780

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

Mr. Jon C. Moyle, Jr. Moyle, Flanigan, Katz, Raymond & Sheehan, P.A. 118 N. Gadsden Street Tallahassee, FL 32301 Mr. Robert Scheffel Wright Mr. John T. LaVia, III Landers & Parsons, P.A. 310 West College Avenue Tallahassee, FL 32301

Mr. Mark Hoffman Legal Department CSX Transportation 500 Water Street, 14<sup>th</sup> Floor Jacksonville, FL 32202 Lieutenant Colonel Karen White Major Craig Paulson AFCESA/ULT 139 Barnes Drive Tyndall Air Force Base, FL 32403

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

2Brah

3