## AUSLEY & MCMULLEN

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ORIGINAL

January 23, 2007

#### 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



Fuel and Purchased Power Cost Recovery Clause with Generating Performance Re: Incentive Factor; FPSC Docket No. 070001-EI

Dear Ms. Bayo:

Enclosed for filing in the above docket are the original and fifteen (15) copies of Tampa Electric Company's Supplement to its Request for Confidential Treatment and Motion for Temporary Protective Order filed on October 30, 2006 relative to the Late-Filed Deposition Exhibit No. 11 of Joann T. Wehle.

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.

CMP	Sincerely,
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CTR	Jan casan
	$\mathcal{V}_{James D. Beasley}$
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RCAe: All Parties of Record	(w/enc.)
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James D. Beasley

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# ORIGINAL

#### BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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

DOCKET NO. 070001-EI FILED: January 23, 2007

### TAMPA ELECTRIC COMPANY'S SUPPLEMENT TO ITS REQUEST FOR CONFIDENTIAL TREATMENT AND MOTION FOR TEMPORARY PROTECTIVE ORDER

Tampa Electric Company ("Tampa Electric" or "the company"), pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, hereby supplements the Request for Confidential Treatment and Motion for Temporary Protective Order the company filed on October 30, 2006 relative to the Late-Filed Deposition Exhibit No. 11 of Tampa Electric witness Joann T. Wehle and, as grounds therefore, says:

1. The Request for Confidential Treatment and Motion for Temporary Protective Order Tampa Electric filed on October 30, 2006 was assigned Commission Document No. 09985. Witness Wehle's Late-Filed Deposition Exhibit No. 11 provided incremental hedge volumes and the average hedge price for those volumes for the period February 2005 through August 2006.

2. In addition to the matters originally contained in the company's October 30, 2006 Request for Confidential Treatment and Motion for Temporary Protective Order Tampa Electric further asserts that a recent example of the Commission having granted confidential treatment to the company's hedging strategies and details regarding the company's risk management plan appear in Order No. PSC-06-0831-CFO-EI issued October 6, 2006 in Docket No. 060001-EI. See, also, Order No. PSC-05-0508-CFO-EI issued May 9, 2005 in Docket No. 050001-EI. Order

DOCUMENT NUMBER-DATE

No. PSC-05-0508-CFO-EI issued May 9, 2005 in Docket No. 050001-EI. In this order the Commission concluded that information regarding Tampa Electric's hedging strategies and prioritizations is entitled to confidential protection under Section 366.093(3), Florida Statutes, in that the information in question constitutes information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of the information. See, also, Order No. PSC-05-0583-CFO-EI issued May 26, 2005 in Docket No. 050001-EI. In that order the Commission agreed with Tampa Electric's contention that disclosing its risk exposure levels on a monthly basis would provide an indicator of vulnerability to market price which information could be used by suppliers of fuel and purchased power to the competitive detriment of Tampa Electric.

WHEREFORE, Tampa Electric submits the foregoing to supplement the company's October 30, 2006 Request for Confidential Treatment and Motion for Temporary Protective Order of Late-Filed Deposition Exhibit No. 11 of Tampa Electric witness Joann T. Wehle.

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 and correct copy of the foregoing Supplement to Request for Confidential Classification and Motion for Temporary Protective Order, filed on behalf of Tampa Electric Company, has been furnished by U. S. Mail or hand delivery (\*) on this  $23^{64}$  day

of January 2007 to the following:

Ms. Lisa Bennett\* Staff Attorney Office of the General Counsel Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850

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