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July 2, 2007

HAND DELIVERED

RECEIVED-PPSC
07 JUL -2 PM 4:39
COMMISSION
CLERK

Ms. Ann Cole, 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. 070001-EI

Dear Ms. Cole:

Enclosed for filing in the above docket are the original and seven (7) copies of Tampa
Electric Company's Request for Confidential Classification and Motion for a Temporary
Protective Order of portions of its answers to the Florida Public Service Commission Staff's First
Set of Interrogatories Nos. 1 and 5.

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

CMP _____ Thank you for your assistance in connection with this matter.

COM _____

CTR _____

ECR 1

GCL 1

OPC _____

RCA _____ JDB/pp
Enclosure

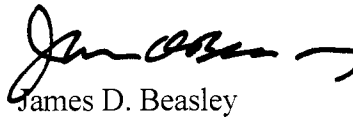
SCR _____

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

SEC _____

OTH 1 copy
records

Sincerely,



James D. Beasley

DOCUMENT NUMBER-DATE

05555 JUL-26

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and Purchased Power Cost Recovery)
Clause with Generating Performance Incentive) DOCKET NO. 070001-EI
Factor.) FILED: July 2, 2007
_____)

**REQUEST FOR CONFIDENTIAL CLASSIFICATION
AND MOTION FOR A 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 requests confidential classification of certain highlighted information contained in portions of its answers to the Florida Public Service Commission Staff’s First Set of Interrogatories (Nos.1 and 5) and as grounds therefore, says:

1. The confidential information in question appears on Bates stamp pages 1 and 6 of the company’s answer to Staff’s First Set of Interrogatories (Nos. 1 and 5) (referred to as the “Confidential Information”). A single yellow highlighted copy of Bates stamp pages 1 and 6 containing the Confidential Information are being separately filed with the Commission this date. Attached hereto as Exhibit "A" are two public redacted versions of the pages in question with the Confidential Information removed.

2. This request is also intended to serve as a request for a temporary protective order within the contemplation of Rule 25-22.006(6)(b), Florida Administrative Code, such that it will protect the confidential information from public disclosure while it is in the possession of the Office of Public Counsel.

DOCUMENT NUMBER-DATE

05555 JUL-25

FPSC-COMMISSION CLERK

3. Attached hereto as Exhibit "B" is a justification for designating the confidential information proprietary confidential business information under the above-referenced statute and rule.

4. Subsection 366.093(1), Florida Statutes, provides that any records "found by the Commission to be proprietary confidential business information shall be kept confidential and shall be exempt from s.119.07(1) [requiring disclosure under the Public Records Act]." The proprietary confidential business information includes, but is not limited to:

(d) Information concerning bids or other contractual data, the disclosure of which would impair the efforts of the public utility or its affiliates to contract for goods or services on favorable terms. (Section 366.093(3)(d), Florida Statutes)

5. Proprietary confidential business information also includes:

(e) Information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of the information. (Section 366.093(3)(e), Florida Statutes)


6. The Confidential Information falls within the above statutory categories and, thus, constitutes proprietary confidential business information entitled to protection under Section 366.093 and Rule 25-22.006.

7. The material for which confidential classification is sought is intended to be and is treated by Tampa Electric as private and has not been disclosed.

WHEREFORE, Tampa Electric respectfully requests that the highlighted Confidential Information set forth in its Answers to Staff's First Set of Interrogatories (Nos. 1 and 5) be accorded confidential classification and protection from public disclosure and the subject of a temporary protective order for the reasons set forth above.

DATED this 2nd day of July 2007.

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 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 2nd day of July 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

Mr. John T. Burnett
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Progress Energy Service Co., LLC
Post Office Box 14042
St. Petersburg, FL 33733-4042

Mr. Paul Lewis, Jr.
106 East College Avenue
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Mr. John W. McWhirter, Jr.
McWhirter, Reeves & Davidson, P.A.
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Tampa, FL 33601-5126

Ms. Patricia A. Christensen
Associate Public Counsel
Office of Public Counsel
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Tallahassee, FL 32314-5256

Karen S. White, Lt Col, USAF
Damund E. Williams, Capt., USAF
AFLSA/JACL-ULT
139 Barnes Drive, Suite 1
Tyndall Air Force Base, FL 32403-5319

Mr. Jack Shreve
Senior General Counsel
Ms. Cecilia Bradley
Senior Assistant Attorney General
Office of the Attorney General
The Capitol – PL01
Tallahassee, FL 32399-1050

Mr. James W. Brew
Brickfield, Burchette, Ritts & Stone, P.C.
1025 Thomas Jefferson Street, NW
Eighth Floor, West Tower
Washington, D.C. 20007-5201



ATTORNEY

Exhibit "A"

TAMPA ELECTRIC COMPANY
DOCKET NO. 070001-EI
STAFF'S FIRST SET OF
INTERROGATORIES
INTERROGATORY NO. 1
PAGE 1 OF 1
FILED: JULY 2, 2007

1. For each Request for Proposal for coal issued in 2006 by Tampa Electric Company (TECO), list the bids received.
- A. Tampa Electric issued two Requests for Proposals ("RFP") in 2006. A list of the responding vendors and the number of bids each vendor submitted is provided in parentheses.

Bid Solicitation Gen-2006-03

[REDACTED]

Bid Solicitation Gen-2007-01

[REDACTED]

5. For each Request for Proposal for natural gas issued in 2006 by TECO, list the bids received.
- A. Tampa Electric issued two RFP for natural gas in 2006. For each responding vendor, the number of gas supply package options is shown in parentheses.

February 2006 Natural Gas Supply RFP



This table is redacted with a large black box covering the majority of the content. Only the right-hand side of the table is visible, showing several rows of data. Each row appears to have a single column of text, likely representing the number of gas supply package options for each vendor.

December 2006 Natural Gas Supply



This table is redacted with a large black box covering the majority of the content. Only the right-hand side of the table is visible, showing several rows of data. Each row appears to have a single column of text, likely representing the number of gas supply package options for each vendor.

**JUSTIFICATION FOR CONFIDENTIAL TREATMENT
OF CONFIDENTIAL INFORMATION CONTAINED IN
TAMPA ELECTRIC'S RESPONSES TO STAFF'S
FIRST SET OF INTERROGATORIES
(FILED JULY 2, 2007)**

<u>Interrogatory No.</u>	<u>Description</u>	<u>Rationale</u>
1	The Highlighted Information	(1)
5	The Highlighted Information	(1)

- (1) The information contained on the listed pages contains bid information provided in response to Tampa Electric's RFP. Disclosing bidders' identities and information about their confidential proposals would discourage those bidders from participation in future RFPs as they do not desire for their competitors to have access to the terms and conditions under which they will bid on RFPs. As such public disclosure of the information contained on these pages would adversely affect the competitive interests of the bidders and the ability of Tampa Electric to contract for goods and services on favorable terms. The disclosure of this information would therefore be harmful to competitive interests, and as such, the information is entitled to confidential treatment pursuant to Section 366.093(d) and (e), Florida Statutes.

State of Florida



Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850

-M-E-M-O-R-A-N-D-U-M-

DATE: 7/2/07
 TO: J. Beasley Esq
 FROM: M. Lockard, Division of the Commission Clerk &
 Administrative Services
 RE: **Acknowledgment of Receipt of Confidential Filing**

This will acknowledge receipt of a **CONFIDENTIAL DOCUMENT** filed in Docket No. 070001-EI or (if filed in an undocketed matter) concerning Answers to staff's 1st Interrog * 1 & 5, and filed on behalf of TECO. The document will be maintained in locked storage.

Any questions regarding this matter should be directed to Marguerite Lockard at (850) 413-6770.

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