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August 22, 2018

**VIA: ELECTRONIC FILING**

Ms. Carlotta S. Stauffer  
Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850

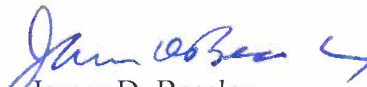
Re: Petition for recovery of costs associated with named tropical systems during the 2015, 2016 and 2017 hurricane seasons and replenishment of storm reserve subject to final true-up, by Tampa Electric Company  
FPSC Docket No. 20170271-EI

Dear Ms. Stauffer:

Attached for filing in the above docket is Tampa Electric Company's Motion for a Temporary Protective Order regarding deponent Wes Caldwell's Late Filed Deposition Exhibits No. 4 and 61.

Thank you for your assistance in connection with this matter.

Sincerely,

  
James D. Beasley

JDB/pp  
Attachment

cc: All parties of record (w/attachment)

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for recovery of cost associated )  
with named tropical systems during the )  
2015, 2016 and 2017 hurricane seasons and )  
replenishment of storm reserve subject to )  
final true-up, by Tampa Electric Company. )  
\_\_\_\_\_ )

DOCKET NO. 20170271-EI

FILED: August 22, 2018

**TAMPA ELECTRIC COMPANY'S  
MOTION FOR A TEMPORARY PROTECTIVE ORDER**

Tampa Electric Company (“Tampa Electric” or “the company”) pursuant to Rule 25-22.006(6)(c), Florida Administrative Code, hereby moves the Commission for entry of a temporary protective order exempting from Section 119.07(1), Florida Statutes, certain information requested by the Office of Public Counsel (“OPC”) through discovery, and for the protection of that information against public disclosure pending OPC’s review of it. In support of its Motion the company says:

1. On this date Tampa Electric Company is providing Late Filed Deposition Exhibits requested by the Office of Public Counsel during the August 8-9, 2018 deposition of Tampa Electric deponent Wes Caldwell. Two of those Late Filed Exhibits contain confidential proprietary business information. They are Late Filed Exhibit 4 (Bates stamp pages 2-94) and Late Filed Exhibit 61 (Bates stamp pages 100-173). The referenced pages of Late Filed Exhibits 4 and 61 contain confidential proprietary business information entitled to protection against public disclosure pursuant to Section 366.093, Florida Statutes, in that they contain, among other things:

(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.

(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)(d) and (e), Florida Statutes)

2. Public disclosure of the information in question would adversely affect the economic interests of Tampa Electric and its customers.

3. Rule 25-22.006, Florida Administrative Code, provides for protection of this type of information when a utility allows Public Counsel to inspect or take possession of such information in the course of discovery. Subsection (6)(c) of this rule states:

(c) When a utility or other person agrees to allow Public Counsel to inspect or take possession of utility information for the purpose of determining what information is to be used in a proceeding before the Commission, the utility may request a temporary protective order exempting the information from Section 119.07(1), F.S. If the information is to be used in a proceeding before the Commission, then the utility must file a specific request for a protective order under paragraph (a) above. If the information is not to be used in a proceeding before the Commission, then Public Counsel shall return the information to the utility in accordance with the record retention requirements of the Department of State.

4. Tampa Electric requests a temporary protective order in order to allow OPC access to the information in question and at the same time protect the economic interests of Tampa Electric and its customers from the harm that would result from public disclosure of the above-referenced confidential information.

5. Tampa Electric is prepared to furnish OPC access to the information in question. The company maintains the information in question in a confidential form and has not disclosed it publicly.

WHEREFORE, Tampa Electric moves the Commission for entry of a temporary protective order allowing it to provide OPC the confidential information contained in Late Filed Deposition Exhibits 4 and 61 while maintaining the confidential nature of that information.

DATED this 22<sup>nd</sup> day of August 2018.

Respectfully submitted,



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ATTORNEYS FOR TAMPA ELECTRIC COMPANY

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing Motion, filed on behalf of Tampa Electric Company, has been furnished by electronic mail on this 22<sup>nd</sup> day of August 2018 to the following:

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ATTORNEY