

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: May 1, 2023
TO: Division of Accounting and Finance, Office of Primary Responsibility
FROM: OFFICE OF COMMISSION CLERK
RE: CONFIDENTIALITY OF CERTAIN INFORMATION

DOCKET NOS: 20230001-EI DOCUMENT NO: 02965-2023

DESCRIPTION: TECO (Means) - (CONFIDENTIAL) Forms 423-2, 2(a) and 2(b) for 12/22; Forms 423-2, 2(a), and 2(b) for 1/23; and Forms 423-2(a) and 2(b) for 2/23.

SOURCE: Tampa Electric Company

The above confidential material was filed along with a request for confidential classification. Please complete the following form by checking all applicable information and forward it to the attorney assigned to the docket, along with a brief memorandum supporting your recommendation.

- The document(s) is (are), in fact, what the utility asserts it (them) to be.
 The utility has provided enough details to perform a reasoned analysis of its request.
 The material has been received incident to an inquiry.
 The material is confidential business information because it includes:
 (a) Trade secrets;
 (b) Internal auditing controls and reports of internal auditors;
 (c) Security measures, systems, or procedures;
 (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 information;
 (f) Employee personnel information unrelated to compensation, duties, qualifications, or responsibilities;
 The material appears to be confidential in nature and harm to the company or its ratepayers will result from public disclosure.
 The material appears not to be confidential in nature.
 The material is a periodic or recurring filing and each filing contains confidential information.

This response was prepared by /s/Garret Kelley on 5/2/2023, a copy of which has been sent to the Office of Commission Clerk and the Office of General Counsel.

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

DATE: May 2, 2023

TO: Suzanne S. Brownless, Special Counsel, Office of the General Counsel

FROM: Garret Kelley, Public Utility Analyst I, Division of Accounting & Finance

RE: CONFIDENTIALITY OF CERTAIN INFORMATION

DOCKET NO: 20230001-EI DOCUMENT NO: 02965-2023

DESCRIPTION: TECO (Means) - (CONFIDENTIAL) Forms 423-2, 2(a) and 2(b) for 12/22; Forms 423-2, 2(a), and 2(b) for 1/23; and Forms 423-2(a) and 2(b) for 2/23.

SOURCE: Tampa Electric Company

Pursuant to Section 366.093, Florida Statutes (F.S.), and Rule 25-22.006, Florida Administrative Code, Tampa Electric Company (TECO or Company) requests confidential classification of certain information filed in the above-referenced docket, dated April 28, 2023.

The Company is claiming confidentiality of its filing under Section 366.093(3)(d), F.S. Per the Statute, propriety of confidential business information includes, but is not limited to: Subsection (d) “[i]nformation 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.”

More specifically, the information at issue relates to actual purchase amounts pursuant to confidential contracts negotiated by and between the Company and certain energy providers. As such, the relevant information if disclosed would impair the efforts of TECO to contract for goods and services on favorable terms. TECO requests that the information for which the Company seeks confidential classification not be declassified until 24 months after the issuance of a Commission order disposing of this request. The Company claims this time period is necessary to allow it to negotiate future contracts without its competitors having access to information which would adversely affect the ability of TECO to negotiate future contracts.

Staff has reviewed the Company’s information and confidentiality request. It is staff’s opinion that the information subject to this request meets the criteria for confidentiality contained in Section 366.093(3)(d), F.S.