

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-**

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**DATE:** June 10, 2024

**TO:** Timothy Sparks, Senior Attorney, Office of the General Counsel  
Carlos Marquez II, Senior Attorney, Office of the General Counsel

**FROM:** Penelope D. Buys, Engineering Specialist IV, Division of Engineering *PB LK*

**RE:** Staff's recommendation on confidentiality of certain information contained in Tampa Electric Company's response to FEA's 1st request for PODs (Nos. 1-15); specifically POD No. 13.

DOCKET NO.: 20240026-EI DOCUMENT NO.: 04414-2024

SOURCE: Tampa Electric Company

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On May 30, 2024, Tampa Electric Company (TECO or Company) filed a request for confidential treatment of Document No. 04414-2024. This document contains confidential information from TECO's response to Federal Executive Agencies' First Request for Production of Documents, No. 13. The confidential information contained within the response can be described as third-party vendor hourly billing rates.

In its request for confidentiality, TECO asserts that disclosure of this information would harm TECO, as the information relates to competitive interests and labor rates. Furthermore, TECO states that the Company treats the highlighted information provided in Document No. 04414-2024 as private and has not publicly disclosed it. If disclosed it may impair the Company's ability to contract for goods and services on favorable terms and also impair the competitive business of the provider of the information.

Staff has reviewed the documents and concurs with TECO that the nature of the information meets the requirements set forth in Section 366.093(3)(d) and (e), Florida Statutes, whereby disclosure of the information would impair TECO's ability to contract for goods or services, and impair the competitive business interests. Therefore, staff recommends the request by TECO for confidential classification of Document No. 04414-2024 be approved.

cc: Office of Commission Clerk



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

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**DATE:** June 3, 2024

**TO:** Division of Engineering, Office of Primary Responsibility

**FROM:** OFFICE OF COMMISSION CLERK

**RE:** CONFIDENTIALITY OF CERTAIN INFORMATION

DOCKET NOS: 20240026-EI DOCUMENT NO: 04414-2024

DESCRIPTION: TECO (Ponder) - (CONFIDENTIAL) Highlighted information contained in response to FEA's 1st request for PODs (Nos. 1-15); specifically POD No. 13.

SOURCE: Tampa Electric Company

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The above confidential material was filed along with a request for confidential classification and request for temporary protective order. 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 Penelope D. Buys on June 5, 2024, a copy of which has been sent to the Office of Commission Clerk and the Office of General Counsel.