

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In RE: Confidentiality of Certain)
Information filed by Tampa)
Electric Company)
)
)
)
)
)
)
_____)

DOCKET NO. 920382-EI
ORDER NO. PSC-92-0467-PCO-EI
ISSUED: 06/08/92

ORDER GRANTING CONFIDENTIAL CLASSIFICATION

BY THE COMMISSION:

By request filed April 29, 1992, Tampa Electric Company (TECO) has asked that we treat as confidential bidder price quotes (Item E) and recap information (Item F) related to a Guard Service project.

Florida law provides, in Section 119.07, Florida Statutes, the process by which records kept by government agencies are made public. Paragraph 119.07(3)(a) provides exceptions for public records which are presently provided by law to be confidential. In the instant matter the exceptions are provided in Section 366.093, Florida Statutes, as summarized in Attachment 1.

Subsection 366.093(1), Florida Statutes, provides that "proprietary confidential business information" shall be kept confidential and shall be exempt from s. 119.07(1). Subsection 366.093(3) provides a definition which reads:

The term "proprietary confidential business information" means information, regardless of form or characteristics, which is owned or controlled by the person or company, is intended to be and is treated by the person or company as private in that the disclosure of the information would cause harm to the ratepayers or the person's or company's business operations, and has not been disclosed pursuant to a statutory provision, an order of a court or administrative body, or private agreement that provides that the information will not be released to the public.

Section 366.093(3) also provides a list of categories which would be included in the term "proprietary confidential business information". Included on that list is information concerning bids or other contractual data.

This material, with a single exception noted on Attachment I, is covered by §366.093(3)(d) as it consists of bid contract data.

DOCUMENT NUMBER-DATE

05896 JUN -8 1992

FPSC-RECORDS/REPORTING

DOCKFT NO. 920382-EI
ORDER NO. PSC-92-0467-PCO-EI
PAGE 2

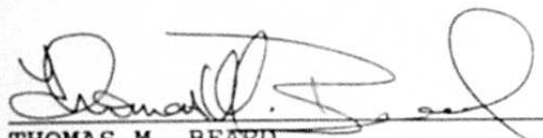
Therefore, it will be classified as confidential pursuant to this statutory provision.

In view of the above, it is

ORDERED that Items E and F submitted by Tampa Electric Company, with the noted exception, be treated as confidential. It is further

ORDERED that the proprietary business information shall be afforded confidential treatment until September 1, 1993.

BY ORDER of the Florida Public Service Commission, this 8th
day of June, 1992.



THOMAS M. BEARD
Prehearing Officer and Chairman

Seal

OR920382.cc

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Any party adversely affected by this order, which is preliminary, procedural or intermediate in nature, may request: 1) reconsideration within 10 days pursuant to Rule 25-22.038(2),

DOCKET NO. 920382-EI
ORDER NO. PSC-92-0467-PCO-EI
PAGE 3

reconsideration within 15 days pursuant to Rule 25-22.060, Florida Administrative Code, if issued by the Commission; or 3) judicial review by the Florida Supreme Court, in the case of an electric, gas or telephone utility, or the First District Court of Appeal, in the case of a water or sewer utility. A motion of reconsideration shall be filed with the Director, Division of Records and Reporting, in the form prescribed by Rule 25-22.060, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.

DOCKET NO. 920382-EI -- TECO RECOMMENDATION FOR CONFIDENTIAL CLASSIFICATION --
DOCUMENT 4230-92

<u>PAGE NO.</u>	<u>RECOMMENDATION</u>	<u>COMMENT</u>
ITEM E	Security Guard	Security Proposal
Page 2		
line 19 numbers	Grant	Contract bid data
line 22 numbers	Grant	Contract bid data
line 24 numbers	Grant	Contract bid data
line 25 numbers	Grant	Contract bid data
line 26 numbers	Grant	Contract bid data
line 29 numbers	Grant	Contract bid data
Page 3		
line 19 numbers	Grant	Contract bid data
line 22 numbers	Grant	Contract bid data
line 24 numbers	Grant	Contract bid data
line 25 numbers	Grant	Contract bid data
line 26 numbers	Grant	Contract bid data
line 29 numbers	Grant	Contract bid data
Page 4		
line 19 numbers	Grant	Contract bid data
line 22 numbers	Grant	Contract bid data
line 24 numbers	Grant	Contract bid data
line 25 numbers	Grant	Contract bid data
line 26 numbers	Grant	Contract bid data
line 29 numbers	Grant	Contract bid data
Page 5	Grant	Contract bid data
line 19 numbers	Grant	Contract bid data
line 22 numbers	Grant	Contract bid data
line 24 numbers	Grant	Contract bid data
line 25 numbers	Grant	Contract bid data
line 26 numbers	Grant	Contract bid data
line 29 numbers	Grant	Contract bid data

DOCKET NO. 920382-EI -- TECO RECOMMENDATION FOR CONFIDENTIAL CLASSIFICATION --
DOCUMENT 4230-92

<u>PAGE NO.</u>	<u>RECOMMENDATION</u>	<u>COMMENT</u>
ITEM E	Security Guard	Security Proposal
Page 6		
line 19 numbers	Grant	Contract bid data
line 22 numbers	Grant	Contract bid data
line 24 numbers	Grant	Contract bid data
line 25 numbers	Grant	Contract bid data
line 26 numbers	Grant	Contract bid data
line 29 numbers	Grant	Contract bid data
Page 7		
line 19 numbers	Grant	Contract bid data
line 22 numbers	Grant	Contract bid data
line 24 numbers	Grant	Contract bid data
line 25 numbers	Grant	Contract bid data
line 26 numbers	Grant	Contract bid data
line 29 numbers	Grant	Contract bid data
Page 8		
line 19 numbers	Grant	Contract bid data
line 22 numbers	Grant	Contract bid data
line 24 numbers	Grant	Contract bid data
line 25 numbers	Grant	Contract bid data
line 26 numbers	Grant	Contract bid data
line 29 numbers	Grant	Contract bid data
Page 9		
line 19 numbers	Grant	Contract bid data
line 22 numbers	Grant	Contract bid data
line 24 numbers	Grant	Contract bid data
line 25 numbers	Grant	Contract bid data
line 26 numbers	Grant	Contract bid data
line 29 numbers	Grant	Contract bid data

DOCKET NO. 920382-EI -- TECO RECOMMENDATION FOR CONFIDENTIAL CLASSIFICATION --
DOCUMENT 4230-92

<u>PAGE NO.</u>	<u>RECOMMENDATION</u>	<u>COMMENT</u>
ITEM E	Security Guard	Security Proposal
Page 10		
line 19 numbers	Grant	Contract bid data
line 22 numbers	Grant	Contract bid data
line 24 numbers	Grant	Contract bid data
line 25 numbers	Grant	Contract bid data
line 26 numbers	Grant	Contract bid data
line 29 numbers	Grant	Contract bid data
Page 11		
line 19 numbers	Grant	Contract bid data
line 22 numbers	Grant	Contract bid data
line 24 numbers	Grant	Contract bid data
line 25 numbers	Grant	Contract bid data
line 26 numbers	Grant	Contract bid data
line 29 numbers	Grant	Contract bid data
Page 12		
line 19 numbers	Grant	Contract bid data
line 22 numbers	Grant	Contract bid data
line 24 numbers	Grant	Contract bid data
line 25 numbers	Grant	Contract bid data
line 26 numbers	Grant	Contract bid data
line 29 numbers	Grant	Contract bid data
line 33 numbers	Grant	Contract bid data
line 34 numbers	Grant	Contract bid data
Page 13		
line 19 numbers	Grant	Contract bid data
line 22 numbers	Grant	Contract bid data
line 24 numbers	Grant	Contract bid data

DOCKET NO. 920382-EI -- TECO RECOMMENDATION FOR CONFIDENTIAL CLASSIFICATION --
 DOCUMENT 4230-92

<u>PAGE NO.</u>	<u>RECOMMENDATION</u>	<u>COMMENT</u>
ITEM E	Security Guard	Security Proposal
line 25 numbers	Grant	Contract bid data
line 26 numbers	Grant	Contract bid data
line 29 numbers	Grant	Contract bid data
Page 14		
line 19 numbers	Grant	Contract bid data
line 22 numbers	Grant	Contract bid data
line 24 numbers	Grant	Contract bid data
line 25 numbers	Grant	Contract bid data
line 26 numbers	Grant	Contract bid data
line 29 numbers	Grant	Contract bid data
Page 15		
line 19 numbers	Grant	Contract bid data
line 22 numbers	Grant	Contract bid data
line 24 numbers	Grant	Contract bid data
line 25 numbers	Grant	Contract bid data
line 26 numbers	Grant	Contract bid data
line 29 numbers	Grant	Contract bid data
Page 16		
line 19 numbers	Grant	Contract bid data
line 22 numbers	Grant	Contract bid data
line 24 numbers	Grant	Contract bid data
line 25 numbers	Grant	Contract bid data
line 26 numbers	Grant	Contract bid data
line 29 numbers	Grant	Contract bid data
Page 17		
line 19 numbers	Grant	Contract bid data
line 22 numbers	Grant	Contract bid data

DOCKET NO. 920382-EI -- TECO RECOMMENDATION FOR CONFIDENTIAL CLASSIFICATION -
 DOCUMENT 4230-92

<u>PAGE NO.</u>	<u>RECOMMENDATION</u>	<u>COMMENT</u>
ITEM E	Security Guard	Security Proposal
lines 24 numbers	Grant	Contract bid data
lines 25 numbers	Grant	Contract bid data
lines 27 numbers	Grant	Contract bid data
lines 30 numbers	Grant	Contract bid data
Page 18		
line 19 numbers	Grant	Contract bid data
line 22 numbers	Grant	Contract bid data
line 24 numbers	Grant	Contract bid data
line 25 numbers	Grant	Contract bid data
line 26 numbers	Grant	Contract bid data
line 29 numbers	Grant	Contract bid data
ITEM F	Guard Service 1992	Rating recap
Page 3		
lines 4-5 words	Grant	Contract bid data
line 6	Deny	Column heading is not Contract bid data
lines 7-21 numbers	Grant	Contract bid data
lines 26-30 words/numbers	Grant	Contract bid data
lines 32-39 numbers	Grant	Contract bid data
lines 43-44 words/numbers	Grant	Contract bid data
lines 47-51 numbers	Grant	Contract bid data