

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: GENERIC INVESTIGATION INTO)	DOCKET NO. 870076-PU
PROPRIETY AND METHODS FOR MAKING)	ORDER NO. 20316
ROUTINE ADJUSTMENTS TO AUTHORIZED)	ISSUED: 11-16-88
RETURNS ON EQUITY)	

ORDER REGARDING CONFIDENTIALITY

This is a tentative ruling regarding confidential nature of information filed with the Florida Public Service Commission in this docket. In the absence of a protest to this Order, this ruling will serve as a final determination with respect to the confidentiality of the matters in issue.

Pursuant to Rule 25-22.006(4), Florida Administrative Code, Tampa Electric Company (TECO) has requested specified confidential treatment for certain filings in the Fuel and Purchased Power Cost Recovery Docket before the Florida Public Service Commission. The particular filing for which specified confidential treatment is requested is as follows:

<u>DATE OF REQUEST</u>	<u>COMPANY</u>	<u>DOCKET NO.</u>	<u>DOCUMENT NUMBER(S)/REQUEST</u>
9/8/87	TECO	870076-PU	8339-87, (TECO's response to paragraph 4 of Staff's letter dated 8/20/87).

The above document contains information related to the company's fuel contracts. Disclosure of this information, the company contends, would likely impair its ability to negotiate future fuel and transportation contracts because potential bidders would be informed of current prices paid for these services.

Section 366.093(1), Florida Statutes, provides in pertinent part:

Upon request of the public utility, any records received by the Commission which are shown to be proprietary confidential business information shall be kept confidential and shall be exempt from s. 119.07(1).

Section 366.093(3), Florida Statutes, defines proprietary confidential business information as, among other things, information concerning bids or other contractual data, the disclosure of which would impair the efforts of the utility to contract for services on favorable terms.

Based upon an examination of the document identified in the above-referenced Request for Specified Confidential Treatment, I find that said document does not contain confidential information which, if released, could affect the ability of Tampa Electric Company to contract for fuel on favorable terms.

In consideration of the above, it is

ORDERED that the above Request for Specified Confidential Treatment is denied for the filing identified. It is further

DOCUMENT NUMBER-DATE


12056 NOV 16 1988

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ORDERED that if, pursuant to Rule 25-22.006(2)(f), Florida Administrative Code, a protest is filed within fourteen (14) days of the date of this Order, it will be resolved by the appropriate Commission panel pursuant to Rule 25-22.0006(3)(d), Florida Administrative Code.

By ORDER of Commissioner Michael MCK. Wilson, as Prehearing Officer, this 16th day of NOVEMBER, 1988.


MICHAEL MCK. WILSON, Commissioner
and Prehearing Officer

(S E A L)

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