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October 6, 1994

HAND DELIVERED

IN REPLY REFER TO:

Tallahassee

Ms. Blanca S. Bayo, Director  
Division of Records and Reporting  
Florida Public Service Commission  
101 East Gaines Street  
Tallahassee, Florida 32399-0850

Re: Request for Specified Confidential Treatment  
FPSC Docket No. 940001-EI

Dear Ms. Bayo:

Enclosed for filing in the above docket on behalf of Tampa Electric Company is a Supplemental Justification for Confidentiality of Certain Portions of Audit Workpapers for the Twelve Months Ended March 31, 1994.

Please acknowledge receipt and filing of the above by stamping the duplicate copy of this letter and returning same to this writer.

Thank you for your assistance in connection with this matter.

RECEIVED & FILED

*mas*  
FPSC-BUREAU OF RECORDS

Sincerely,

*James D. Beasley*  
James D. Beasley

JDB/pp  
Enclosure

cc: Vicki Johnson (w/enc.)

(x-ref 06288-94)

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TAMPA ELECTRIC COMPANY

Docket No. 940001-EI  
October 6, 1994

**Supplemental Justification for Confidentiality of Certain Portions  
of Audit Workpapers for the Twelve Months Ended March 31, 1994:**

**Preliminary Comment:**

On June 24, 1994 Tampa Electric Company submitted its Request for Confidential Treatment of certain information contained in the Commission's Audit Staff Workpapers relative to an audit of Tampa Electric's fuel expense for the period ended March 31, 1994. Included within that request was an Exhibit "C" containing a narrative detailing the nature of the sensitivity of the information for which confidentiality was requested.

In light of the Commission's ruling in Order No. PSC-94-1158-CFO-EI issued September 21, 1994 in this docket, Tampa Electric submits this supplement to its justification of certain information contained in Audit Workpaper 58-3B, pages 1 of 4 through 4 of 4. The information to which this supplemental justification pertains consists of certain tonnage levels of the type which the Commission on its own motion found to be proprietary business information in Order No. PSC-94-1158-CFO-EI.

<u>Workpaper No.</u>	<u>Lines</u> <sup>1</sup>	<u>Columns</u>	<u>Rationale</u>
Page 58-3B (1 of 4)	3,9,12,15,18,21,22, 25,28,29,30,33,36	(a)	(1)
Page 58-3B (2 of 4)	12,13,24 6,7,17,18,19,22,23,31	(a) (b)	(1) (1)
Page 58-3B (3 of 4)	3,4,13,14	(b)	(1)
Page 58-3B (4 of 4)	2,5,9,12,17,20, 23,25,26,27	(a)	(1)

**Rationale for Confidentiality:**

- (1) The company seeks to protect contract minimum and maximum tonnage levels to prevent them from being used by suppliers to determine the flexibility available to the utility in supply choices. The tonnages shown in these workpapers are actually minimum/maximum parameters. If these contract minimum and maximum tonnage levels are made public,

<sup>1</sup>Line references are to the printed line numbers (ignore handwritten line numbers).

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other suppliers will know whether deliveries are being made at the maximum levels. Thus, a spot supplier knowing that maximum tonnage levels are being taken could bid a price higher than the contract price, knowing that the utility cannot automatically turn to the contract as a source.

Similarly, if contracts are delivered at the minimum level, a supplier may not price as aggressively, knowing that there is no way to obtain a part of the business held by the contract.

As the Commission recognized in Order No. PSC-94-1158-CFO-EI, if bidding by spot suppliers is not fully competitive the utility's customers ultimately will directly bear the burden of higher fuel costs. Fuel contracts are long-term contracts with fixed minimums and maximums. Disclosure of the tonnage levels can give an unfair advantage to the spot suppliers and could negatively impact Tampa Electric's ability to obtain low cost spot fuel contracts.