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RECORDS AND REPORTING

September 23, 1999

HAND DELIVERED

Ms. Blanca S. Bayo, Director
Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re: Generic Investigation into Aggregate Electric Utility Reserve Margins Planned for Peninsular Florida; FPSC Docket No. 981890-EI

Dear Ms. Bayo:

Enclosed for filing in this docket are the original and fifteen (15) copies of Tampa Electric Company's Memorandum in Opposition to Motion and Supplemental Motion to Compel of Legal Environmental Assistance Foundation, Inc.

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

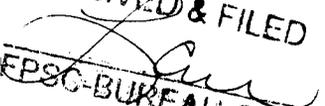
Thank you for your assistance in connection with this matter.

Sincerely,


James D. Beasley

- AFA 2
- APP _____
- CAF _____
- CMU _____
- CTR _____
- EAG Staff
- LEG 1 cc
- MAS 5
- OPC _____
- PAI 2
- SEC 1
- WAW _____
- OTH _____

All Parties of Record (w/enc.)

RECEIVED & FILED

FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

11513 SEP 23 99

FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Generic investigation into the)
aggregate electric utility reserve)
margins planned for Peninsular)
Florida.)
_____)

DOCKET NO. 981890-EU
FILED: September 23, 1999

**TAMPA ELECTRIC COMPANY'S MEMORANDUM IN OPPOSITION
TO MOTION AND SUPPLEMENTAL MOTION TO COMPEL OF
LEGAL ENVIRONMENTAL ASSISTANCE FOUNDATION, INC.**

Tampa Electric Company ("Tampa Electric" or "the company") responds as follows to the Motion for Order to Compel Discovery and Supplemental Motion for Order to Compel Discovery filed in this proceeding on behalf of the Legal Environmental Assistance Foundation, Inc. ("LEAF") and, says:

1. Tampa Electric adheres to its objection to LEAF's Interrogatory No. 10. This interrogatory seeks information which is not relevant and which does not appear likely to discovery of admissible evidence. The issue that Interrogatory No. 10 addresses was initially identified but later deleted from the list of issues attached to the order clarifying scope of proceeding, Order No. PSC-99-1274-PCO-EU. Consequently, the information has no relevance to the remaining issues identified in such order.

2. Tampa Electric's supplement to its objections to LEAF's First Interrogatories goes to the availability of discovery in generic investigations such as this proceeding. As such, it is not a time barred objection but simply an observation that discovery is not authorized in proceedings like the present one, regardless of whether Tampa Electric objects or voluntarily agrees to comply with discovery requests.

WHEREFORE, Tampa Electric submits the foregoing in response to LEAF's Motion and Supplemental Motion to Compel Answers to its First Interrogatories to Tampa Electric Company Nos. 1-14.

DATED this 23rd day of September 1999.

Respectfully submitted,



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ATTORNEYS FOR TAMPA ELECTRIC COMPANY

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing Memorandum in Opposition, filed on behalf of Tampa Electric Company, has been served by U. S. Mail or hand delivery(*) on this 23rd date of September 1999 to the following:

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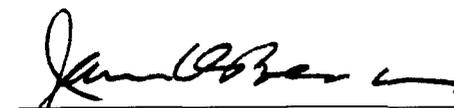
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