



Public Service Commission

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

DATE: September 13, 2001

TO: Bob Elias, Division of Legal Services

FROM: Elisabeth Draper, Division of Economic Regulation *JDW CSC EJD RNT*

RE: Docket No. 980706-EI, Recommendation concerning Tampa Electric Company's Request for Confidential Classification of its Commercial/Industrial Service Rider report for the quarter ended June 30, 2001, Document No. 08346-01.

On July 9, 2001, Tampa Electric Company (TECO) filed a Request for Confidential Classification of certain information contained in TECO's Commercial/Industrial Service Rider (CISR) report for the quarter ended June 30, 2001. The confidential information is located in Document No. 08346-01. The report was filed in accordance with Commission Order No. PSC-98-1081-FOF-EI, issued August 10, 1998, Order Approving Commercial Industrial Service Rider and Pilot Study Implementation Plan for Tampa Electric Company. TECO asserts that certain information contained in the report is entitled to confidential classification pursuant to Section 366.093, Florida Statutes. TECO contends that the information for which confidential classification is requested is intended to be and is treated by TECO as private and has not been publicly disclosed.

TECO specifically requested confidential classification for the negotiated rate for a CISR customer, cumulative total revenues associated with all Contract Service Agreements (CSA) executed, and the escalation rate of the negotiated CISR rate. Staff agrees with TECO's assertion that the release of the information contained in the report could cause harm to both TECO and the customers that have entered into the CSA. Public disclosure of the information would impair TECO's ability to negotiate terms and conditions in future CSAs that are favorable to TECO and its customers.

Staff recommends that the information referenced in Document No. 08346-01 be granted confidential classification pursuant to Section 366.093, Florida Statutes.

- Ar-P \_\_\_\_\_
- CAF \_\_\_\_\_
- CMP \_\_\_\_\_
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- SEC   I
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- OTH *Atarguente*

DOCUMENT NUMBER-DATE

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**Public Service Commission**

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

01 JUL 10 PM 3:53  
ECONOMIC REGULATION  
COMPETITIVE SERVICES

DATE: July 9, 2001

TO:            DIVISION OF APPEALS  
           DIVISION OF COMPETITIVE SERVICES  
  XX   DIVISION OF ECONOMIC REGULATION  
           DIVISION OF LEGAL SERVICES  
           DIVISION OF POLICY ANALYSIS & INTERAGENCY LIAISON  
           DIVISION OF REGULATORY OVERSIGHT  
           DIVISION OF SAFETY & ELECTRIC RELIABILITY

FROM: DIVISION OF RECORDS AND REPORTING

RE: CONFIDENTIALITY OF CERTAIN INFORMATION

DOCUMENT NO: 08346-01

DESCRIPTION: CISR report for quarter ending 6/30/01

SOURCE: Tampa Electric Company

DOCKET NO: 980706-EI

The above material was received with a request for confidentiality. Please prepare a recommendation for the attorney assigned to the case by completing the section below and forwarding a copy of this memorandum, together with a brief memorandum supporting your recommendation, to the attorney. Copies of your recommendation should also be provided to the Division of Records and Reporting and to the Division of Appeals.

Please read each of the following and check if applicable.

       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 company to contract for services on favorable terms;

(e) Employee personnel information unrelated to compensation, duties, qualifications, or responsibilities;

(f) Tax returns or tax-related information;

(g) Information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of information.

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.

Response prepared by: Glisdeth Draper

Date: 9/14/2001

cc:  APP       PAI  
 CMP       RAR  
 ECR       RGO  
 LEG       SER