

AUSLEY & McMULLEN

ATTORNEYS AND COUNSELORS AT LAW

227 SOUTH CALHOUN STREET
P.O. BOX 391 (ZIP 32302)
TALLAHASSEE, FLORIDA 32301
(850) 224-9115 FAX (850) 222-7560

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COMMISSION
CLERK

November 2, 2001

HAND DELIVERED

Ms. Blanca S. Bayo, Director
Division of Commission Clerk
and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Re: Fuel and Purchased Power Cost Recovery Clause with Generating Performance
Incentive Factor; FPSC Docket No. 010001-EI

Dear Ms. Bayo:

Enclosed for filing in the above docket are the original and ten (10) copies of Tampa
Electric Company's Request for Confidential Classification.

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

JDB/pp
Enclosures

cc: All parties of record (w/enc.)

RECEIVED & FILED

FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

1389 | NOV-25

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and Purchased)
Power Cost Recovery Clause)
and Generating Performance)
Incentive Factor.)
_____)

DOCKET NO. 010001-EI
FILED: November 2, 2001

**TAMPA ELECTRIC COMPANY'S
REQUEST FOR CONFIDENTIAL CLASSIFICATION**

Tampa Electric Company ("Tampa Electric" or "the company"), pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, hereby requests confidential treatment of certain information provided by Tampa Electric and included in the Prepared Direct Testimony and Exhibit of Florida Industrial Power Users Group ("FIPUG") witness, Brian Collins and, as grounds therefor, says:

1. On October 12, 2001 FIPUG filed with the Commission on a confidential basis the testimony and exhibits of witness Brian Collins along with a Notice of Intent to Request Specified Confidential Classification of confidential portions of that testimony and exhibits.

2. Contained within that filing was certain information highlighted in yellow which Tampa Electric considers to be confidential proprietary business information, the disclosure of which would be harmful to the interests of Tampa Electric and the customers it serves. Attached hereto as Exhibit "A" is a detailed justification warranting the confidential treatment requested herein. Inasmuch as FIPUG filed and served on all parties edited versions of Mr. Collins' testimony and exhibits with the confidential information redacted, there is no need for Tampa Electric to duplicate that effort in connection with this request.

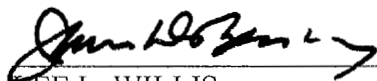
3. As explained in more detail in Exhibit "A", public disclosure of the information in question would impair the efforts of Tampa Electric to contract for goods and services on favorable terms and would disclose information relating to competitive interests which would impair the competitive business of Tampa Electric, the provider of the information. Consequently, the highlighted information in question is entitled to confidential protection pursuant to Section 366.093, Florida Statutes, and the Commission's Rule 25-22.006, Florida Administrative Code.

4. Tampa Electric maintains the information in question in a confidential manner and has not disclosed it publicly.

WHEREFORE, Tampa Electric respectfully requests that the information highlighted in yellow in FIPUG's witness, Mr. Brian Collins' Prepared Direct Testimony and Exhibits be designated confidential pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, and be protected from public disclosure.

DATED this 2nd day of November 2001.

Respectfully submitted,



LEE L. WILLIS
JAMES D. BEASLEY
Ausley & McMullen
Post Office Box 391
Tallahassee, Florida 32302
(850) 224-9115

ATTORNEYS FOR TAMPA ELECTRIC COMPANY

JUSTIFICATION FOR CONFIDENTIAL TREATMENT

Brian C. Collins Prepared Direct Testimony

<u>Page No.</u>	<u>Line</u>	<u>Description</u>	<u>Rationale</u>
11	5	Dollar per megawatt hour amount	(1)
14	17	Dollar per megawatt hour amount	(1)
18	21	Dollar per megawatt hour amount	(1)
18	24	Dollar per megawatt hour amount	(1)

Mr. Brian C. Collins Exhibits

**Exhibit ____ (BCC-6)
Page 1 of 1**

<u>Column</u>	<u>Line</u>	<u>Description</u>	<u>Rationale</u>
2	1-21	Purchased Energy (MWh)	(2)
3	1-21	Purchased Power Cost (\$)	(3)
4	1-21	Purchased Power Cost (\$MWh)	(1)

**Exhibit ____ (BCC-12)
Page 1 of 4**

6	1-18	Purchased Power Expense (\$)	(3)
7	1-18	Total System Fuel & Purchase Power (\$)	(3)
12	1-18	Wholesale Share of Fuel and Purchased Power Expense (\$)	(3)
13	1-18	Subsidy (\$)	(3)

**Exhibit ____ (BCC-12)
Page 2 of 4**

6	1-18	Purchased Power Expense (\$)	(3)
7	1-18	Total System Fuel & Purchase Power (\$)	(3)

12 1-18 Wholesale Share of Fuel and Purchased Power Expense (\$) (3)

13 1-18 Subsidy (\$) (3)

Exhibit ____ (BCC-12)
Page 3 of 4

6 1-18 Purchased Power Expense (\$) (3)

7 1-18 Total System Fuel & Purchase Power (\$) (3)

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Exhibit ____ (BCC-12)
Page 4 of 4

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7 1-18 Total System Fuel & Purchase Power (\$) (3)

12 1-18 Wholesale Share of Fuel and Purchased Power Expense (\$) (3)

13 1-18 Subsidy (\$) (3)

Exhibit ____ (BCC-16)
Page 1 of 1

2 1-2 Price for Power Bought to Serve FMPPA (\$/MWh) (1)

3 1-2 Maximum Market Price Paid for Power to Serve Retail (\$/MWh) (1)

Rationale for Confidential Treatment

- (1) This dollar per megawatt hour cost figure discloses the cost of wholesale power transactions of the same type addressed in Tampa Electric's August 16, 2001 Request for Confidential Classification and the Company's July 12, 2001 Motion for a Protective Order, both of which were filed in this proceeding and both of which are incorporated herein by reference. The Commission granted the August 16 Request for Confidential

Classification¹ finding that the cost information in question is proprietary confidential business information concerning bids or other contractual data the disclosure of which would impair the efforts of the public utility or its affiliates to contract for goods or services on favorable terms. The Commission also found that the cost information appears to be information relating to competitive interests the disclosure of which would impair the competitive business of the provider of the information. The Commission also concluded that the information described in Tampa Electric's July 12, 2001 Motion for a Protective Order is entitled to confidential treatment² observing:

Based upon the motion and supporting affidavit filed by TECO, the incremental cost information sought in Interrogatory No. 11(e) and the HAP reports that have been offered in response to Document Request No. 3 are hereby found to be proprietary confidential business information as defined in Section 366.093(3), Florida Statutes.

The wholesale power transaction cost information here at issue is entitled to the same protection for the same reasons recited by the Commission in the two orders referred to above.

- (2) This shows the extent to which Tampa Electric purchased wholesale power on the 21 days that Mr. Collins' exhibit addresses. As was explained in the affidavit of Tampa Electric witness William L. Brown III, attached to the company's July 12, 2001 Motion for a Protective Order, details concerning Tampa Electric's historical power sales quantities is very sensitive in nature. This information could be used by Tampa Electric's wholesale competitors to Tampa Electric's significant disadvantage. As Mr. Brown stated in his affidavit, purchased power quantities and actual prices paid for wholesale power by a market participant are invaluable information and are basic building blocks for future market price forecasting models.
- (3) This purchased power cost data is yet another building block of confidential proprietary business information the public disclosure of which would harm Tampa Electric's competitive interests in the wholesale electric power market. Competitors of Tampa Electric can use this information to help profile Tampa Electric's wholesale power purchases and thereby enhance their competitive stance relative to that of Tampa Electric. In addition, this information may be used with other available information to derive Tampa Electric's recent wholesale purchase activity level and unit price. As discussed in the Affidavit of Mr. William L. Brown III attached to Tampa Electric's July 12, 2001 motion, this is the type of information Tampa Electric's competitors in the wholesale electric power markets would find useful in their efforts to compete with Tampa Electric. As such, this information is entitled to confidential protection under Section 366.093, Florida Statutes, as implemented in Rule 25-22.006, Florida Administrative Code.

¹ Order No. PSC-01-2061-CFO-EI issued October 18, 2001

² Order No. PSC-01-2122-PCO-EI issued October 29, 2001

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing Request for Confidential Classification, filed on behalf of Tampa Electric Company, has been furnished by hand delivery (*) or U. S. Mail on this 2nd day of November, 2001 to the following:

Mr. Wm. Cochran Keating, IV*
Staff Counsel
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Mr. James A. McGee
Senior Counsel
Florida Power Corporation
Post Office Box 14042
St. Petersburg, FL 33733

Mr. Joseph A. McGlothlin
Ms. Vicki Gordon Kaufman
McWhirter, Reeves, McGlothlin, Davidson,
Decker, Kaufman, Arnold & Steen, P.A.
117 S. Gadsden Street
Tallahassee, FL 32301

Mr. Robert Vandiver
Deputy Public Counsel
Office of Public Counsel
111 West Madison Street – Suite 812
Tallahassee, FL 32399-1400

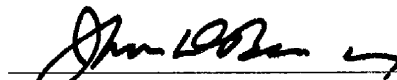
Mr. Matthew M. Childs
Steel Hector & Davis
215 South Monroe Street – Suite 601
Tallahassee, FL 32301

Mr. John W. McWhirter, Jr.
McWhirter, Reeves, McGlothlin, Davidson,
Decker, Kaufman, Arnold & Steen, P.A.
Post Office Box 3350
Tampa, FL 33601

Ms. Susan Ritenour
Gulf Power Company
One Energy Place
Pensacola, FL 32520

Mr. Jeffrey A. Stone
Beggs & Lane
Post Office Box 12950
Pensacola, FL 32576

Mr. Norman Horton
Messer Caparello & Self
Post Office Box 1876
Tallahassee, FL 32302



ATTORNEY