

# 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

ORIGINAL

November 13, 2001

HAND DELIVERED

RECEIVED--FPSC  
01 NOV 13 PM 4:25  
COMMISSION  
CLERK

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; Tampa Electric Company's Notice of Intent to Rely on Confidential Information at Hearing; FPSC Docket No. 010001-EI

Dear Ms. Bayo:

Tampa Electric Company has determined it may need to rely upon certain of its own confidential information at the hearing scheduled to be convened in this docket on November 20, 2001. The company has yet to determine which of its own confidential information it may need to rely on.

Tampa Electric may also need to rely upon any confidential information the Florida Industrial Power Users Group, Inc. ("FIPUG") may provide in response to Order No.PSC-01-2185-PCO-EI, to the extent FIPUG seeks confidential treatment of any materials submitted in response to that order.

Tampa Electric will utilize all means necessary to assure that the confidential nature of the information in question is preserved. This will include the distribution and recollection of such information in red folders at the hearing, the avoidance of referring to any confidential information directly during questioning of witnesses at the hearing and other means previously used in Commission proceedings to protect the confidential nature of information utilized in such proceedings.

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

- APP \_\_\_\_\_
- CAF \_\_\_\_\_
- CMP \_\_\_\_\_
- COM 5 \_\_\_\_\_
- CTR \_\_\_\_\_
- ECR \_\_\_\_\_
- LEG \_\_\_\_\_
- OPC \_\_\_\_\_
- PAI \_\_\_\_\_
- RGO \_\_\_\_\_
- SEC 1 \_\_\_\_\_
- SER \_\_\_\_\_
- OTH \_\_\_\_\_

RECEIVED & FILED

FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

14376 NOV 13 01

FPSC-COMMISSION CLERK

Ms. Blanca S. Bayo, Director  
November 13, 2001  
Page Two

Thank you for your assistance in connection with this matter.

Sincerely,

  
James D. Beasley

JDB/pp

cc: Prehearing Officer Lila A. Jaber  
All parties of record (via facsimile on November 12, 2001)