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October 24, 2002

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ORIGINAL

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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: Application of Cargill Fertilizer, Inc. to engage in self-service wheeling of waste heat cogenerated power to, from and between points within Tampa Electric Company's Service Territory; FPSC Docket No. 020898-EQ

Dear Ms. Bayo:

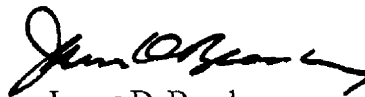
Enclosed for filing in the above docket are the original and fifteen (15) copies of each of the following:

1. Tampa Electric Company's Objections in Response to the First Set of Interrogatories to Tampa Electric (Nos. 1-22) of Cargill Fertilizer, Inc. *11670-02*
2. Tampa Electric Company's Objections in Response to the First Request for the Production of Documents to Tampa Electric (Nos. 1-6) of Cargill Fertilizer, Inc. *11671-02*
3. Tampa Electric Company's Objections in Response to the First Requests for Admissions to Tampa Electric (Nos. 1-7) of Cargill Fertilizer, Inc. *11672-02*
4. Response of Tampa Electric Company to the Motion of Cargill Fertilizer, Inc. for Order Compelling Expedited Discovery. *11673-02*

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

AUS	_____
CAF	_____
CMP	_____
COM	<u> 3 </u>
CTR	_____
ECR	_____
GCL	_____
OPC	_____
MMS	_____
SEC	<u> 1 </u>
OTH	_____

JDB/pp
Enclosures

cc: All Parties of Record (w/encls.)

RECEIVED & FILED

RJM
FPSC-BUREAU OF RECORDS

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Application of Cargill Fertilizer, Inc.) Docket No. 020898-EQ
to engage in self-service wheeling of waste) Filed: October 24, 2002
heat cogenerated power to, from and)
between points within Tampa Electric)
Company's service territory.)
_____)

**TAMPA ELECTRIC COMPANY'S OBJECTIONS IN RESPONSE TO THE
FIRST SET OF INTERROGATORIES TO TAMPA ELECTRIC (NOS. 1-22) OF
CARGILL FERTILIZER, INC.**

Pursuant to Rule 1.340, Florida Rules of Civil Procedure and Rule 28-106.206, Florida Administrative Code, Tampa Electric Company ("Tampa Electric" or "Company"), by and through its undersigned counsel, hereby files its objections to the First Set of Interrogatories (Nos. 1-22) served by Cargill Fertilizer, Inc. ("Cargill") on Tampa Electric and says:

General Objections

1. Tampa Electric objects to each and every interrogatory to the extent that such request calls for information that is exempt from discovery by virtue of the attorney/client privilege, work product privilege, or other applicable privilege or protection provided by law, whether such privilege or protection appears at the time response is first made to these interrogatories or is later determined to be applicable based on the discovery of documents, investigation, or analysis.
2. Tampa Electric objects to each and every interrogatory insofar as the request is vague, ambiguous, overly broad, and imprecise or uses terms that are subject to multiple interpretations but are not properly defined or explained.

DOCUMENT NUMBER-DATE

11670 OCT 24 08

FPSC-COMMISSION CLERK

3. Tampa Electric objects to each interrogatory to the extent that the information sought is already in the public record before this Commission or elsewhere, and is available to Cargill through normal procedures.
4. Tampa Electric objects to any interrogatory that calls for confidential proprietary business information and/or the compilation of information that is considered confidential proprietary business information, including “trade secrets” which are privileged pursuant to Section 90.506, Florida Statutes.
5. Tampa Electric objects to any interrogatory that calls for the creation of information as opposed to the reporting of presently existing information or that purport to expand Tampa Electric’s obligations under the Florida Rules of Civil Procedure or Florida Law.

Specific Objections

1. Tampa Electric objects to Interrogatory No. 4 on the ground that the requested hourly marginal fuel cost information is proprietary, commercially sensitive information that Cargill, as a competitor of Tampa Electric in the wholesale power market, could use to the detriment of Tampa Electric’s ratepayers.
2. Tampa Electric objects to Interrogatory No. 5 on the ground that the requested hourly marginal fuel cost information is proprietary, commercially sensitive information that Cargill, as a competitor of Tampa Electric in the wholesale power market, could use to the detriment of Tampa Electric’s ratepayers.
3. Tampa Electric Objects to Interrogatory No. 6 on the ground that the requested hourly marginal fuel cost information is proprietary, commercially sensitive

- information that Cargill, as a competitor of Tampa Electric in the wholesale power market, could use to the detriment of Tampa Electric's ratepayers.
4. Tampa Electric objects to Interrogatory No. 18 on the ground that the Company has not performed the requested analysis and has no obligation to do so since it is not the moving party in this proceeding.
 5. Tampa Electric objects to Interrogatory No. 20 on the ground that the requested information is not relevant to the matters raised in this proceeding.
 6. Tampa Electric objects to Interrogatory No. 22 on the grounds that the interrogatory is vague, ambiguous and otherwise unintelligible.

WHEREFORE, Tampa Electric submits the foregoing objections to the First Set of Interrogatories (Nos. 1-22) served by Cargill in this proceeding.

DATED this 24th day of October 2002.

Respectfully submitted,

HARRY W. LONG, JR.
Assistant General Counsel
Tampa Electric Company
Post Office Box 111
Tampa, Florida 33601
(813) 228-1702

And

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By: 

ATTORNEYS FOR TAMPA ELECTRIC COMPANY

CERTIFICATE OF SERVICE

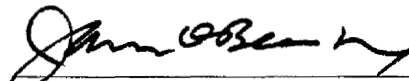
I HEREBY CERTIFY that a true copy of the foregoing Objections, filed on behalf of Tampa Electric Company, has been served by hand delivery (*) or U. S. Mail on this 24th day of October 2002 to the following:

Rosanne Gervasi*
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Mr. Michael Haff*
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