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October 27, 2003

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. 030001-EI

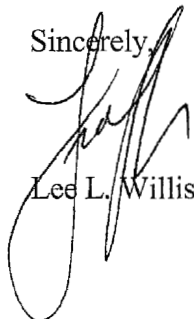
Dear Ms. Bayo:

Enclosed for filing in the above docket are the original and ten (10) copies of Tampa Electric Company's Exhibit "A" (Justification for Confidential Treatment) with respect to its Responses to Fourth Request for Production of Documents (Nos. 15-17) of the Florida Public Service Commission Staff.

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,



Lee L. Willis

LLW/pp
Enclosure

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

DOCUMENT NUMBER - DATE

10580 OCT 27 '03

FPSC-COMMISSION CLERK

**JUSTIFICATION FOR CONFIDENTIAL TREATMENT
OF BATES STAMPED PAGE 21 OF TAMPA ELECTRIC COMPANY'S
RESPONSE TO STAFF'S PRODUCTION OF DOCUMENT (NO. 16)
AND BATES STAMP PAGES 101-108, 120-133 AND 109-119
OF STAFF'S PRODUCTION OF DOCUMENT (NO. 17)**

All of the page references herein are to the Bates stamped page numbers at the bottom of the pages of Tampa Electric's response to Staff's Request for Production of Documents Nos. 16 and 17.

<u>Bates Stamp Page No.</u>	<u>Justification</u>
21	(1)
101-108 and 120-133	(2)
109-119	(3)

- (1) This page discloses Tampa Electric's waterborne coal transportation services ("WCTS") contract rates for the 2004-2008 contract period. This is contractual information that should be protected to avoid adversely affecting the competitive interests of TECO Transport. Public disclosure of this information would harm the competitive interests of TECO Transport and would also compromise Tampa Electric's competitive position in future efforts to negotiate WCTS. Consequently, this information is entitled to confidential protection under Section 366.093(d) and (e), Florida Statutes.
- (2) These pages are bid evaluation and bid correspondence documents that reveal the bidders identities. Disclosing bidder identities and evaluations of their bids would discourage those bidders from participating in future RFPs as they do not desire for their competitors to have access to the terms and conditions under which they will bid on transportation services. As such, public disclosure of the information would adversely affect Tampa Electric's ability to contract for goods and services on favorable terms. Consequently, the information is entitled to protection under Section 366.093(d) and (e), Florida Statutes.
- (3) These pages contain the work product of Tampa Electric consultant's Sargent & Lundy - documents that were used to conduct analyses as well as the consultant's report. In addition, these pages reveal the identity of the rail proposal bidder and disclose specific information including in that bidder's proposal. As such, the information in question is entitled to confidential treatment because it is in the nature of a trade secret owned by Sargent & Lundy. It is also in the nature of information relating to bids and bidder identity which could adversely affect Tampa Electric's ability to procure bids in the future. As such, the information is entitled to confidential treatment under Section 366.093(3)(d) and (e), Florida Statutes.