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March 1, 2004

HAND DELIVERED

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

Re: Review of Tampa Electric Company's waterborne transportation contract with TECO Transport and associated benchmark; FPSC Docket No. 031033-EI

Dear Ms. Bayo:

Enclosed for filing in the above docket is the original and fifteen (15) copies of Tampa Electric Company's Objections to Florida Industrial Power Users Group's Second Request for Production of Documents to Tampa Electric Company (No. 24).

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
Enclosure

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

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Review of Tampa Electric Company's Waterborne transportation contract with TECO Transport and associated benchmark.	))))	DOCKET NO. 031033-EI FILED: March 1, 2004

TAMPA ELECTRIC COMPANY'S OBJECTIONS TO FLORIDA INDUSTRIAL POWER USERS GROUP'S SECOND REQUEST FOR PRODUCTION OF DOCUMENTS TO TAMPA ELECTRIC COMPANY (NO. 24)

Tampa Electric Company ("Tampa Electric" or "the company") files these its objections to the Florida Industrial Power Users Group's Second Request for Production of Documents to Tampa Electric (No. 24) and, as grounds therefor, says:

1. In its Document Request No. 24 the Florida Industrial Power Users Group ("FIPUG") asks Tampa Electric to provide all documents produced in response to Staff's Request for First Production of Documents (Nos. 1-15) served in this docket on February 17, 2004.

2 On February 26, 2004 Tampa Electric filed its objections to portions of Staff's First Request for Production of Documents. In that pleading Tampa Electric objected to Staff's Document Requests Nos. 5, 6, 7, 8, 9, and 12. Attached hereto as Exhibit "A" and by reference made a part hereof is a copy of Tampa Electric Company's Objections to such document requests of the Staff.

3. Inasmuch as FIPUG's Request No. 24 asks for the same documents requested by Staff, Tampa Electric makes the same objections set forth in Exhibit "A" relative to Staff's Document Requests Nos. 5, 6, 7, 8, 9 and 12.

DATED this 1st day of March 2004.

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

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing Objections to FIPUG's Second Request for Production of Documents (No 24), filed on behalf of Tampa Electric Company, has been furnished by U.S. Mail or hand delivery (*) on this 15th day of March 2004 to the following:

Mr. Wm. Cochran Keating, IV*
Senior Attorney
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0863

Ms. Vicki Gordon Kaufman*
Mr. Timothy J. Perry
McWhirter, Reeves, McGlothlin,
Davidson, Kaufman & Arnold, P.A.
117 S. Gadsden Street
Tallahassee, FL 32301

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

Mr. John W. McWhirter, Jr.
McWhirter, Reeves, McGlothlin,
Davidson, Kaufman & Arnold, P.A.
400 North Tampa Street, Suite 2450
Tampa, FL 33601-5126

Mr. Michael B. Twomey
Post Office Box 5256
Tallahassee, FL 32314-5256

Mr. Robert Scheffel Wright
Mr. John T. LaVia, III
Landers & Parsons, P.A.
Post Office Box 271
Tallahassee, FL 32302

ATTORNEY

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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Review of Tampa Electric Company's Waterborne transportation contract with TECO Transport and associated benchmark.	))))	DOCKET NO. 031033-EI FILED: February 26, 2004

TAMPA ELECTRIC COMPANY'S OBJECTIONS TO PORTIONS OF STAFF'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS TO TAMPA ELECTRIC COMPANY (NOS. 1-15)

Tampa Electric Company ("Tampa Electric" or "the company") files these its objections to Staff's Document Requests Nos. 5-9 and 12 of Staff's First Request for Production of Documents to Tampa Electric Company (Nos. 1-15) and, as grounds therefor, says:

1. Tampa Electric objects to Staff's Document Request No. 5, which reads as follows:

> 5. Please provide all reports, reviews, and analyses of Tampa Electric Company and TECO Energy, Inc. prepared by or for investment banking firms since January 1, 2002.

Tampa Electric objects to this request on the grounds that it is vague, overbroad, seeks information Tampa Electric does not possess or even knows of the existence of, and calls for information that is not likely to lead to the discovery of admissible evidence relevant to issues in this proceeding. Reports, reviews and analyses could have been prepared by or for investment banking firms without Tampa Electric's involvement or knowledge and those hypothetical documents could address matters entirely foreign to the issues in this proceeding. Tampa Electric cannot properly be called upon to respond to such a broadly defined universe of documents.

2. Tampa Electric objects to Staff's Document Request No. 6, which reads as follows:

> 6. Please provide all reports, reviews, and analyses of Tampa Electric Company and TECO Energy, Inc. prepared by or for Standard & Poor's since January 1, 2002.

Tampa Electric objects to Document Request No. 6 on the same ground as stated in its objections to Document Request No. 5, only as it relates to documents prepared by or for Standard & Poor's. Tampa Electric objects on the ground that this Document Request seeks information which is irrelevant. Any documents prepared by or for Standard & Poor's, a credit rating agency, have no relevance to the appropriateness of payments by Tampa Electric for waterborne transportation service provided by TECO Transport nor would it appear to be likely to lead to the discovery of admissible evidence on that issue.

3. Tampa Electric objects to Staff's Document Request No. 7, which reads as follows:

> 7. Please provide all reports, reviews, and analyses of Tampa Electric Company and TECO Energy, Inc. prepared by or for Moody's Investor Services since January 1, 2002.

Tampa Electric objects to Document Request No. 7 on the same ground as stated in its objections to Document Request No. 5, only as it relates to documents prepared by or for Moody's Investor Services. Tampa Electric objects on the ground that this Document Request seeks information which is irrelevant. Any documents prepared by or for Moody's Investor Services, a credit rating agency, have no relevance to the appropriateness of payments by Tampa Electric for waterborne transportation service provided by TECO Transport nor would it appear to be likely to lead to the discovery of admissible evidence on that issue.

4. Tampa Electric objects to Staff's Document Request No. 8, which reads as follows:

> 8. Please provide the report in which Standard & Poor's discusses its rationale for establishing Tampa Electric Company's current credit rating.

Tampa Electric objects on the ground that this Document Request seeks information which is irrelevant. Any rationale which Standard & Poor may have for establishing Tampa Electric's current credit rating has no relevance to the appropriateness of payments by Tampa Electric for waterborne transportation service provided by TECO Transport nor would it appear to be likely to lead to the discovery of admissible evidence on that issue.

5. Tampa Electric objects to Staff's Document Request No. 9, which reads as follows:

> 9. Please provide the report in which Standard & Poor's discusses its rationale for establishing TECO Energy's current credit rating.

Tampa Electric objects on the ground that this Document Request seeks information which is irrelevant. Any rationale which Standard & Poor may have for establishing TECO Energy's current credit rating has no relevance to the appropriateness of payments by Tampa Electric for waterborne transportation service provided by TECO Transport nor would it appear to be likely to lead to the discovery of admissible evidence on that issue.

6. Tampa Electric objects to Staff's Document Request No. 12, which reads as follows:

> 12. Please provide all documents, reports, minutes from Board of Directors' meetings, and/or analyses prepared since January 1, 2002, concerning the possibility of TECO Energy selling TECO Transport.

Tampa Electric objects to this Document Request on the grounds that it seeks information not relevant to any of the deferred issues to be considered in this docket. Tampa Electric has furnished information to the Commission to the effect that TECO Transport is not for sale. However, even if it were, the materials listed in Document Request No. 12 would not be relevant to the reasonableness of amounts paid by Tampa Electric for coal transportation services provided by TECO Transport. The reasonableness of the price paid does not turn on and is not influenced by the issue of whether TECO Transport is for sale.

7. Tampa Electric further objects to this Document Request No. 12 in that it is vague as to which Board of Directors it refers to. Tampa Electric and TECO Energy have separate Boards of Directors and TECO Energy, not Tampa Electric, maintains minutes of the TECO Energy Board meetings. Tampa Electric has already provided Staff with the only documents it is aware of that address in any way the potential sale of TECO Transport.

DATED this 26th day of February 2004.

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

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing Objections to Staff's First Request for Production of Documents, filed on behalf of Tampa Electric Company, has been furnished by U.S. Mail or hand delivery (*) on this 26th day of February 2004 to the following:

Mr. Wm. Cochran Keating, IV*
Senior Attorney
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
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Ms. Vicki Gordon Kaufman
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