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March 4, 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

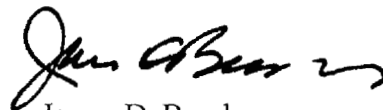
Dear Ms. Bayo:

Enclosed for filing in the above docket are the original and fifteen (15) copies of Tampa Electric Company's Motion for Temporary Protective Order of Information Supplied Pursuant to Office of Public Counsel's Fifth Request for Production of Documents (No. 77).

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.)

DOCUMENT NUMBER-DATE
03184 MAR-4 04
FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Review of Tampa Electric Company's)
Waterborne transportation contract with) DOCKET NO. 031033-EI
TECO Transport and associated benchmark.) FILED: March 4, 2004
_____)

**TAMPA ELECTRIC COMPANY'S
MOTION FOR TEMPORARY PROTECTIVE ORDER
OF INFORMATION SUPPLIED PURSUANT TO
OFFICE OF PUBLIC COUNSEL'S FIFTH REQUEST
FOR PRODUCTION OF DOCUMENTS (NO. 77)**

Pursuant to Rule 25-22.006(6)(c), Florida Administrative Code, Tampa Electric Company ("Tampa Electric" or "the company") hereby moves the Commission for an entry of a temporary protective order treating this confidential and exempt from public disclosure portions of Tampa Electric Company responses to Office of Public Counsel's ("OPC's") Fifth Request for Production of Documents (No. 77) and, as grounds therefor, says:

1. On March 3, 2004 Tampa Electric provided OPC with access to documents that are the subject of OPC's Fifth Request for Production of Documents (No. 77). The documents in question include certain confidential information set forth on yellow paper stock or highlighted in yellow and stamped "CONFIDENTIAL."

2. Public disclosure of the information in question would be very detrimental to the economic and competitive interests of Tampa Electric, its transportation affiliate and other entities with whom Tampa Electric does business.

3. Rule 25-22.006(6)(c), Florida Administrative Code, authorizes Tampa Electric to request a temporary protective order exempting the confidential information from Section 119.07(1), Florida Statutes.

4. Tampa Electric has provided OPC access to the confidential information pursuant to this Motion for Temporary Protective Order.

WHEREFORE, Tampa Electric Company moves the Commission for entry of a temporary protective order exempting from public disclosure the information being supplied to OPC pursuant to its Fifth Request for Production of Documents (No. 77) in this proceeding.

DATED this 4th day of March 2004.

Respectfully submitted,



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ATTORNEYS FOR TAMPA ELECTRIC COMPANY

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing Motion for Temporary Protective Order, filed on behalf of Tampa Electric Company, has been furnished by U. S. Mail or hand delivery (*) on this 4th day of March 2004 to the following:

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

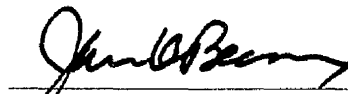
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ATTORNEY

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