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March 18, 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

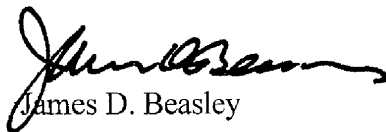
Dear Ms. Bayo:

Enclosed for filing in the above docket are the original and fifteen (15) copies of Tampa Electric Company's Request for Specified Confidential Treatment of Transportation Storage and Transfer Agreements between Tampa Electric Company and TECO Transport Corporation.

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
03669 MAR 18 8
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 18, 2004
_____)

**TAMPA ELECTRIC COMPANY'S
REQUEST FOR SPECIFIED CONFIDENTIAL TREATMENT**

Tampa Electric Company ("Tampa Electric" or "the company") pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, hereby requests confidential treatment of Tampa Electric Company Transportation Storage and Transfer Agreement between Tampa Electric Company and TECO Transport Corporation dated as of October 6, 2003 and the company's Transportation Storage and Transfer Agreement between Tampa Electric Company and TECO Transport Corporation dated as June 30, 1998 (collectively referred to as "the Contracts") and, as grounds therefor, says:

1. On February 26, 2004 Tampa Electric filed its Notice of Intent to Seek Confidential Classification of the Contracts which were submitted under a separate transmittal letter as confidential information requested by Staff. That Notice stated that the information contained in the two Contracts is highly proprietary confidential business information the disclosure of which would have a severe impact on the competitive interests of TECO Transport Corporation and Tampa Electric.

2. Public disclosure of the terms and conditions of the Contracts would harm TECO Transport in future contractual negotiations with third parties and would adversely affect Tampa Electric Company's ability to contract for coal transportation services in the future.

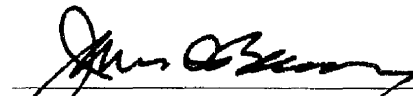
3. Attached hereto as Exhibit "A" is a written justification for designating the Contracts as confidential proprietary business information which should be exempt from the Public Records Law pursuant to Section 366.093, Florida Statutes, and the Commission's implementing rule on this subject.

4. Tampa Electric treats the Contracts confidentially and has not disclosed them publicly.

WHEREFORE, Tampa Electric Company submits the foregoing in support of its Request for Specified Confidential Treatment of the above-described Contracts.

DATED this 18th day of March 2004.

Respectfully submitted,



LEE L. WILLIS
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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 Request for Specified Confidential Treatment, filed on behalf of Tampa Electric Company, has been furnished by U. S. Mail or hand delivery (*) on this 18th day of March 2004 to the following:

Mr. Wm. Cochran Keating, IV*
Senior Attorney
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Florida Public Service Commission
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ATTORNEY

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**JUSTIFICATION FOR CONFIDENTIAL TREATMENT OF
TAMPA ELECTRIC'S WATERBORNE COAL
TRANSPORTATION CONTRACTS (FILED FEBRUARY 26, 2004)**

<u>Page No.</u>	<u>Detailed Description</u>	<u>Rationale</u>
	Transportation Storage and Transfer Agreement Between Tampa Electric Company and TECO Transport Corporation Dated as of October 6, 2003	
1-42	All of the Information on the Listed Pages	(1), (2)
	Transportation Storage and Transfer Agreement Between Tampa Electric Company and TECO Transport Corporation Dated as of June 30, 1998	
	Cover, Table of Contents and Pages 1-38	
	All of the Information on the Listed Pages	(1)

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- (1) The information contained on the listed pages contains information about the contract terms and rates that were paid for transportation services under Tampa Electric's contracts with TECO Transport during the period 1998 through 2003 or that will be paid for transportation services under Tampa Electric's contract with TECO Transport that took effect January 1, 2004. This information is competitive contractual information, the disclosure of which would be harmful to the position of TECO Transport in negotiating future contracts with other clients. Information about previous contract rates, in conjunction with publicly disclosed information, would also allow a competitor to back into the contract rates established for Tampa Electric's contract with TECO Transport. In addition, disclosing this information would harm Tampa Electric's position in determining rates for future transportation contracts since the providers' bid responses might be influenced if they had knowledge of current or recent contract rates. In addition to the sensitivity of rate information, disclosure of the other terms and conditions of the contract would disadvantage Tampa Electric in future contract negotiations by providing potential transportation suppliers with a "floor" on the terms and conditions they could expect to demand of Tampa Electric. Disclosure of the terms and conditions of this Agreement would also have a chilling effect on the willingness of transportation providers to bid on future work for Tampa Electric. Knowing that a contract they might enter into with Tampa Electric would likely become a public document would discourage them from wanting to be a party to an agreement to provide transportation services to Tampa Electric.

The disclosure of this information would therefore be harmful to TECO Transport's competitive interests and to the ability of Tampa Electric to contract for goods and services on

favorable terms, and as such, the information is entitled to confidential treatment pursuant to Section 366.093(d) and (e), Florida Statutes.

- (2) The information contained on the listed pages, in conjunction with public information, would allow a competitor to back into the rates proposed by bidders in response to Tampa Electric's RFP. Disclosing the information included in bidders' confidential proposals would discourage those bidders from participation 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 contained on these pages would adversely affect the competitive interests of TECO Transport and the bidders and the ability of Tampa Electric to contract for goods and services on favorable terms. The disclosure of this information would therefore be harmful to competitive interests, and as such, the information is entitled to confidential treatment pursuant to Section 366.093(d) and (e), Florida Statutes.