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RECEIVED-FPSC

04 MAY 24 PM 4: 21

COMMISSION  
CLERK

May 24, 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 Notice of Intent to Seek Confidential Classification and Designation of  
Confidential Information contained in Brent Dibner's Late-Filed Deposition Exhibit.

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

- CMP \_\_\_\_\_
- COM \_\_\_\_\_
- CTR \_\_\_\_\_
- ECR | JDB/pp  
Enclosure
- GCL \_\_\_\_\_
- OPC cc: All Parties of Record (w/enc.)
- MMS \_\_\_\_\_
- RCA \_\_\_\_\_
- SCR \_\_\_\_\_
- SEC | \_\_\_\_\_
- OTH | *conf*  
*records* \_\_\_\_\_

RECEIVED & FILED

FPSC-BUREAU OF RECORDS

This docketed notice of intent was filed with Confidential  
Document No. 05926-04. The document has been placed  
in confidential storage pending timely receipt of a request for  
confidentiality. (See DNS. 05733-04; 05734-04;  
05820-04)

DOCUMENT NUMBER-DATE

05925 MAY 24 03

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

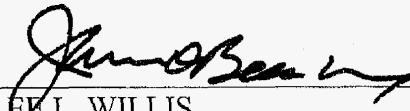
In re: Review of Tampa Electric Company's )  
Waterborne transportation contract with ) DOCKET NO. 031033-EI  
TECO Transport and associated benchmark. ) FILED: May 24, 2004  
\_\_\_\_\_ )

**TAMPA ELECTRIC COMPANY'S NOTICE OF INTENT  
TO SEEK CONFIDENTIAL CLASSIFICATION  
AND DESIGNATION OF CONFIDENTIAL INFORMATION**

Tampa Electric Company ("Tampa Electric" or "the company"), pursuant to Rule 25-22.006, Florida Administrative Code, hereby serves notice of its intent to seek confidential classification of documents contained in witness Brent Dibner's Late-Filed Deposition Exhibit No. 2, Page 2 of 2, entitled "Preference Trade Adder." Such document is being filed under a separate confidential cover letter with the Commission's Division of Commission Clerk and Administrative Services. Tampa Electric also hereby declares the highlighted portions of this Late-Filed Deposition Exhibit to be "Confidential Information" within the meaning of the Non-Disclosure Agreements it has outstanding with the non-public parties to this proceeding and under the Motions for Temporary Protective Order outstanding with respect to Office of Public Counsel.

DATED this 24<sup>th</sup> day of May 2004.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "James D. Beasley", written over a horizontal line.

LEE L. WILLIS  
JAMES D. BEASLEY  
JOHN P. FONS  
RICHARD E. DORAN  
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 Notice of Intent, filed on behalf of Tampa Electric Company, has been furnished by U. S. Mail or hand delivery (\*) on this 24<sup>th</sup> day of May 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  
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Mr. Robert Vandiver  
Associate Public Counsel  
Office of Public Counsel  
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Mr. John W. McWhirter, Jr.  
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Mr. John T. LaVia, III  
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Post Office Box 271  
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\_\_\_\_\_  
ATTORNEY