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April 1, 2005

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: Fuel and Purchased Power Cost Recovery Clause with Generating Performance  
Incentive Factor; FPSC Docket No. 050001-EI

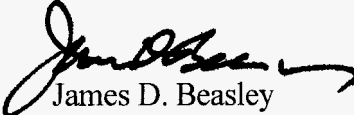
Dear Ms. Bayo:

Enclosed for filing in the above docket are the original and ten (10) copies of Tampa Electric Company's Request for Confidential Classification of certain highlighted information contained in the Prepared Direct Testimony of Joann T. Wehle.

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

03190 APR-1 2005

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and Purchased Power Cost Recovery )  
Clause with Generating Performance Incentive ) DOCKET NO. 050001-EI  
Factor. ) FILED: April 1, 2005  
\_\_\_\_\_ )

**TAMPA ELECTRIC COMPANY'S  
REQUEST FOR CONFIDENTIAL CLASSIFICATION**

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 classification of certain highlighted information contained in the Prepared Direct Testimony of Joann T. Wehle filed in this proceeding on April 1, 2005 (the "Confidential Information"). Attached hereto as Exhibit "A" is a justification for designating the Confidential Information proprietary confidential business information under the above-referenced statute and rule.

1. Subsection 366.093(1), Florida Statutes, provides that any records "found by the Commission to be proprietary confidential business information shall be kept confidential and shall be exempt from s.119.07(1) [requiring disclosure under the Public Records Act]." The proprietary confidential business information includes, but is not limited to:

(d) Information concerning bids or other contractual data, the disclosure of which would impair the efforts of the public utility or its affiliates to contract for goods or services on favorable terms. (Section 366.093(3)(d), Florida Statutes)

2. Proprietary confidential business information also includes:

(e) Information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of the information. (Section 366.093(3)(e), Florida Statutes)

3. The Confidential Information falls within the above statutory categories and, thus, constitutes proprietary confidential business information entitled to protection under Section 366.093 and Rule 25-22.006.

4. The material for which confidential classification is sought is intended to be and is treated by Tampa Electric as private and has not been disclosed.

5. The request for confidential classification is intended to serve as Tampa Electric's motion for a protective order pursuant to Rule 25-22.006(6), Florida Administrative Code.

WHEREFORE, Tampa Electric respectfully requests that the highlighted portions of the Confidential Information contained in the Prepared Direct Testimony of Joann T. Wehle be accorded confidential classification for the reasons set forth above.

DATED this 15<sup>th</sup> day of April 2005.

Respectfully submitted,



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JAMES D. BEASLEY  
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(850) 224-9115

ATTORNEYS FOR TAMPA ELECTRIC COMPANY

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing Request for Confidential Classification, filed on behalf of Tampa Electric Company, has been furnished by U. S. Mail or hand delivery (\*) on this 1<sup>st</sup> day of April 2005 to the following:

Ms. Adrienne E. Vining\*  
Ms. Jennifer Rodan  
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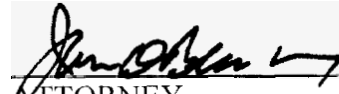
Ms. Susan Ritenour  
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Tallahassee, FL 32301

Mr. Mark Hoffman  
Legal Department  
CSX Transportation  
500 Water Street, 14<sup>th</sup> Floor  
Jacksonville, FL 32202



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ATTORNEY

**JUSTIFICATION FOR CONFIDENTIAL TREATMENT  
OF CONFIDENTIAL INFORMATION CONTAINED IN THE  
PREPARED DIRECT TESTIMONY OF JOANN T. WEHLE  
(FILED APRIL 1, 2005)**

<b><u>Testimony Page No.</u></b>	<b><u>Description</u></b>	<b><u>Rationale</u></b>
Page 6, line 5	The Highlighted Number	(1)

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- (1) This number shows the percentage of Tampa Electric's natural gas usage that was protected from price volatility as a result of the natural gas hedging activities the company engaged in. Disclosure of this information would afford natural gas suppliers, brokers and hedging counterparties with inside information on Tampa Electric's hedging strategies and prioritizations. This could adversely impact Tampa Electric and its hedging activities and negotiations relating thereto. Consequently, this competitively sensitive information is confidential proprietary business information protected under Section 366.093, Florida Statutes and Rule 25-22.006, Florida Administrative Code.

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