

Marguerite Lockard

From: Marguerite Lockard
Sent: Wednesday, September 28, 2005 10:13 AM
To: Kay Flynn; Cochran Keating
Cc: Andrea Cowart; Todd Bohrmann
Subject: 050001-EI - RE: 2003 fuel adjustment filings

Per this e-mail,
 i will return confidential document Nos. 06444-03, 06445-03, 07899-03, and 08747-03.
 Thanks.

From: Kay Flynn
Sent: Wednesday, September 28, 2005 10:09 AM
To: Cochran Keating
Cc: Marguerite Lockard; Andrea Cowart; Todd Bohrmann
Subject: RE: 2003 fuel adjustment filings

We'll return the documents.

If staff directs us to return a document and the document has an identical cross-referenced document, yes, staff should reference both document numbers in their directive to return.

Thanks.

(Marguerite, you can print and use this e-mail for purposes of returning the documents.)

Kay

From: Cochran Keating
Sent: Wednesday, September 28, 2005 10:04 AM
To: Kay Flynn
Cc: Marguerite Lockard; Andrea Cowart; Todd Bohrmann
Subject: RE: 2003 fuel adjustment filings

All four documents should be returned.

The first three documents were filed unnecessarily along with TECO's motions for protective orders. They were not filed with confidentiality requests. Per our rules, there is no appropriate basis for determining the confidential nature of these documents based on TECO's filings. The documents were filed unnecessarily, were not filed at staff's request, and should be returned.

The last document may also be returned as you suggested.

With respect to the last document, I do have a question. This document was provided under a notice of intent to request confidential classification. The same document was later provided along with FPL's request for confidential classification. We have two identical documents. When I advise to have one of the documents returned, should I always also provide any cross-reference documents numbers? Typically, I'm just looking at the document number associated with the request for confidential classification because that is what shows up on my desk. I just seem to recall that, in the past, if we issued an order granting confidential treatment for the document associated with the request for confidential classification, CCA would show the cross-reference to the document provided with the earlier notice of intent.

From: Kay Flynn
Sent: Tuesday, September 27, 2005 2:00 PM

DOCUMENT NUMBER 0740

09214 SEP 28 03

9/28/2005

EPSC-COMMISSION CLERK

To: Cochran Keating
Cc: Marguerite Lockard; Andrea Cowart; Todd Bohrmann
Subject: RE: 2003 fuel adjustment filings
Importance: High

Cochran, I'm following up on my earlier e-mail. Please advise on the status of the confidential documents below. Can any be returned to the source? When will orders be ready for issuance on any others?

Kay

From: Kay Flynn
Sent: Friday, September 02, 2005 2:39 PM
To: Cochran Keating
Cc: Marguerite Lockard; Andrea Cowart; Todd Bohrmann
Subject: 2003 fuel adjustment filings
Importance: High

Five confidential documents filed in the fuel adjustment in 2003 have never had orders issued. The orders are long overdue. Documents are:

06444-03 - filed under motion for protective order by TECO

06445-03 - filed under motion for protective order by TECO

07899-03 - filed under motion for protective order by TECO

08747-03 - its x-ref document (09643-03) was returned to FPL

Is it possible the first 3 documents can be returned to TECO (if staff no longer needs them) without a ruling. And, because 09643-03 was returned to FPL and it is the cross-reference of 08747-03, is it possible 08747-03 can be returned?

If the documents cannot be returned, please advise when orders will be issued.

Kay