

ORIGINAL

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March 1, 2007

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

RECEIVED FPSC  
07 MAR - 1 PM 1:36  
COMMISSION  
CLERK

Re: Fuel and Purchased Power Cost Recovery Clause with Generating  
Performance Incentive Factor; FPSC Docket No. 070001-EI

Dear Ms. Bayo:

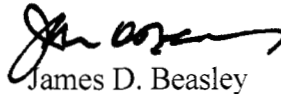
Enclosed for filing in the above docket are the original and fifteen (15) copies of Tampa Electric Company's Request for Confidential Classification of certain highlighted information contained in Schedule A12, Page 1 of 1 (Bates stamp page 212) for the period January 2006 - December 2006..

Please acknowledge receipt and filing of the above by stamping the duplicate copy of this letter and returning same to this writer.

- CMP \_\_\_\_\_
- COM \_\_\_\_\_
- CTR \_\_\_\_\_
- ECR 1
- GCL 1
- OPC \_\_\_\_\_
- RCA \_\_\_\_\_ JDB/pp
- SCR \_\_\_\_\_ Enclosure
- SGA \_\_\_\_\_ cc: All Parties of Record (w/enc.)
- SEC \_\_\_\_\_
- OTH 1 conf records

Thank you for your assistance in connection with this matter.

Sincerely,

  
James D. Beasley

RECEIVED & FILED

  
FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

01923 MAR-1 07

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and Purchased )  
Power Cost Recovery Clause )  
and Generating Performance )  
Incentive Factor. )  
\_\_\_\_\_ )

DOCKET NO. 070001-EI  
FILED: March 1, 2007

**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 Schedule A12, Page 1 of 1 (Bates Stamp page 212) for the period January 2006 – December 2006. In support thereof, the company says:

1. A single copy of Schedule A12 (Tampa Electric Company Capacity Costs Actual Purchases and Sales for the Period January 2006 through December 2006) is being simultaneously filed with the Commission on a confidential basis. Page 1 of 1 (Bates Stamp page 212) of that filing contains certain information (“Confidential Information”) highlighted in yellow.

2. 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)

3. 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)

4. 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. The Confidential Information shows actual purchase amounts pursuant to confidential contracts negotiated by and between Tampa Electric Company and certain energy providers. As such, the information in question is information concerning bids or other contractual data the disclosure of which would impair the efforts of Tampa Electric to contract for goods and services on favorable terms. It is also information relating to competitive interests the disclosure of which would impair the competitive business of Tampa Electric.

5. Tampa Electric treats the Confidential Information as such and has not disclosed it publicly.

WHEREFORE, Tampa Electric Company respectfully requests that the highlighted Confidential Information contained in Schedule A12, page 1 of 1 (Bates stamp page 212), for the period January 2006 through December 2006 be afforded confidential classification for the reasons set forth above.

DATED this 1<sup>st</sup> day of March 2007.

Respectfully submitted,



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LEE L. WILLIS  
JAMES D. BEASLEY  
Ausley & McMullen  
Post Office Box 391  
Tallahassee, FL 32302  
(850) 224-9115

ATTORNEYS FOR TAMPA ELECTRIC COMPANY

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing Request for Confidential Classification has been furnished by U. S. Mail or hand delivery (\*) on this 1<sup>st</sup> day of March 2007 to the following:

Ms. Lisa Bennett\*  
Staff Attorney  
Office of the General Counsel  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

Mr. John T. Burnett  
Associate General Counsel  
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Mr. Paul Lewis, Jr.  
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Mr. John W. McWhirter, Jr.  
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Tampa, FL 33601-5126

Ms. Patricia A. Christensen  
Associate Public Counsel  
Office of Public Counsel  
111 West Madison Street – Room 812  
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Mr. Norman Horton  
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Post Office Box 15579  
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Ms. Cheryl Martin  
Florida Public Utilities Company  
P. O. Box 3395  
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Mr. John T. Butler  
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Mr. William Walker, III  
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Mr. Jeffrey A. Stone  
Mr. Russell A. Badders  
Beggs & Lane  
Post Office Box 12950  
Pensacola, FL 32591-2950

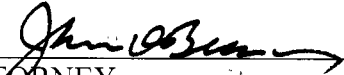
Mr. Robert Scheffel Wright  
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Tallahassee, FL 32301

Mr. Michael B. Twomey  
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Damund E. Williams, Capt., USAF  
AFLSA/JACL-ULT  
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Mr. Jack Shreve  
Senior General Counsel  
Ms. Cecilia Bradley  
Senior Assistant Attorney General  
Office of the Attorney General  
The Capitol – PL01  
Tallahassee, FL 32399-1050

Mr. James W. Brew  
Brickfield, Burchette, Ritts & Stone, P.C.  
1025 Thomas Jefferson Street, NW  
Eighth Floor, West Tower  
Washington, D.C. 20007-5201

  
\_\_\_\_\_  
ATTORNEY

State of Florida



# Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FLORIDA 32399-0850

**-M-E-M-O-R-A-N-D-U-M-**

DATE: 3-1-07  
 TO: James Beasley  
 FROM: T. Henry, Division of the Commission Clerk &  
 Administrative Services  
 RE: **Acknowledgment of Receipt of Confidential Filing**

01924-07

This will acknowledge receipt of a **CONFIDENTIAL DOCUMENT** filed in Docket

No. 070001 - E1 or (if filed in an undocketed matter) concerning

Schedule A12, Pg 1 of 1, for 1106 - 12/06

DI & exhibit of Carlos Aidazabat, and

filed on behalf of Tampa Electric/Beasley. The

document will be maintained in locked storage.

Any questions regarding this matter should be directed to Marguerite Lockard at (850) 413-6770.

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