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May 10, 2007

HAND DELIVERED

Ms. Ann Cole, Director
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. 070001-EI


Dear Ms. Cole:

Enclosed for filing in the above docket are the original and seven (7) copies of Tampa Electric Company's Motion for Temporary Protective Order regarding Office of Public Counsel's First Request for Production of Documents (No. 1) filed April 13, 2007.

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 _____
- GCL _____ JDB/pp
- OPC _____ Enclosure
- RCA _____ cc: All Parties of Record (w/enc.)
- SCR _____
- SGA _____
- SEC _____
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FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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

DOCKET NO. 070001-EI
FILED: May 10, 2007

**TAMPA ELECTRIC COMPANY'S
MOTION FOR TEMPORARY PROTECTIVE ORDER**

Tampa Electric Company ("Tampa Electric" or "the company"), pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006(6)(c), Florida Administrative Code, files this its Motion for Temporary Protective Order and in support thereof says:

1. The Office of Public Counsel ("OPC") in its First Request for Production of Documents to Tampa Electric Company (No. 1) filed April 13, 2007, has requested a copy of all confidential documents that have been filed in this docket by Tampa Electric or provided directly to Staff for informational or audit purposes. By definition OPC has requested copies of documents deemed by Tampa Electric to be confidential and which have been filed as such with the Commission pursuant to requests that the documents in question not be disclosed publicly but, instead, be deemed proprietary confidential business information the disclosure of which would adversely affect Tampa Electric and/or its non-regulated affiliates.

2. Tampa Electric is complying with OPC's request. In connection therewith Rule 25-22.006(6)(c) states in pertinent part that when a utility or other person agrees to allow Public Counsel to inspect or take possession of utility information for the purpose of determining what information is to be used in a proceeding before the Commission, the utility may request a temporary protective order exempting the information from Section 119.07(1), Florida Statutes. The rule in question further states that if the information is to be used in a proceeding before the

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Commission, then the utility must file a specific request for a protective order under the rule. If the information is not to be used in a proceeding before the Commission, the rule provides that OPC shall return the information to the utility in accordance with the record retention requirements of the Department of State.

3. For all of the reasons set forth in the requests for confidential classification that accompanied the filing of the confidential documents in question with the Commission or provided directly to Staff for informational or audit purposes, Tampa Electric considers the information being provided to OPC to be confidential proprietary business information, entitled to protection pursuant to a temporary protective order while in the possession of OPC.

WHEREFORE, Tampa Electric Company moves the Commission for a temporary protective order exempting from Section 119.07(1), Florida Statutes, the information being provided this date to OPC pursuant to OPC's First Request for Production of Documents to Tampa Electric Company (No. 1) filed in this proceeding on April 13, 2007.

DATED this 10th day of May 2007.

Respectfully submitted,



LEE L. WILLIS
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ATTORNEYS FOR TAMPA ELECTRIC COMPANY

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing Motion for a Temporary Protective Order, filed on behalf of Tampa Electric Company, has been furnished by U.S. Mail or hand delivery (*) on this 10th day of May 2007 to the following:

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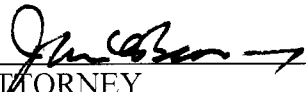
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