

# AUSLEY & MCMULLEN

ATTORNEYS AND COUNSELORS AT LAW

227 SOUTH CALHOUN STREET  
P.O. BOX 391 (ZIP 32302)  
TALLAHASSEE, FLORIDA 32301  
(850) 224-9115 FAX (850) 222-7560

November 14, 2008

HAND DELIVERED

RECEIVED-FPSC  
08 NOV 14 PM 3:51  
COMMISSION  
CLERK

Ms. Ann Cole, Director  
Office of Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

Re: Petition for Rate Increase by Tampa Electric Company  
FPSC Docket No. 080317-EI

Dear Ms. Cole:

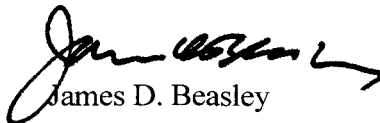
Enclosed for filing in the above docket are the original and fifteen (15) copies of Tampa Electric Company's Response to the Florida Industrial Power Users Group's Fifth Request for Production of Documents (Nos. 42 - 43), propounded and served by electronic and U. S. Mail on October 15, 2008.

COM \_  
ECR (circled)  
GCL 2  
OPC \_  
RCP 1  
SSC 1  
SGA 2  
ADM \_  
CLK \_

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

10645 NOV 14 08

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for Rate Increase )  
by Tampa Electric Company. )  
\_\_\_\_\_ )

DOCKET NO. 080317-EI

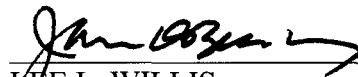
FILED: November 14, 2008

**TAMPA ELECTRIC COMPANY'S RESPONSE TO THE  
FLORIDA INDUSTRIAL POWER USERS GROUP'S  
FIFTH REQUEST FOR PRODUCTION OF DOCUMENTS (NOS. 42 - 43)**

Tampa Electric Company ("Tampa Electric" or the "company"), pursuant to Rule 1.350(b), Florida Rules of Civil Procedure, submits this its Response to the Florida Industrial Power Users Group's Fifth Request for Production of Documents (Nos. 42 - 43), saying that the company has this date furnished FIPUG such requested documents.

DATED this 14<sup>th</sup> day of November, 2008.

Respectfully submitted,



\_\_\_\_\_  
LEE L. WILLIS  
JAMES D. BEASLEY  
KENNETH R. HART  
J. JEFFRY WAHLEN  
Ausley & McMullen  
Post Office Box 391  
Tallahassee, FL 32302  
(850) 224-9115

ATTORNEYS FOR TAMPA ELECTRIC COMPANY

DOCUMENT NO. DATE  
10645-08 11/14/08  
FPSC - COMMISSION CLERK

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing Response to FIPUG's Fifth Request for the Production of Documents (Nos. 42 - 43), filed on behalf of Tampa Electric Company, has been furnished by U. S. Mail or hand delivery (\*) on this 14<sup>th</sup> day of November, 2008, to the following:

Keino Young/Martha Brown\*  
Jennifer Brubaker/Jean Hartman  
Office of General Counsel  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

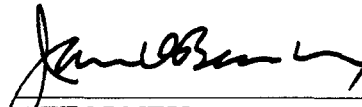
J. R. Kelly/Patricia A. Christensen  
Office of Public Counsel  
c/o The Florida Legislature  
111 West Madison Street, Room 812  
Tallahassee, FL 32399-1400

Robert Scheffel Wright  
John T. LaVia, III  
Young van Assenderp, P.A.  
225 South Adams Street, Suite 200  
Tallahassee, FL 32301

Vicki Gordon Kaufman\*  
Jon C. Moyle, Jr.  
Anchors Smith Grimsley  
118 North Gadsden Street  
Tallahassee, FL 32301

John W. McWhirter, Jr.  
McWhirter, Reeves & Davidson, P.A.  
Post Office Box 3350  
Tampa, FL 33601-3350

Mr. Michael B. Twomey  
Post Office Box 5256  
Tallahassee, FL 32314-5256

  
\_\_\_\_\_  
ATTORNEY