

**Kimberley Pena**

090109-EI

**From:** Kimberley Pena  
**Sent:** Friday, June 25, 2010 1:15 PM  
**To:** Robert Graves; Erik Saylor  
**Cc:** Ann Cole  
**Subject:** FW: Docket No. 090109-EI – Confidential documents that can be returned  
**Attachments:** 03153-10.pdf; 03160-10.pdf

Per this e-mail, we will return DNs 03154-10 and 03162-10. Thank you.

**From:** Robert Graves  
**Sent:** Friday, June 25, 2010 1:03 PM  
**To:** Kimberley Pena  
**Cc:** Erik Saylor  
**Subject:** FW: Docket No. 090109-EI – Confidential documents that can be returned

Ms Pena

These documents can be returned.

Robert

COM \_\_\_\_\_  
APA \_\_\_\_\_  
ECR \_\_\_\_\_  
GCL \_\_\_\_\_  
RAD \_\_\_\_\_  
SSC \_\_\_\_\_  
ADM \_\_\_\_\_  
OPC \_\_\_\_\_  
CLK *Pena*

**From:** Erik Saylor  
**Sent:** Friday, June 25, 2010 11:13 AM  
**To:** Robert Graves  
**Subject:** RE: Docket No. 090109-EI – Confidential documents that can be returned

Robert,

The two documents in question relate to responses served by Energy 5.0 to staff's ROGs (Nos. 1-4) and POD (No. 1). See attached.

Energy 5.0 filed a "notice of intent" to seek confidentiality for these documents without out later filing a "motion requesting confidential treatment." When I was reviewing the docket file to see what documents could be returned, I overlooked the "notice of intent" documents.

Would you review these two documents to see if they can be returned to Energy 5.0? If you concur, would you please let Ms. Pena know? Thanks.

**Erik Saylor**  
850-413-6084

On Jun 23, 2010, at 3:43 PM, "Robert Graves" <[RGRAVES@PSC.STATE.FL.US](mailto:RGRAVES@PSC.STATE.FL.US)> wrote:

Yes maam. Thanks for catching that.

Robert

**From:** Kimberley Pena  
**Sent:** Monday, June 21, 2010 4:01 PM  
**To:** Robert Graves; Erik Saylor

6/25/2010

DOCUMENT NUMBER-DATE  
05277 JUN 25 0  
FPSC-COM:ISSUAL CLERK

**Cc:** Ann Cole

**Subject:** RE: Docket No. 090109-EI – Confidential documents that can be returned

After processing the below referenced documents in CMS, I noticed that there are still two more confidential documents not addressed in the e-mail below, DNs 03154-10 and 03162-10. Are these to be returned to the source also?

---

**From:** Robert Graves

**Sent:** Monday, June 21, 2010 9:44 AM

**To:** Kimberley Pena

**Cc:** Erik Sayler

**Subject:** FW: Docket No. 090109-EI – Confidential documents that can be returned

I concur, the list of confidential documents can be returned to TECO and Energy 5.0 LLC.

---

**From:** Erik Sayler

**Sent:** Friday, June 18, 2010 4:31 PM

**To:** Robert Graves

**Cc:** Jennifer Crawford

**Subject:** Docket No. 090109-EI – Confidential documents that can be returned

Robert,

Would you please review the list of confidential documents that can be returned to TECO and Energy 5.0 LLC?

If you concur, would you please forward this list to Kim Pena?

Thank you,

Erik Sayler

=====

**Docket No. 090109-EI – Confidential documents that can be returned**

Note: On May 7, 2010, Tampa Electric Company (TECO) dismissed its petition in this docket. The Commission acknowledged the dismissal with prejudice of TECO's petition by Order No. PSC-10-0382-FOF-EI, issued June 15, 2010. Thus, there is no need to retain the following list of confidential documents filed with the Commission in this docket.

DN 01908-09 (March 9, 2009). The confidential document(s) referenced by DN 01907-09 (March 9, 2009) can be returned to provider.

DN 06491-09 (June 29, 2009). The confidential document(s) referenced by DN 06490-09 (June 29, 2009) can be returned to provider.

DN 02440-10 (April 1, 2010). The confidential document(s) referenced by DN 02439-10 (April 1, 2010) can be returned to provider.

DN 03037-10 (April 19, 2010). The confidential document(s) referenced by DN 03020-10 (April 19, 2010) can be returned to provider.

DN 03158-10 (April 22, 2010). The confidential document(s) referenced by DN 03156-10 (April 22, 2010) can be returned to provider.

6/25/2010