



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-

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12 OCT 29 PM 2:00
COMMISSION CLERK
WBM

DATE: October 26, 2012
TO: Pauline Robinson, Attorney, Office of the General Counsel
FROM: William B. McNulty, Economic Analyst, Division of Economics
RE: CONFIDENTIALITY OF CERTAIN INFORMATION

Docket No. 120234-EI, Document No. 07114-12

Description: Tampa Electric Company (Beasley) - (CONFIDENTIAL) Highlighted information provided in TECO's Response to Staff's First Request for Production of Documents, Nos. 2 and 6, filed October 18, 2012.

Source: Tampa Electric Company

Pursuant to Section 366.093 of the Florida Statutes, and Rule 25-22.006, Florida Administrative Code, TECO requests confidential classification of certain highlighted information provided in TECO's Response to Staff's First Request for Production of Documents, Nos. 2 and 6, as appears in Document No. 07114-12, filed October 18, 2012.

TECO has requested confidential treatment of certain load forecast modelling information highlighted in Document No. 07114-12 with justification shown in Exhibit "A" of its request (see attached) based upon such information being proprietary confidential business information as described in Sections 366.093(e). Under Section 366.093(e), proprietary business information includes information related to the competitive business of the provider of the information. TECO also requests, per Exhibit "A", confidentiality of certain customer account data highlighted in Document No. 07114-12 on the basis that it contains individual interruptible customer account data which is not allowed to be shared with anyone other than the customer of record on the account.

Staff has reviewed TECO's confidentiality request as applies to Document No. 07114-12. Staff believes TECO's request as specified in Exhibit "A" meets the criteria for confidentiality contained in Section 366.093(e), Florida Statutes. For Bate Stamp Page Nos. 121-134 and 1303-1318 per Exhibit "A" of the company's request, Staff believes TECO's request meets the criteria for confidentiality in that harm to the company or its ratepayers would result from public disclosure of said information. Staff further believes that highlighted portions of Bate Stamp Pages 149 and 153-159 meet the criteria for confidentiality contained in Section 366.093(e). Thus, Staff recommends that TECO's request for confidentiality of portions of the information included in Document No. 07114-12 (all of the highlighted information) be approved.

WBM:wbm

DOCUMENT NUMBER DATE

07336 OCT 29 12

FPSC-COMMISSION CLERK



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TALLAHASSEE, FLORIDA 32399-0850

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

DATE: October 26, 2012
TO: Division of Engineering, Office of Primary Responsibility
FROM: OFFICE OF COMMISSION CLERK
RE: CONFIDENTIALITY OF CERTAIN INFORMATION
DOCKET NO(s): 120234-EI DOCUMENT NO(s): 07114-12
DESCRIPTION: TECO (Beasley) - (CONFIDENTIAL) Response to staff's 1st request for PODs (Nos. 2 and 6).
SOURCE: Tampa Electric Company

The above confidential material was filed along with a request for confidential classification, and motion for protective order. Please complete the following form by checking all applicable information and forward it to the attorney assigned to the docket, along with a brief memorandum supporting your recommendation.

- The document(s) is (are), in fact, what the utility asserts it (them) to be.
 The utility has provided enough details to perform a reasoned analysis of its request.
 The material has been received incident to an inquiry.
 The material is confidential business information because it includes:
 (a) Trade secrets;
 (b) Internal auditing controls and reports of internal auditors;
 (c) Security measures, systems, or procedures;
 (d) Information concerning bids or other contractual data, the disclosure of which would impair the efforts of the company to contract for services on favorable terms;
 (e) Employee personnel information unrelated to compensation, duties, qualifications, or responsibilities;
 (f) Tax returns or tax-related information;
 (g) Information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of information.
 The material appears to be confidential in nature and harm to the company or its ratepayers will result from public disclosure.
 The material appears not to be confidential in nature.
 The material is a periodic or recurring filing and each filing contains confidential information.

This response was prepared by /s/ William B. McNulty on October 26, 2012, a copy of which has been sent to the Office of Commission Clerk and the Office of General Counsel.

**JUSTIFICATION FOR CONFIDENTIAL TREATMENT OF HIGHLIGHTED
PORTIONS OF TAMPA ELECTRIC'S RESPONSE TO THE
FLORIDA PUBLIC SERVICE COMMISSION STAFF'S
FIRST REQUEST FOR PRODUCTION OF DOCUMENTS**

<u>Bates Stamp Page No.</u>	<u>Production of Documents No.</u>	<u>Detailed Description</u>	<u>Rationale</u>
21-22; 24-25; 27-28; 30-31; 33-34; 36-37; 39-40; 42-43; 45-46	2	All Yellow Highlighted Information	(1)
121-134; 149; 153-159	2	All Yellow Highlighted Information	(2)
1191-1217;	2	All Yellow Highlighted Information	(1)
1303-1318	2	All Yellow Highlighted Information	(2)
1319; 1324-1329	2	All Yellow Highlighted Information	(1)
2654, 2656, 2658, 2661, 3214-3323	6	All Yellow Highlighted Information	(1)

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- (1) The information contained on the listed Bates stamp pages is confidential, containing data purchased under contract from Moody's Analytics. Tampa Electric's contract states, "Subscriber shall take all reasonable steps to prevent unauthorized use, access, copying or disclosure of the information." Disclosure of this information would harm the competitive interests of the provider of the information (Moody's Analytics) and, thus, is entitled to protection under Section 366.093(3)(e), Florida Statutes.
- (2) The information contained on the listed Bates stamp pages is confidential, containing individual interruptible customer account data which is not allowed to be shared to anyone other than the customer of record on the account.
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