



Public Service Commission

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

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DATE: November 16, 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. 07526-12

Description: Tampa Electric Company (Beasley) - (CONFIDENTIAL) Highlighted information provided in TECO's Revised Response to Staff's Second Set of Interrogatories, No. 50, filed November 7, 2012.

Source: Tampa Electric Company

Pursuant to Section 366.093 of the Florida Statutes, and Rule 25-22.006, Florida Administrative Code, Tampa Electric Company (TECO) requests confidential classification of highlighted information provided in TECO's Revised Response to Staff's Second Set of Interrogatories, No. 50, as appears in Document No. 07526-12, filed November 7, 2012. TECO's original confidential filing of October 23, 2012 (Document No. 07210-12), contained scrivener and inadvertent errors, so TECO filed a revised redacted version of the document on October 31, 2012 (Document No. 07389-12), and subsequently filed its revised confidential version of the filing on November 7, 2012.

TECO's revised confidential response to Interrogatory No. 50, Document No. 07526-12 at Bate Stamp Pages 73a and 73b, includes projected annual commodity, transportation, and delivered prices of various fuels TECO purchases to generate electricity. TECO is requesting confidential treatment of its annual transportation and delivered price information appearing in the highlighted portions of its response. TECO is seeking confidential treatment of its annual transportation and delivered price information based upon such information being proprietary confidential business information as described in Sections 366.093(d) and (e). Under Section 366.093(d), proprietary business information includes 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. Under Section 366.093(e), proprietary business information includes information related to the competitive business, the disclosure of which would impair the competitive business of the provider of the information.

Staff has reviewed TECO's confidentiality request dated October 23, 2012, and its supplemental confidentiality request dated November 15, 2012, as applies to highlighted portions

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of Document No. 07526-12, including both the projected annual fuel transportation price and the projected annual delivered fuel price information. Staff recommends the requests for confidential treatment of transportation and delivered fuel price information, under the special circumstance which applies in this case¹, meets the criteria for confidentiality in Sections 366.093(d) and (e), Florida Statutes. Staff recommends that TECO's amended request for confidentiality of highlighted information included in Document No. 07526-12 be approved.

WBM:wbm

¹ For each fuel type, transportation price is the difference between the delivered price and the commodity price. Since commodity prices have been publicly disclosed in this proceeding, delivered fuel prices, if also publicly disclosed, would allow the transportation prices to be calculated, which may adversely effect TECO's ability to negotiate future fuel transportation contracts.



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

DATE: November 16, 2012
TO: Division of Engineering, Office of Primary Responsibility
FROM: OFFICE OF COMMISSION CLERK
RE: CONFIDENTIALITY OF CERTAIN INFORMATION
DOCKET NO: 120234-EI DOCUMENT NO: 07526-12
DESCRIPTION: TECO (Beasley) - (CONFIDENTIAL) Bates stamped pages Pages 73A and 73B with highlighting removed from three commodity columns, pursuant to staff's request. [CLK note: Document is to substitute DN 07210-12, which was the initial filing.]
SOURCE: Tampa Electric Company

The above confidential material was filed along with a request for confidential classification and motion for temporary protective order, filed 10/23/12, followed by a supplement request filed on 11/15/12. 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 November 16, 2012, a copy of which has been sent to the Office of Commission Clerk and the Office of General Counsel.