



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-

DATE: May 14, 2013
TO: Division of Economics, Office of Primary Responsibility
FROM: OFFICE OF COMMISSION CLERK
RE: CONFIDENTIALITY OF CERTAIN INFORMATION
DOCKET NO: 130040-EI DOCUMENT NO: 02537-13

RECEIVED - FPSC
MAY 15 AM 11:14
COMMISSION CLERK

DESCRIPTION: TECO (Beasley) - (CONFIDENTIAL) Portions of answers to OPC's 1st set of interrogatories (Nos. 1-15) and 1st request for PODs (Nos. 1-12), specifically Bates stamp pgs 19 and 27 of interrogatory Nos. 7 and 11, and Bates stamp pages 5816, 5835, and 5847 of POD No. 3; confidentiality provided on CD only. [CLK note: See confidential DNs 02520-13 and 02522-13 for other portion to this document.]

SOURCE: Tampa Electric Company

The above confidential material was filed along with a request for confidential classification and motion for temporary 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.

DOCUMENT NUMBER DATE
02663 MAY 15 2013
FPSC-COMMISSION CLERK

This response was prepared by Frank Trueblood on May 14, 2013, a copy of which has been sent to the Office of Commission Clerk and the Office of General Counsel.



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

DATE: May 14, 2013

TO: Martha Brown, Senior Attorney, Office of the General Counsel

FROM: Frank Trueblood, Public Utility Analyst III, Division of Accounting and Finance

RE: Docket No. 130040-EI, Petition for rate increase by Tampa Electric Company Request for Confidential Classification of Documents: Document No. 02520-13, Bates stamp pages 19, 27, and 32-49 of Answers to OPC's First Set of Interrogatories; Document No. 02522-13, Bates stamp pages 1660-1685, 5816, 5835, 5847, 7633-7668, 7674-7774, and 7776-7797 of OPC's First Request for PODs; and Document No. 02537-13, confidential CD for those documents not included in Document No. 02520-13.

On May 6, 2013, Tampa Electric Company (TECO) submitted its Answers to OPC's First Set of Interrogatories Nos. 1-15, consisting of Bates stamp pages 19, 27, and 32-49; and First Request for Production of Documents Nos. 1-12, consisting of Bates stamp pages 1660-1685, 5816, 5835, 5847, 7633-7668, 7674-7774 and 7776-7797. These documents were transmitted as confidential documents.

TECO requests confidential classification of the above-referenced documents that reflect information that TECO treats as proprietary confidential business information. Specifically, TECO states that all of the information listed on the above Bates stamp pages contains (1) sensitive proprietary financial incentive goals and achievements, (2) sensitive benefit plan and pension plan information, (3) Tampa Electric Company's tax obligations, (4) proprietary compensation agreements and incentive plans of Tampa Electric Company, and (5) the proprietary work product of Tampa Electric Company's actuary, Mercer.

TECO states that the disclosure of this sensitive information would adversely affect its ability to negotiate labor agreements and could impact the company's ability to attract new team members or retain existing team members, provide in minute detail the company's tax positions that would be harmful to the company's competitive interests, could allow other customers to gain competitive advantage by analyzing pricing and usage patterns of the listed accounts, impair the company's business interest by diminishing its ability to contract future labor agreements at favorable terms, and could allow duplication of the actuary's work without compensation.

According to TECO, the requested information is entitled to confidential treatment and TECO seeks to keep it confidential pursuant to Section 366.093, Florida Statutes (F.S.) and Rule 25-22.006(4), Florida Administrative Code. Based upon my review of the above referenced documents, the information meets the requirements for confidential classification and should be exempt from disclosure under Section 119.07, F.S.

cc: Division of Accounting and Finance (Reecy)
Office of Commission Clerk (McLean)