



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-

RECEIVED-FPSC
13 MAY 24 PM 4:26
COMMISSION
CLERK

DATE: May 24, 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: 02764-13

DESCRIPTION: TECO (Beasley) - (CONFIDENTIAL) Highlighted information contained in response to OPC's 4th request for PODs, Bates stamp pgs 375-418, 805-814, 816-902, 954-1228; 555-803, and 904-908.

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.

COM _____
AFD _____
APA _____
ECO _____
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IDM _____
TEL _____
CLK MM

DOCUMENT NUMBER - DATE
02905 MAY 24 2013
FPSC-COMMISSION CLERK

This response was prepared by *Hope Bullard* on *May 22, 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 22, 2013
TO: Martha C. Brown, Senior Attorney, Office of the General Counsel
FROM: Hope A. Bullard, Public Utility Analyst I, Division of Accounting and Finance *HB*
RE: Tampa Electric Company- Docket No. 130040-EI Confidentiality Request

On May 20, 2013, pursuant to Section 366.093, Florida Statutes (F. S.), Tampa Electric Company (TECO) filed a request for confidential classification with respect to the highlighted information contained in Document Number 02764-13: Bates stamp pages 375-418; 805-814; 816-902; 954-1228; 555-803 and 904-908, in response to Office of Public Counsel's Fourth Request for Production of Documents. TECO states that the information contained in these documents should be classified as proprietary, confidential business information pursuant to Sections 366.093(3)(a), (d), and 366.093(3)(e), F.S.

TECO requests confidentiality under Subsection 366.093(3) F.S., which states:

(3) Proprietary confidential business information means information, regardless of form or characteristics, which is owned or controlled by the person or company, is intended to be and is treated by the person or company as private in that the disclosure of the information would cause harm to the ratepayers for the person's or company's business operations, and has not been disclosed unless disclosed pursuant to a statutory provision, an order of a court or administrative body, or private agreement that provides that the information will not be released to the public. Proprietary confidential business information includes, but is not limited to:

- (a) Trade secrets;
- (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.

Upon review of the aforementioned documents, staff concurs with TECO that the highlighted information contained in Document Number 02764-13 meets the requirements for confidential classification pursuant to Section 366.093(1), (3)(d) and (e). Accordingly, this information should be treated as confidential.