

State of Florida



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: June 6, 2013
TO: Martha C. Brown, Senior Attorney, Office of the General Counsel
FROM: William B. McNulty, Economic Analyst, Division of Economics
RE: Tampa Electric Company - Docket No. 130040-EI Confidentiality Request

13 JUN 11 PM 1:11
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COMMISSION CLERK
WBM

On May 28, 2013, Tampa Electric Company (TECO) filed a request for confidential classification of the highlighted information contained in Document Number 02922-13, Bates Stamp Pages 111-A001 through 112-A-71. Such documents were filed in response to Staff's 1st Request for Production of Documents, Nos. 1-6. TECO states that the information contained in the highlighted portions of these documents should be classified as proprietary confidential business information pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code.

Specifically, TECO requests confidentiality of highlighted portions of Bate Stamp Pages 11-A-001 through 112-A-71 and 340, which TECO states is contractual proprietary work product of TECO's consultant, Moody's Analytics, based on Section 366.093(3)(a), "trade secrets", and Section 366.093(3)(e), "information related to competitive interests, the disclosure of which would impair the competitive business of the provider of the information." TECO also requests confidentiality of highlighted portions of Bate Stamp Pages 258-296, which contains customer specific account information, based on Sections 366.093(3)(d) and (e). Section 366.093(d) is proprietary business information which 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."

Upon review of the aforementioned documents, staff concurs with TECO that the highlighted information contained in Document Number 02922-13 meets the requirements for confidential classification pursuant to Sections 366.093(3)(d) and (e). Accordingly, this information should be treated as confidential.

WBM/wbm

Attachment (1)

DOCUMENT NUMBER-DATE
03220 JUN 11 2
FPSC-COMMISSION CLERK



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TALLAHASSEE, FLORIDA 32399-0850

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

DATE: June 6, 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: 02922-13

RECEIVED-FPSC
13 JUN 11 PM 1:12
COMMISSION
CLERK

DESCRIPTION: TECO (Beasley) - (CONFIDENTIAL) Highlighted information contained in Bates stamp pgs 111-A-001 through 112-A-71 and 340, in response to staff's 1st request for PODs (Nos. 1-6).

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.

This response was prepared by *Bill McNulty* on *June 6, 2013*, a copy of which has been sent to the Office of Commission Clerk and the Office of General Counsel.