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July 2, 2013

HAND DELIVERED

Ms. Ann Cole, Director
Office of Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

RECEIVED FPSC
13 JUL -2 PM 4:16
COMMISSION CLERK

Re: Petition for Rate Increase by Tampa Electric Company
FPSC Docket No. 130040-EI

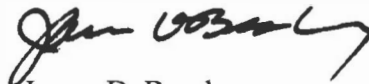
Dear Ms. Cole:

Enclosed for filing in the above docket are the original and fifteen (15) copies of Tampa Electric Company's Request for Confidential Classification and Motion for Temporary Protective Order pertaining to its answers to Office of Public Counsel's Tenth Request for Production of Documents (Nos. 92 and 93)(Bates stamp pages 2 through 280 and 282 through 346).

Please acknowledge receipt and filing of the above by stamping the duplicate copy of this letter and returning same to this writer.

Thank you for your assistance in connection with this matter.

Sincerely,


James D. Beasley

JDB/pp
Enclosure

cc: All Parties of Record (w/enc.)

COM	_____
AFD	_____
APA	_____
ECO	_____ 12
ENG	_____
GCL	_____
IDM	_____
TEL	_____
CLK	_____

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for Rate Increase)
by Tampa Electric Company.)
_____)

DOCKET NO. 130040-EI

FILED: July 2, 2013

**TAMPA ELECTRIC COMPANY'S
REQUEST FOR CONFIDENTIAL CLASSIFICATION
AND MOTION FOR TEMPORARY PROTECTIVE ORDER**

Tampa Electric Company ("Tampa Electric" or "the company"), pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, hereby request confidential classification of the information contained in the following described document(s) ("the Document(s)") stamped "CONFIDENTIAL" contained on a CD marked "CONFIDENTIAL", all of said confidential information being hereinafter referred to as "Confidential Information."

Description of Document(s)

Bates stamp pages 2 through 280 and 282 through 346 in response to Office of Public Counsel's Tenth Request for Production of Documents (Nos. 92 and 93) in the above matter. In support of this request, the company states:

1. Subsection 366.093(1), Florida Statutes, provides that any records "found by the Commission to be propriety confidential business information shall be kept confidential and shall be exempt from s. 119.07(1), Florida Statutes [requiring disclosure under the Public Records Act]." Proprietary confidential business information includes, but is not limited to "[i]nformation concerning . . . 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." Subsection 366.093(3)(d), Florida Statutes. Proprietary confidential business information also

includes “[i]nformation relating to competitive interests, the disclosure of which would impair the competitive business of the provider of the information.” Section 366.093(3)(e), Florida Statutes. The Confidential Information that is the subject of this request and motion falls within the statutory categories and, thus, constitutes proprietary confidential business information entitled to protection under Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code.

2. Attached hereto as Exhibit "A" is a justification for confidential treatment of the Confidential Information contained in the Document(s).

3. Attached hereto as Exhibit "B" are two public versions of the Document(s) with the Confidential Information redacted, unless previously filed as indicated.

4. The Confidential Information contained in the Document(s) is intended to be and is treated by Tampa Electric as private and has not been publicly disclosed.

5. For the same reasons set forth herein in support of its request for confidential classification, Tampa Electric also moves the Commission for entry of a temporary protective order pursuant to Rule 25-22.006(6)(c), Florida Administrative Code, protecting the Confidential Information from public disclosure.

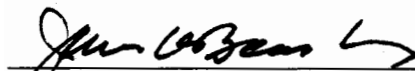
Requested Duration of Confidential Classification

6. Tampa Electric requests that the Confidential Information be treated by the Commission as confidential proprietary business information for at least the 18 month period prescribed in Rule 25-22.006(9)(a), Florida Administrative Code. If, and to the extent that the company is in need of confidential classification of the Confidential Information beyond the 18 month period set forth in the Commission rule, the justification and grounds for such extended confidential treatment are set forth in Exhibit "C" to this request and motion.

WHEREFORE, Tampa Electric Company respectfully requests that the Confidential Information that is the subject of this request and motion be accorded confidential classification for the reasons set forth herein and for a minimum period of 18 months, subject to any request for a longer period of confidential classification as may be set forth in Exhibit "C" to this request and motion. The company further moves for the entry of a temporary protective order pursuant to Rule 25-22.006(6)(c), Florida Administrative Code, protecting the Confidential Information from public disclosure.

DATED this 2nd day of July, 2013.

Respectfully submitted,



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ATTORNEYS FOR TAMPA ELECTRIC COMPANY

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Request for Confidential Classification and Motion for Temporary Protective Order, filed on behalf of Tampa Electric Company, has been served by electronic mail, overnight mail or hand delivery(*) on this 2nd day of July, 2013 to the following:

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ATTORNEY

**JUSTIFICATION FOR CONFIDENTIAL
TREATMENT OF TAMPA ELECTRIC'S RESPONSES TO OPC'S TENTH
SET OF PRODUCTION OF DOCUMENTS (FILED JULY 2, 2013)**

<u>POD Request No.</u>	<u>Bates Page Nos.</u>	<u>Detailed Description</u>	<u>Rationale</u>
92	2 through 280	All Information	(1)
93	282 through 346	All Information	(1)

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- (1) The documents in question are replete with information regarding TECO Energy, Inc.'s proposed acquisition of New Mexico Gas Company ("NMGC"), the potential costs and benefits of the transaction and the cost profiles of TECO Energy, Inc., Tampa Electric Company, Peoples Gas and NMGC. Disclosure of the cost profiles of the various entities involved in the proposed transaction would have a significant adverse impact on the competitive interests of the entities involved. Public disclosure would also jeopardize the relationships of the entities involved with their vendors and other entities with whom they regularly deal by disclosing which corporate activities might be performed in-house as opposed to being outsourced assuming the transaction closes. This would adversely affect the competitive interests of TECO Energy, Inc. and the other affected entities. As such, the information in question constitutes proprietary confidential business information the disclosure of which would cause harm to the business operations of Tampa Electric and the other affected entities which, in turn, would cause harm to the ratepayers of Tampa Electric, Peoples Gas and NMGC. The information in question also concerns contractual data the disclosure of which would adversely affect the efforts of utilities in both states to contract for goods or services on favorable terms. As such, the information in question is proprietary confidential business information entitled to protection from public disclosure pursuant to Section 366.093(3), Florida Statutes. Public disclosure of the information in question would also be disruptive of the business operations of the affected utilities and TECO Energy, Inc. by causing unnecessary concern to employees of all affected entities who might misinterpret or be apprehensive about various scenarios set forth in the documents regarding potential changes in structure and staffing if the transaction is consummated. This could have a very negative impact on the business operations of the affected utilities. Finally, the information is in the nature of work product prepared by Booz Allen & Hamilton in making their assessments of the proposed transaction and public disclosure of that assessment would impair Booz Allen & Hamilton's competitive business interests by diminishing the demand for their proprietary work product. For all of these reasons, the documents in question are entitled to confidential treatment pursuant to Section 366.093(3)(a) and (e), Florida Statutes.

PUBLIC VERSION(S) OF THE DOCUMENT(S)

Attached hereto (unless previously filed as may be noted below) are two public versions of the Document(s) with the Confidential Information redacted.

Public Version(s) of the Document(s) attached _____

Public Version(s) of the Document(s) would be entirely redacted and, therefore, are not being supplied.

REQUESTED DURATION OF CONFIDENTIAL CLASSIFICATION

Tampa Electric requests that the Confidential Information that is the subject of this request be treated as proprietary confidential business information exempt from the Public Records Law for a minimum of 18 months from the date of the order granting such classification. To the extent the company needs confidential protection of the Confidential Information for a period longer than 18 months, the company's justification therefore is set forth below:

n/a