

AUSLEY McMULLEN

ATTORNEYS AND COUNSELORS AT LAW

123 SOUTH CALHOUN STREET
P.O. BOX 391 (ZIP 32302)
TALLAHASSEE, FLORIDA 32301
(850) 224-9115 FAX (850) 222-7560

February 6, 2015

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COMMISSION
CLERK

Ms. Carlotta S. Stauffer
Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

REDACTED

Re: Audit of the Annual Distribution Service Reliability Report submitted by Florida's investor-owned utilities

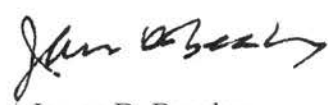
Dear Ms. Stauffer:

Enclosed for filing in the above-styled matter are the original and seven (7) copies of Tampa Electric Company's Request for Confidential Classification and Motion for Temporary Protective Order of certain highlighted information contained in the company's response to Staff's First Data Request No. 9, Bates page 11.

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

COM _____
AFD _____
APA _____
ECO _____
ENG 6 + Redacted
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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Audit of the Annual Distribution)
Service Reliability Report submitted by)
Florida's investor-owned utilities.)
_____)

UNDOCKETED

FILED: February 6, 2015

**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 yellow highlighted information contained in the following described document(s) ("the Document(s)") stamped "CONFIDENTIAL" and all information that is or may be printed on yellow paper stock stamped "CONFIDENTIAL" within the Document(s), all of said confidential information being hereinafter referred to as "Confidential Information."

Description of the Document(s)

Tampa Electric's response to Staff's First Data Request, Request No. 9, in connection with the Commission Staff's Undocketed Audit of Electric Service Reliability, filed February 6, 2015, Bates stamp page 11. 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 propriety 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 6th day of February, 2015.

Respectfully submitted,



JAMES D. BEASLEY
J. JEFFRY WAHLEN
ASHLEY M. DANIELS
Ausley & McMullen
Post Office Box 391
Tallahassee, Florida 32302
(850) 224-9115

ATTORNEYS FOR TAMPA ELECTRIC COMPANY

**JUSTIFICATION FOR CONFIDENTIAL TREATMENT OF HIGHLIGHTED
PORTIONS OF TAMPA ELECTRIC COMPANY'S RESPONSES TO
STAFF'S AUDIT DOCUMENT/RECORD REQUEST DATED 1/6/2015**

<u>Page Nos.</u>	<u>Detailed Description</u>	<u>Rationale</u>
Bates stamp 11	All highlighted information	(1)

(1) The actual audit cost data is confidential pursuant to a confidentiality agreement between Tampa Electric and its pole attachment audit contractor. The cost data reflects competitively negotiated audit compensation the disclosure of which would adversely affect Tampa Electric's competitive interests in negotiating new audit agreements with future audit providers. Public disclosure of this information will also adversely affect the competitive business interests of Tampa Electric's current audit provider in its negotiations with future audit clients. The requested information also relates to bids and other contractual data, the disclosure of which would impair Tampa Electric's ability to negotiate future contracts or services on favorable terms. As such, the information is entitled to confidential treatment pursuant to Section 366.093(3)(d) 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 X

Public Version(s) of the Document(s) previously filed on _____

REDACTED

TAMPA ELECTRIC COMPANY
UNDOCKETED: AUDIT OF
ELECTRIC SERVICE RELIABILITY
STAFF'S FIRST DATA REQUEST
REQUEST NO. 9
BATES STAMPED PAGE: 11
FILED: FEBRUARY 6, 2015

9. Please provide the budgeted and actual expenditures for joint use pole attachment audit activities for each year 2010 through 2014, and projected 2015.
- A. Tampa Electric shares the actual costs of pole attachment audit activities equally amongst the attachers. The actual cost data is confidential due to confidentiality agreements between Tampa Electric Company and its pole attachment audit contractor. The budgeted and actual audit cost data for each year 2010 through 2014, and projected 2015 are being separately filed with the Commission Clerk's office on a confidential basis, accompanied by a request for confidential classification.

Year	Budgeted	Actual
2010		
2011		
2012		
2013		
2014		
2015		

*Tampa Electric established a purchase order in 2013 that set the budget which would cover the entire cost of the audit which spanned from October 1, 2013 to June 30, 2014.

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 therefor is set forth below:

n/a