

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

December 16, 2016

VIA: ELECTRONIC FILING

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

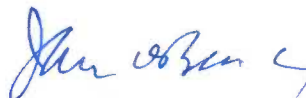
Re: Fuel and Purchased Power Cost Recovery Clause with Generating Performance
Incentive Factor; FPSC Docket No. 160001-EI

Dear Ms. Stauffer:

Attached for filing in the above docket is Tampa Electric Company's Second Request for Extension of Confidential Classification and Motion for Temporary Protective Order in connection with the company's audit work papers pursuant to Audit Control No. 13-016-2-4.

Thank you for your assistance in connection with this matter.

Sincerely,



James D. Beasley

JDB/pp
Attachment

cc: All parties of record (w/attachment)

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and purchased power cost recovery)
clause with generating performance incentive)
factor.)
_____)

DOCKET NO. 160001-EI

FILED: December 16, 2016

**TAMPA ELECTRIC COMPANY'S SECOND REQUEST
FOR EXTENSION OF 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 requests an 18-month extension of the confidential classification of certain information supplied in connection with the Staff's audit work papers pertaining to TECO's Capacity Audit Report, for Audit Control No. 13-016-2-4 in Docket No. 130001-EI on May 20, 2013 and, as grounds therefor, says:

1. On May 20, 2013 Tampa Electric filed a Request for Confidential Classification and Motion for Temporary Protective Order seeking confidential protection of certain documents selected as audit work papers pursuant to Audit Control No. 13-016-2-4. By Order No. PSC-13-0407-CFO-EI issued August 30, 2013 the Commission granted Tampa Electric's May 20, 2013 request.
2. Tampa Electric adopts and incorporates by reference the May 20, 2013 request.
3. On July 2, 2015 the Commission granted Tampa Electric Company's First Request for Extension of Confidential Classification of the above-referenced documents. *See*, Order No. PSC-15-0261-CFO-EI issued July 2, 2015 in Docket No. 150001-EI.

4. Tampa Electric is in need of continuing confidential treatment of certain of the pages that accompanied the original May 20, 2013 request. Attached hereto is Exhibit "A" of that request identifying by yellow highlighting the page numbers that accompanied the original request for which Tampa Electric seeks an additional 18 months of confidential protection.

5. Each of the justifications numbers (1) and (2) still apply with respect to the highlighted pages.

6. The highlighted pages in Exhibit "A" continue to be proprietary confidential business information within the meaning of Section 366.093(3), Florida Statutes, are intended to be and have been treated by Tampa Electric as private. The confidentiality of the yellow highlighted pages has been maintained and public disclosure of the highlighted pages would cause harm to Tampa Electric and its customers.

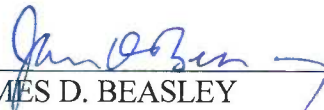
7. Nothing has changed since the company's May 20, 2013 filing to render the confidential information stale, such that continued confidential treatment would not be appropriate.

8. Upon a finding by the Commission that the confidential information remains proprietary and confidential business information, the information should not be declassified for at least an additional 18-month period and should be returned to Tampa Electric as soon as it is no longer necessary for the Commission to conduct its business. *See*, Section 366.093(4), Florida Statutes.

WHEREFORE, for the above and foregoing reasons, Tampa Electric respectfully requests that its Second Request for Extension of Confidential Classification and Motion for Protective Order be granted.

DATED this 16th day of December 2016.

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

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Second Request for Extension of Confidential Classification and Motion for Temporary Protective Order, filed on behalf of Tampa Electric Company, has been served by electronic mail on this 16th day of December 2016, to the following:

Ms. Suzanne Brownless
Ms. Danijela Janjic
Office of the General Counsel
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850
sbrownle@psc.state.fl.us
djanjic@psc.state.fl.us

Ms. Patricia A. Christensen
Mr. Erik Saylor
Associate Public Counsel
Office of Public Counsel
111 West Madison Street – Room 812
Tallahassee, FL 32399-1400
christensen.patty@leg.state.fl.us
saylor.erik@leg.state.fl.us

Ms. Dianne M. Triplett
Duke Energy Florida, LLC
299 First Avenue North
St. Petersburg, FL 33701
Dianne.triplett@duke-energy.com

Mr. Matthew R. Bernier
Senior Counsel
Duke Energy Florida, LLC
106 East College Avenue, Suite 800
Tallahassee, FL 32301-7740
Matthew.bernier@duke-energy.com

Mr. Jon C. Moyle, Jr.
Moyle Law Firm
118 North Gadsden Street
Tallahassee, FL 32301
jmoyle@moylelaw.com

Ms. Beth Keating
Mr. Greg Munson
Gunster, Yoakley & Stewart, P.A.
215 S. Monroe St., Suite 601
Tallahassee, FL 32301
bkeating@gunster.com
gmunson@gunster.com

Mr. John T. Butler
Assistant General Counsel – Regulatory
Ms. Maria Jose Moncada
Principal Attorney
Florida Power & Light Company
700 Universe Boulevard (LAW/JB)
Juno Beach, FL 33408-0420
john.butler@fpl.com
maria.moncada@fpl.com

Mr. Kenneth Hoffman
Vice President, Regulatory Relations
Florida Power & Light Company
215 South Monroe Street, Suite 810
Tallahassee, FL 32301-1859
ken.hoffman@fpl.com

Mr. Mike Cassel
Regulatory and Governmental Affairs
Florida Public Utilities Company
Florida Division of Chesapeake Utilities Corp.
1750 SW 14th Street, Suite 200
Fernandina Beach, FL 32034
mcassel@fpuc.com

Mr. Jeffrey A. Stone
Mr. Russell A. Badders
Mr. Steven R. Griffin
Beggs & Lane
Post Office Box 12950
Pensacola, FL 32591-2950
jas@beggslane.com
rab@beggslane.com
srg@beggslane.com

Mr. Robert L. McGee, Jr.
Regulatory and Pricing Manager
Gulf Power Company
One Energy Place
Pensacola, FL 32520-0780
rlmcgee@southernco.com

Mr. Robert Scheffel Wright
Mr. John T. LaVia, III
Gardner, Bist, Wiener, Wadsworth,
Bowden, Bush, Dee, LaVia & Wright, P.A.
1300 Thomaswood Drive
Tallahassee, FL 32308
Schef@gbwlegal.com
Jlavia@gbwlegal.com

Mr. James W. Brew
Ms. Laura A. Wynn
Stone Mattheis Xenopoulos & Brew, PC
1025 Thomas Jefferson Street, NW
Eighth Floor, West Tower
Washington, D.C. 20007-5201
jbrew@smxblaw.com
law@smxblaw.com



ATTORNEY

**JUSTIFICATION FOR CONFIDENTIAL
TREATMENT OF HIGHLIGHTED PORTIONS
OF CONFIDENTIAL WORKPAPERS ASSOCIATED WITH
TAMPA ELECTRIC'S CAPACITY AUDIT REPORT WITH
MEMORANDUM TO COMPANY DATED APRIL 29, 2013**

<u>Page Nos.</u>	<u>Bates Page Nos.</u>	<u>Detailed Description</u>	<u>Rationale</u>
W/P 41-13/12-4		All Information on Listed Pages	(1)
W/P 41-13/11-3		All Information on Listed Pages	(1)
W/P 43-2/7 (1 of 2)		Highlighted Information	(2)
W/P 43-11/1-3 (2 of 2)		Highlighted Information	(2)
W/P 43-11/2-2		Highlighted Information	(2)

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- (1) The documents are individual customer bills. Tampa Electric treats individual customer information confidentially and does not disclose it publicly on the belief that individual customers have an expectation that such information should be treated confidentially. Tampa Electric would not want to publicly disclose any customer specific information (except at the customer's own request) that could be used, alone or in conjunction with other publicly available information to engage in identity theft, gain a competitive advantage over a business customer or take any other action detrimental to its customers' interests. As such, the information is entitled to confidential treatment pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code.

 - (2) These documents contain confidential, negotiated contract rates, or information that could be used to calculate those confidential, negotiated contract rates. The rates paid under the company's existing contracts are competitively sensitive. Disclosing this contractual information would harm Tampa Electric's position in negotiating the best rates for future contracts, to the detriment of its customers. This type of contractual information has been recognized by the Commission on numerous occasions to constitute proprietary confidential business information, the disclosure of which would be harmful to Tampa Electric's ability to contract for goods and services on favorable terms and, likewise, harmful to the competitive interests of Tampa Electric and the party with which it contracts. This is the specific type of information described in Section 366.093(3)(d) and (e) as being entitled to confidential protection and exemption from the Public Records Law. This information is entitled to confidential protection pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code.