

# 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

March 2, 2020

HAND DELIVERED

Mr. Adam J. Teitzman  
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. 20200001-EI

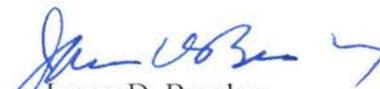
Dear Mr. Teitzman:

Enclosed for filing in the above docket are the original and seven (7) copies of Tampa Electric Company's Request for Confidential Classification of certain information contained in John Heisey's Exhibit JCH-1, (Bates stamp page 11) for the period January 2019 – December 2019.

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

RECEIVED-FPSC  
2020 MAR -2 PM 4: 20  
COMMISSION  
CLERK

JDB/bmp  
Enclosure

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

COM \_\_\_\_\_  
AFD 6  
APA \_\_\_\_\_  
ECO \_\_\_\_\_  
ENG \_\_\_\_\_  
GCL 1  
IDM \_\_\_\_\_  
CLK \_\_\_\_\_

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and Purchased Power )  
Cost Recovery Clause and Generating )  
Performance Incentive Factor. )  
\_\_\_\_\_ )

DOCKET NO. 20200001-EI

FILED: March 2, 2020

**TAMPA ELECTRIC COMPANY'S  
REQUEST FOR CONFIDENTIAL CLASSIFICATION**

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 confidential classification of certain highlighted information contained in the exhibit of Tampa Electric witness John C. Heisey (Bates Stamp page 11) for the period January 2019 – December 2019. In support thereof, the company says:

1. A single copy of Tab AO (Bates Stamp page 12) of the exhibit JCH-1 of Tampa Electric witness John C. Heisey, consisting of a one page spreadsheet entitled "Tampa Electric Asset Optimization Detail – Table 5" is being simultaneously filed with the Commission on a confidential basis. The confidential information is highlighted in yellow on lines 8-19 of columns (2) through (5).

2. Subsection 366.093(1), Florida Statutes, provides that any records "found by the Commission to be proprietary confidential business information shall be kept confidential and shall be exempt from s.119.07(1) [requiring disclosure under the Public Records Act]." The proprietary confidential business information includes, but is not limited to:

(d) 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. (Section 366.093(3)(d), Florida Statutes)

3. Proprietary confidential business information also includes:

(e) Information 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)

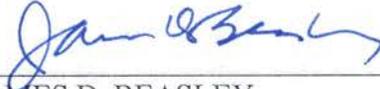
4. The Confidential Information falls within the above statutory categories and, thus, constitutes proprietary confidential business information entitled to protection under Section 366.093 and Rule 25-22.006. The exhibit contains details regarding asset optimization activities and discloses details of Tampa Electric's competitive and strategic approaches to asset optimization. The disclosure of this information would be harmful to competitive interests, and as such, the information is entitled to confidential treatment pursuant to Section 366.093(d) and (e), Florida Statutes and 25-22.006, Florida Administrative Code.

5. Tampa Electric treats the Confidential Information as such and has not disclosed it publicly.

WHEREFORE, Tampa Electric Company respectfully requests that the yellow highlighted Confidential Information contained in witness John C. Heisey's Exhibit JCH-1 (Bates stamp page 11), for the period January 2019 through December 2019 be afforded confidential classification for the reasons set forth above.

DATED this 2nd day of March 2020.

Respectfully submitted,



---

JAMES D. BEASLEY  
MALCOLM N. MEANS  
J. JEFFRY WAHLEN  
Ausley McMullen  
Post Office Box 391  
Tallahassee, FL 32302  
(850) 224-9115

ATTORNEYS FOR TAMPA ELECTRIC COMPANY

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing Request for Confidential Classification has been furnished by electronic mail on this 2nd day of March 2020, to the following:

Ms. Suzanne S. Brownless  
Special Counsel  
Office of the General Counsel  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850  
[sbrownle@psc.state.fl.us](mailto:sbrownle@psc.state.fl.us)

Mr. J. R. Kelly  
Ms. Patricia A. Christensen  
Office of Public Counsel  
111 West Madison Street – Room 812  
Tallahassee, FL 32399-1400  
[christensen.patty@leg.state.fl.us](mailto:christensen.patty@leg.state.fl.us)  
[kelly.jr@leg.state.fl.us](mailto:kelly.jr@leg.state.fl.us)

Ms. Dianne M. Triplett  
Associate General Counsel  
Duke Energy Florida, LLC  
299 First Avenue North  
St. Petersburg, FL 33701  
[Dianne.triplett@duke-energy.com](mailto:Dianne.triplett@duke-energy.com)  
[FLRegulatoryLegal@duke-energy.com](mailto:FLRegulatoryLegal@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](mailto:Matthew.bernier@duke-energy.com)

Mr. Jon C Moyle, Jr.  
Moyle Law Firm  
118 North Gadsden Street  
Tallahassee, FL 32301  
[jmoyle@moylelaw.com](mailto:jmoyle@moylelaw.com)

Ms. Beth Keating  
Gunster, Yoakley & Stewart, P.A.  
215 S. Monroe St., Suite 601  
Tallahassee, FL 32301  
[bkeating@gunster.com](mailto:bkeating@gunster.com)

Ms. Maria Jose Moncada  
Senior Attorney  
Mr. Joel T. Baker  
Principal Attorney  
Florida Power & Light Company  
700 Universe Boulevard (LAW/JB)  
Juno Beach, FL 33408-0420  
[maria.moncada@fpl.com](mailto:maria.moncada@fpl.com)  
[joel.baker@fpl.com](mailto:joel.baker@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](mailto:ken.hoffman@fpl.com)

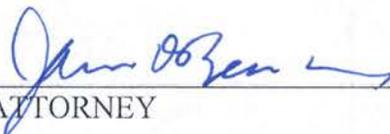
Mr. Mike Cassel  
Regulatory and Governmental Affairs  
Florida Public Utilities Company  
Florida Division of Chesapeake Utilities Corp.  
1750 SW 14th Street, Suite 200  
Fernandina Beach, FL 32034  
[mcassel@fpuc.com](mailto:mcassel@fpuc.com)

Mr. Russell A. Badders/C. Shane Boyett  
Vice President & Associate General Counsel  
Gulf Power Company  
One Energy Place  
Pensacola, FL 32520  
[Russell.Badders@nexteraenergy.com](mailto:Russell.Badders@nexteraenergy.com)  
[Charles.Boyett@nexteraenergy.com](mailto:Charles.Boyett@nexteraenergy.com)

Mr. Steven R. Griffin  
Beggs & Lane  
Post Office Box 12950  
Pensacola, FL 32591  
[srg@beggslane.com](mailto:srg@beggslane.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](mailto:jbrew@smxblaw.com)  
[laura.wynn@smxblaw.com](mailto:laura.wynn@smxblaw.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](mailto:Schef@gbwlegal.com)  
[Jlavia@gbwlegal.com](mailto:Jlavia@gbwlegal.com)

  
\_\_\_\_\_  
ATTORNEY