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July 13, 2021

VIA HAND DELIVERY

Mr. Adam J. Teitzman
Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re: Docket 20210034-EI, Petition for Rate Increase by Tampa Electric Company

Dear Mr. Teitzman:

Enclosed for filing in the above docket is Tampa Electric Company's Request for Confidential Classification and Motion for Protective Order of certain information contained in the Company's Response to Staff's Fourth Set of Interrogatories (Nos. 102-132), served on June 18, 2021.

Also attached is a CD which contains the redacted version of Interrogatory No. 109 and No. 122.

Thank you for your assistance in connection with this matter.

Sincerely,

Malcolm N. Means
Malcolm N. Means

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cc: All Parties of Record

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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition of Tampa Electric Company)
for an increase in its base rates and service)
charges and other relief)
_____)

DOCKET NO. 20210034-EI

FILED: July 13, 2021

**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 requests 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)

On July 13, 2021, Tampa Electric provided its responses to Staff's Fourth Set of Interrogatories (Nos. 102-132). The company's responses to Staff's Fourth Set of Interrogatories include files which contain information that the company considers to be confidential. The information for which confidential treatment is requested is highlighted in yellow in the versions of the files included with this request. 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 proprietary 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: (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 public utility or its affiliates to contract for goods or services on favorable terms; (e) information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of the information; and (f) employee personnel information unrelated to compensation, duties, qualifications, or responsibilities. §366.093(3)(a)-(f), Fla. Stat. The Confidential Information that is the subject of this request and motion falls within these 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 Documents.

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

4. The Confidential Information contained in the Documents 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)(a) of the Florida Administrative Code.

Requested Duration of Confidential Classification

6. Pursuant to Rule 25-22.006(9)(a), Tampa Electric requests that the Confidential Information be treated by the Commission as confidential proprietary business information for 18 months. 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 18 months. 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 13th day of July, 2021.

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 Motion, filed on behalf of Tampa Electric Company, has been furnished by electronic mail on this 13th day of July, 2021 to the following:

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A handwritten signature in blue ink that reads "Malcolm N. Means". The signature is written in a cursive style and is positioned above a horizontal line.

ATTORNEY

JUSTIFICATION FOR CONFIDENTIAL TREATMENT

Staff's 4th Set of Interrogatories				
<u>Document</u>	<u>Tab</u>	<u>Columns</u>	<u>Rows</u>	<u>Rationale</u>
(BS 10) Optimization Mechanism Gains by Category- CONF	AO Activities 2018	B-E	8-19	(1)
	AO Activities 2019	B-D	8-19	
	AO Activities 2020	B-D	8-19	
(BS 30) IRR 122-CONF	122-Independent var	D-I, Q-R	1-179	(2)

- (1) The confidential information contained in these documents discloses details of Tampa Electric's competitive and strategic approaches to asset optimization. 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.
- (2) The confidential information contained in these columns consists of the proprietary work product of Tampa Electric's consultant, Moody's Analytics. Public disclosure of this information would allow duplication of the consultant's work without compensation for the consultant's efforts. This information is in the nature of a trade secret owned by Moody's, and disclosure of this information would impair Moody's competitive business interests by diminishing the demand for Moody's proprietary work product. This information is protected by Section 366.093(3)(a) and (e) of the 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) attached in CD format X