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March 26, 2024

VIA HAND DELIVERY

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2024 MAR 25 PM 3:25
COMMISSION CLERK

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

REDACTED

Re: Petition for recovery of costs associated with named tropical systems during the 2018-2022 hurricane seasons and replenishment of storm reserve, by Tampa Electric Company.
Docket No. 20230019-EI

Dear Mr. Teitzman:

Enclosed for filing in the above docket is Tampa Electric Company's Request for Confidential Classification of certain information contained in its response to Office of Public Counsel's Third Production of Documents (Nos. 38-45) served on March 5, 2024.

Thank you for your assistance in connection with this matter.

Sincerely,

Malcolm N. Means

MNM/bml
Attachment

cc: All parties of record (w/att.)

COM _____
AFD I redacted USB
APA _____
ECO _____
ENG _____
GCL _____
IDM _____
CLK _____

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Petition for recovery of Costs Associated with Named Tropical Systems During the 2018-2022 Hurricane Seasons and Replenishment of Storm Reserve, by Tampa Electric Company.

DOCKET NO. 20230019-EI

**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 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."

Notice of Intent to Request Confidential Classification

1. On March 5, 2024, Tampa Electric filed a Notice of Intent to Request Confidential Classification ("Notice of Intent") in response to Office of Public Counsel's ("OPC") March 5, 2024, Third Request for Production (Nos. 38-45) *See* DN 01041-2024.

2. Consistent with the Notice of Intent filed on March 5, 2024, the company hereby designates the portions of the discovery responses provided to OPC, as specified on Exhibit "A," that constitute Confidential Information. Contemporaneous with the filing of this request, Tampa Electric submitted the confidential versions of these materials to the Commission Clerk under a separate, confidential cover letter.

Description of the Document(s)

On March 5, 2023, Tampa Electric served its responses to OPC's Third Request for Production (Nos. 38-45). The company believes that portions of its responses to these requests for

production, as specified on Exhibit "A," constitute Confidential Information and has designated it as such by highlighting. Tampa Electric requests confidential classification for this information such that it will be entitled to protection against public disclosure pursuant to Section 366.093, Florida Statutes. In support of this request, the company states:

3. 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 one or more of 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.

4. Attached hereto as Exhibit "A" is a justification for confidential treatment of the Confidential Information contained in the Documents.

5. Exhibit "B" contains the public versions of the Document with Confidential Information.

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

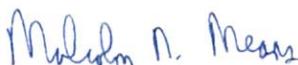
Requested Duration of Confidential Classification

7. 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 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.

DATED this 26th day of March 2024.

Respectfully submitted,



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ATTORNEYS FOR TAMPA ELECTRIC COMPANY

CERTIFICATE OF SERVICE

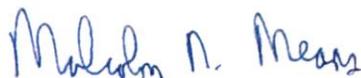
I HEREBY CERTIFY that a true and correct copy of the foregoing Motion, filed on behalf of Tampa Electric Company, has been furnished by electronic mail on this 26th day of March, 2024 to the following:

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ATTORNEY

EXHIBIT A
JUSTIFICATION FOR CONFIDENTIAL TREATMENT

<u>Bates Page</u>	<u>Document Description</u>	<u>Description of Information</u>	<u>Justification</u>
2	Copies of the contracts with the line contractors for the invoices billed provided in Tampa Electric's Response to OPC's Third Request for Production of Documents, Number 38.	Columns B-J, Lines 6-16 Column D, Lines 19-22 Column C, Lines 34-57	(4)
3	Same as above	Columns B-J, Lines 6-16 Column L, Line 10 Column D, Lines 19-22 Column P, Lines 5-7 Columns C & J, Lines 44-48	(4)
4	Same as above	Columns B-J, Lines 6-16 Column L, Line 10 Column D, Lines 19-22 Columns C & J, Lines 46-74 Column R, Lines 6-7 Column W, Line 2	(4)
5	Same as above	Columns B-J, Lines 6-16 Column L, Line 10 Column D, Lines 19-22 Column C, Lines 44-49 Column J, Lines 44-48 Column Q, Lines 2-3	(4)
6	Same as above	Columns B-J, Lines 6-16 Column L, Line 10 Column D, Lines 19-20 Column C, Lines 44-61 Column J, Lines 44-69 Column Q, Lines 2-3	(4)
7	Same as above	Columns B-J, Lines 6-16 Column L, Line 10 Column D, Lines 19-22 Column C, Lines 44-49 Column J, Lines 44-48 Column Q, Lines 2-3 Column U, Lines 4-5	(4)
8	Same as above	Columns B-J, Lines 6-16 Column L, Line 10 Column D, Lines 19-22 Columns C & J, Lines 40-56 Column Q, Lines 4-5 Column U, Lines 2-3	(4)

<u>Bates Page</u>	<u>Document Description</u>	<u>Description of Information</u>	<u>Justification</u>
9	Same as above	Columns B-J, Lines 6-16 Column L, Line 10 Column D, Lines 19-22 Columns G & J, Lines 19-21 Columns C & J, Lines 42-48 Column P, Lines 4-6 Columns R & S, Lines 8-11	(4)
10	Same as above	Columns B-J, Lines 6-16 Column L, Line 10 Column D, Lines 19-22 Column C, Lines 40-51 Column J, Lines 40-56 Columns R & U, Lines 2-3	(4)
11	Same as above	Columns B-J, Lines 6-14 Column L, Line 8 Column C, Lines 17-20 Column C, Lines 32-59 Column J, Lines 32-58 Column P, Lines 5-6	(4)
12	Same as above	Columns B-J, Lines 6-16 Column L, Line 10 Column D, Lines 19-22 Column C, Lines 42-59 Column J, Lines 42-56 Column Q, Lines 2-3	(4)
13	Same as above	Columns B-J, Lines 6-16 Column L, Line 10 Column D, Lines 19-22 Columns C & J, Lines 40-47 Column Q, Lines 2-3 Column W, Line 2 Column Y, Line 1	(4)
14	Same as above	Columns B-J, Lines 6-16 Column D, Lines 19-22 Column C, Lines 34-39 Column A, Line 1	(4)
15	Same as above	Columns B-J, Lines 6-16 Column L, Line 10 Column D, Lines 19-22 Columns C & J, Lines 40-43 Column Q, Lines 2-3 Column T, Lines 2-3	(4)
16	Same as above	Columns B-J, Lines 6-16 Column L, Line 10 Column D, Lines 19-22 Columns C & J, Lines 42-43 Column T, Lines 2-3 & 6-7	(4)

<u>Bates Page</u>	<u>Document Description</u>	<u>Description of Information</u>	<u>Justification</u>
17	Same as above	Columns B-J, Lines 6-16 Column L, Line 10 Column D, Lines 19-22 Column C, Lines 40-43 Column J, Lines 40-42 Column Q, Lines 2-3	(4)
18	Same as above	Columns B-J, Lines 6-16 Column L, Line 10 Column D, Lines 19-20 Columns C & J, Lines 40-45 Columns Q-W, Lines 1-14	(4)
19	Same as above	Columns B-J, Lines 6-16 Column L, Line 10 Column D, Lines 19-22 Columns C-D, Lines 40-78 Columns J-K, Lines 40-241 Column Q, Lines 3-4, 8-9, 13-14, & 18-19	(4)
20	Same as above	Columns B-J, Lines 6-16 Column L, Line 10 Column D, Lines 19-22 Column C Lines 40-43 Column J, Lines 40-44 Column Q, Lines 2-3	(4)
21	Same as above	Columns B-J, Lines 6-16 Column L, Line 10 Column D, Lines 19-22 Columns C & J, Lines 40-46 Column Q, Lines 2-3	(4)
22	Same as above	Columns B-J, Lines 6-16 Column L, Line 10 Column D, Lines 19-22 Columns C & J, Lines 42-45 Column Q, Lines 2-3	(4)
23	Same as above	Columns B-J, Lines 6-16 Column L, Line 10 Column D, Lines 19-22 Columns C & J, Lines 40-49 Column Q, Lines 3-4	(4)
24	Same as above	Columns B-J, Lines 6-16 Column L, Line 10 Column D, Lines 19-22 Columns C & J, Lines 40-55 Column Q, Lines 2-3 Column U, Lines 5-7 Column W, Line 1	(4)

<u>Bates Page</u>	<u>Document Description</u>	<u>Description of Information</u>	<u>Justification</u>
25	Same as above	Columns B-J, Lines 6-16 Column L, Line 10 Column D, Lines 19-22 Columns C & J, Lines 42-52 Columns R & U, Lines 2-3	(4)
26	Same as above	Columns B-J, Lines 6-16 Column L, Line 10 Column D, Lines 19-22 Column C, Lines 40-47 Column J, Lines 40-49 Column R, Lines 2-3	(4)
27	Same as above	Columns B-J, Lines 6-16 Column L, Line 10 Column D, Lines 19-22 Column C, Lines 44-49 Column J, Lines 44-47 Column Q, Lines 2-3	(4)
28	Same as above	Columns B-J, Lines 6-16 Column L, Line 10 Column D, Lines 19-20 Columns C & J, Lines 44-49 Columns P-W, Lines 1-14	(4)
29	Same as above	Columns B-J, Lines 6-16 Column L, Line 10 Column D, Lines 19-22 Column C, Lines 44-50 Column J, Lines 44-51 Column Q, Lines 2-3	(4)
30	Same as above	Columns B-J, Lines 6-14 Column L, Line 8 Column D, Lines 17-20 Columns C & J, Lines 32-54 Column P, Line 4	(4)
31	Same as above	CSR Proposed Rates: Columns B-D, Lines 5-13 Column F, Lines 5-13 Mid-Con Proposed Rates: Columns B-D, Lines 5-13 Column F, Lines 5-13 Column A, Lines 45-46	(4)
38	Copies of the contracts with the vegetation line contractors for the invoices billed provided in Tampa Electric's Response to OPC's Third Request for Production of Documents, Number 39.	Highlighted Portions	(4)
41	Same as above	Highlighted Portions	(4)

<u>Bates Page</u>	<u>Document Description</u>	<u>Description of Information</u>	<u>Justification</u>
42	Same as above	Columns: Rates & Billable Rate with 1% Discount	(4)
43	Same as above	Columns: Unit Price & Extended Price	(4)
71	Same as above	Highlighted Portions	(4)
74	Same as above	Section: I and III	(4)
84	Same as above	Highlighted Portions	(4)
85	Same as above	Columns: Unit Price & Extended Price	(4)
86	Same as above	Columns: Unit Price & Extended Price	(4)
122	Same as above	Highlighted Portions	(4)
123	Same as above	Column: Unit Price	(4)
151	Same as above	Columns: Straight Time, Overtime, & Double Time	(4)
152-153	Same as above	Columns: Overtime & Double Time	(4)
154-155	Same as above	Section: Standardized Equipment Storm Billing Rates 2019	(4)
162	Same as above	Sections: Per Diem & Labor Rates	(4)
163	Same as above	Column: Hourly	(4)
168	Same as above	Highlighted Portions	(4)
169	Same as above	Highlighted Portion	(4)
171	Same as above	Columns: Hourly Price and 1/2 Overtime Price	(4)
173-174	Same as above	Highlighted Portions	(4)
179-183	Same as above	Column 2022 Rates	(4)
187	Same as above	Sections: 5, 7, and 9	(4)
188	Same as above	Columns: Straight Time, Overtime & Double Time	(4)
189-190	Same as above	Columns: Overtime & Double Time	(4)
191-192	Same as above	Section: Standardized Equipment Storm Billing Rates 2022	(4)
196	Same as above	Section: Labor and Equipment	(4)
200	Same as above	Highlighted Portions	(4)
203-204	Same as above	Columns: Hourly Price and 1/2 Overtime Price	(4)
205	Same as above	Sections: Labor, Equipment & Meals.	(4)
208	Same as above	Column C, Lines 6-55	(4)

<u>Bates Page</u>	<u>Document Description</u>	<u>Description of Information</u>	<u>Justification</u>
209	Same as above	Labor: Column B, Line 5 Column C, Line 6 Columns G-I, Lines 9-13 Equipment: Column B, Lines 6-8 Column F, Lines 11-12 Special Conditions: Column A, Lines 5-6 Contact Information: Columns D-G, Line 6	(4)
210	Same as above	Columns F-G, Lines 15-25, & 29-75 Columns K-L, Lines 15-20, & 23 Column P-Q, Lines 15-20	(4)
211	Same as above	Column C, Lines 6-55	(4)
212	Same as above	Labor Rates: Columns C-E, Lines 6-26 Equipment Rates: Column B, Lines 7-16 Misc Costs: Column B, Lines 11-12, & 19 Column A, Line 25	(4)
266	Copies of invoices for logistics costs over \$10,000 related to the named storms provided in Tampa Electric's Response to OPC's Third Request for Production of Documents, Number 44.	Highlighted Portions	(4)
310	Same as above	Highlighted Portions	(4)
345-346	Same as above	Highlighted Portions	(4)
359	Same as above	Highlighted Portions	(4)

<u>Bates Page</u>	<u>Document Description</u>	<u>Description of Information</u>	<u>Justification</u>
361	Same as above	Highlighted Portions	(4)
363-364	Same as above	Highlighted Portions	(4)

Justification

(4) The highlighted information consists of pricing terms, bank routing numbers, contractor rates, and contractor information. This constitutes “[i]nformation 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.” This information is protected by Section 366.09(3)(d), Florida Statutes.

EXHIBIT B
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 USB format X