



FILED 4/30/2024
 DOCUMENT NO. 02600-2024
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 Attorneys and Counselors at Law
 123 South Calhoun Street
 P.O. Box 391 32302
 Tallahassee, FL 32301
 P: (850) 224-9115
 F: (850) 222-7560
 ausley.com

April 30, 2024

VIA HAND DELIVERY

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

REDACTED

In re: Petition for Rate Increase by Tampa Electric Company

DOCKET NO. 20240026-EI

In re: Petition for approval of 2023 Depreciation and Dismantlement Study, by Tampa Electric Company

DOCKET NO. 20230139-EI

In re: Petition to implement 2024 Generation Base Rate Adjustment provisions in Paragraph 4 of the 2021 Stipulation and Settlement Agreement, by Tampa Electric Company

DOCKET NO. 20230090-EI

Dear Mr. Teitzman:

Attached for filing in the above docket is Tampa Electric Company's Request for Confidential Classification and Request for Temporary Protective Order of certain information contained in its responses to Office of Public Counsel's First Request for Production of Documents (Nos. 1-30). Also attached is an accompanying USB containing the public (redacted) version of these documents.

Thank you for your assistance in connection with this matter.

Sincerely,


 Virginia Ponder

- COM _____
- AFD _____
- APA _____
- ECO _____
- ENG _____
- GCL _____
- IDM _____
- CLK _____

1 redacted USB Drive

VLP/bml
 Attachment

cc: All parties of record

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for Rate Increase by Tampa Electric Company

DOCKET NO. 20240026-EI

In re: Petition for approval of 2023 Depreciation and Dismantlement Study, by Tampa Electric Company

DOCKET NO. 20230139-EI

In re: Petition to implement 2024 Generation Base Rate Adjustment provisions in Paragraph 4 of the 2021 Stipulation and Settlement Agreement, by Tampa Electric Company

DOCKET NO. 20230090-EI

FILED: April 30, 2024

**TAMPA ELECTRIC COMPANY'S
REQUEST FOR CONFIDENTIAL CLASSIFICATION
AND REQUEST 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 April 11, 2024, Tampa Electric served its answers to Office of Public Counsel's First Set of Interrogatories (Nos. 1-49) and responses to Office of Public Counsel's First Request for Production of Documents (Nos. 1-30) ("OPC's First Set of Discovery"). On the same date, Tampa Electric filed its Notice of Intent to Request Confidential Classification¹ and its Motion for Temporary Protective Order.² On April 26, 2024; the company filed a Request for Confidential

¹ See DN 01794-2024 filed on April 11, 2024, in Docket No. 20240026-EI

² See DN 01793-2024 filed on April 11, 2024, in Docket No. 20240026-EI

Classification and Request for Temporary Protective Order³ (the “April 26 RCC”) for portions of its responses to OPC’s First Set of Discovery. At the time of filing the April 26 RCC, the company was still reviewing its response to OPC’s First Request for Production, No. 1 to identify confidential information. The company’s believes that portions of its response to OPC’s First Request for Production, No. 1, as specified on Exhibit “A,” constitute Confidential Information and has designated it as such by highlighting. Contemporaneous with the filing of this request, Tampa Electric submitted the Confidential Information to the Commission Clerk under a separate, confidential cover letter. 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:

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 one or more of these statutory categories and, thus, constitutes proprietary confidential business

³ See DN 02464-2024 filed on April 26, 2024, in Docket No. 20240026-EI

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

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 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 30th day of April, 2024.

Respectfully submitted,



J. JEFFRY WAHLEN
jwahlen@ausley.com
MALCOLM N. MEANS
mmeans@ausley.com
VIRGINIA L. PONDER
vponder@ausley.com
Ausley McMullen
Post Office Box 391
Tallahassee, Florida 32302
(850) 224-9115

ATTORNEYS FOR TAMPA ELECTRIC COMPANY

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that electronic copies of the foregoing response have been served by electronic mail on this 30th day of April, 2024 to the following:

Adria Harper
Carlos Marquez
Timothy Sparks
Daniel Dose
Florida Public Service Commission/OGC
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850
aharper@psc.state.fl.us
cmarquez@psc.state.fl.us
tsparks@psc.state.fl.us
ddose@psc.state.fl.us
discovery-gcl@psc.state.fl.us

Walt Trierweiler
Patricia Christensen
Octavio Ponce
Charles Rehwinkel
Office of Public Counsel
c/o The Florida Legislature
111 West Madison Street, Room 812
Tallahassee, FL 32399-1400
trierweiler.walt@leg.state.fl.us
christensen.patty@leg.state.fl.us
ponce.octavio@leg.state.fl.us
Rehwinkel.Charles@leg.state.fl.us

Bradley Marshall
Jordan Luebke
Earthjustice
111 S. Martin Luther King Jr. Blvd.
Tallahassee, FL 32301
bmarshall@earthjustice.org
jluebke@earthjustice.org

Nihal Shrinath
2101 Webster Street, Suite 1300
Oakland, CA 94612
nihal.shrinath@sierraclub.org

Jon Moyle
Karen Putnal
c/o Moyle Law Firm
118 N. Gadsden Street
Tallahassee, FL 32301
jmoyle@moylelaw.com
kputnal@moylelaw.com
mqualls@moylelaw.com

Leslie R. Newton, Maj. USAF
Ashley N. George, Capt. USAF
AFLOA/JAOE-ULFSC
139 Barnes Drive, Suite 1
Tyndall Air Force Base, Florida 32403
Leslie.Newton.1@us.af.mil
Ashley.George.4@us.af.mil

Thomas A. Jernigan
AFCEC/JA-ULFSC
139 Barnes Drive, Suite 1
Tyndall Air Force Base, Florida 32403
thomas.jernigan.3@us.af.mil

Ebony M. Payton
AFCEC-CN-ULFSC
139 Barnes Drive, Suite 1
Tyndall Air Force Base, Florida 32403
Ebony.Payton.ctr@us.af.mil

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

Sari Amiel
Sierra Club
50 F. Street NW, Eighth Floor
Washington, DC 20001
sari.amiel@sierraclub.org



ATTORNEY

**EXHIBIT A
JUSTIFICATION FOR CONFIDENTIAL TREATMENT**

First Request for Production of Documents (Nos. 1-30)			
Bates Page Nos.	Document Description	Description of Information	Justification
191	Copies of Excel workbook files in live format, with formulas and calculations intact that were used to produce the Company's MFR filing, schedules, workpapers, and witness testimonies and exhibits, provided in Tampa Electric's Response to OPC's First Request for Production of Documents, Number 1.	<u>D-2 (CONF)</u> Row(s): 34 through 52 & 71 through 75; Column(s): O through S	(1) & (2)
203	Same as above.	<u>Labor_Vehicle Install & Maint</u> Row(s): 21 through 24, 30 through 74, & 82 through 86; Columns(s): G through J Row(s): 82 through 86; Column(s): K & L <u>Material_Labor Adj</u> Row(s): 3 through 10, 14 through 22, & 28 through 21; Column(s) C Row(s): 3 through 10; Column(s): D, J, & K. Row(s): 14 through 22; Column(s): K <u>Install_Costs_COBRA_Roadway</u> Row(s): 137 & 138; Column(s): E, G, H, L, N, O, S, U, V, Z, AB, AC, AG, AI, AJ, AN, AP, AQ, AU, AW, AX, BB, BD, BE, BI, BK, and BL. <u>Install_Costs_SHOEBOX_AreaLight</u>	(1) & (2)

		<p>Row(s): 133 & 134; Column(s): E through H, L through O, and S through V.</p> <p><u>Install Costs FLOOD</u></p> <p>Row(s): 136 & 137; Column(s): E, G, H, L, N, & O.</p> <p><u>Install Costs POST TOP</u></p> <p>Row(s): 93 & 94; Column(s): E, G, H, L, N, O, S, U, V, Z, AB, AC, AG, AI, AJ, AN, AP, AQ, AU, AW, and AX.</p> <p><u>Install Costs TIMBER & DB</u></p> <p>Row(s): 39 & 40; Column(s): E, G, H, L, N, & O.</p> <p><u>Install Costs POST TOP POLE</u></p> <p>Row(s): 89 & 90; Column(s): E, G, H, L, N, O, S, U, V, Z, AB, AC, AG, AI, AJ, AN, AP, AQ, AU, AW, AX, BB, BD, BE, BI, BK, BL, BP, BR, BS, BW, BY, BZ, CD, CF, CG, CK, CM, CN, CR, CT, CU, CY, DA, DB, DF, DH, & DI.</p> <p><u>Install Costs ALUMINUM & STEEL</u></p> <p>Row(s): 93 & 94; Column(s): E, G, H, L, N, O, S, U, V, Z, AB, AC, AG, AI, & AJ</p> <p><u>Install Costs CONCRETE</u></p> <p>Row(s): 92 & 93; Column(s): E, G, H, L, N, O, S, U, V, Z, AB, AC, AG, AI, AJ, AN, AP, AQ, AU, AW, AX, BB, BD, & BE</p> <p><u>Install Costs WOOD</u></p>	
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Exhibit A

		Row(s): 98 & 99; Column(s): E, G, H, L, N, O, S, U, V, Z, AB, AC, AG, AI, & AJ.	
207	Same as above.	<u>Factors</u> Row(s): 5 through 33; Column(s): C <u>Salary Grade</u> Row(s): 8 through 35; Column(s): A & D through H Row(s): 8 through 30; Column(s): B & C Row(s): 8 through 36; Column(s): K & O Row(s): 8 through 28; Column(s): M Row(s): 8 through 31; Column(s): N & P Row(s): 6 through 16; Column(s): AA through AI Row(s): 48 through 60; Column(s): B through H Row(s): 62 through 66; Column(s): D through H	(1) & (2)
208	Same as above.	<u>5 Year Cash Flow</u> Row(s): 6 through 9; Column(s): D <u>Metering Services - Ongoing</u> Row(s): 4 & 6 through 8; Column(s): C, E, & H <u>Labor Rates</u> Row(s): 5, 7, & 14; Column(s): C through H	(1) & (2)

Justifications

(1) The highlighted information consists of labor rates, calculations, and bank information. This constitutes “[i]nformation concerning bids or other contractual data, the disclosure of which would impair the efforts of the public utility to contract for goods or services on favorable terms” under Section 366.093(3)(d), Florida Statutes.

(2) The highlighted information relates to competitive interests, the disclosure of which would impair the competitive business of the provider of the information. This information is protected by Section 366.093(3)(e), Florida Statutes.

Exhibit A

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 via USB X

EXHIBIT C
JUSTIFICATION FOR EXTENSION OF CONFIDENTIALITY PERIOD

N/A