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March 8, 1996

IN REPLY REFER TO:
Tallahassee

BY HAND DELIVERY

Ms. Blanca S. Bayo, Director
Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

ORIGINAL
FILE COPY

Re: Investigation into Earnings for 1995 and 1996
of Tampa Electric Company; Docket No. 950379-EI

Dear Ms. Bayo:

Enclosed for filing in the above-referenced docket are fifteen (15) copies each of Tampa Electric Company's Motion for Protective Order, Notice of Intent to Request Confidential Treatment and Tampa Electric Company's Response and Objections to Staff's First Request for Production of Documents to Tampa Electric Company (Nos. 1-6).

Please acknowledge receipt and filing of the above by stamping the duplicate copy of this letter and returning the same to this writer.

Thank you for your assistance in this matter.

Sincerely,

James D. Beasley

James D. Beasley

JDB/bjm
Enclosures
cc: All Parties of Record (w/encls.)

- * DISTRIBUTED THESE FILES ✓
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- SEC 1
- WAS _____
- OTH _____

RECEIVED & FILED

Not Initialed * *Request Object Not Protect.* *Confidential*

DOCUMENT NO. 02899-96 3/8/96	DOCUMENT NO. 02900-96 3/8/96	DOCUMENT NO. 02901-96 3/8/96	DOCUMENT NO. 02902-96 3/8/96
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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

ORIGINAL
FILE COPY

In re: Investigation into Earnings)
for 1995 and 1996 of Tampa Electric)
Company.)

DOCKET NO. 950379-EI
FILED: March 8, 1996

**TAMPA ELECTRIC COMPANY'S
NOTICE OF INTENT
TO REQUEST CONFIDENTIAL CLASSIFICATION**

Tampa Electric Company ("Tampa Electric" or "the company"), pursuant to Rule 25-22.006, Florida Administrative Code hereby provides Notice of its Intent to Request Confidential Classification of certain information contained in documents to be produced by Tampa Electric in response to Staff's First Request for Production of Documents, Requests Nos. 2 and 4 and says:

1. On February 7, 1996, Staff served on Tampa Electric its First Request for Production of Documents (Nos. 1-6). Tampa Electric this date is serving its Response and Objections to Staff's First Request for Production of Documents.

2. One of the document requests pertains to the sale of sulfuric acid produced at the Polk Plant (Request No. 2) and one request pertains to contracts relating to the transportation of coal from Big Bend Station to the Polk site (Request No. 4). Attached hereto are copies of Staff's Requests Nos. 2 and 4.

3. Tampa Electric has assembled documents responsive to Requests Nos. 2 and 4. Certain of the information contained in the documents in question constitutes proprietary confidential business information and is entitled to protection under Section 366.093, Fla. Stat. and Rule 25-22.006, Florida Administrative Code. The

DOCUMENT NUMBER-DATE

02899 MAR-8 88

FPSC-RECORDS/REPORTING

information in question pertains to the pricing of the sale of sulfuric acid produced at the Polk site as well as the rate for transportation services provided by a private contractor to Tampa Electric to transport coal from Big Bend Station to the Polk site. The pricing and rate information resulted from private contract negotiation. Public disclosure of this information could adversely affect Tampa Electric and its customers when these contracts are renegotiated or when similar contracts are negotiated by Tampa Electric. Accordingly, Tampa Electric intends to seek confidential classification of the documents the company will produce for Staff's inspection in response to Staff's Requests Nos. 2 and 4.

DATED this 8th day of March, 1996.

Respectfully submitted,



LEE L. WILLIS
JAMES D. BEASLEY
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Post Office Box 391
Tallahassee, Florida 32302
(904) 224-9115

ATTORNEYS FOR TAMPA ELECTRIC COMPANY

CERTIFICATE OF SERVICE


I HEREBY CERTIFY that a true copy of the foregoing Notice of Intent to Request Confidential Classification, filed on behalf of Tampa Electric Company, has been furnished by U. S. Mail or hand delivery (*) on this 8th day of March, 1996 to the following:

Mr. Robert V. Elias*
Staff Counsel
Division of Legal Services
Florida Public Service
Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Mr. Jack Shreve
Mr. John Roger Howe
Deputy Public Counsel
Office of Public Counsel
c/o The Florida Legislature
111 West Madison Street - #812
Tallahassee, FL 32399-1400

Mr. Joseph A. McGlothlin
Ms. Vicki Gordon Kaufman
McWhirter, Reeves, McGlothlin,
Davidson, Rief & Bakas
117 S. Gadsden Street
Tallahassee, FL 32301

Mr. John W. McWhirter
McWhirter, Reeves, McGlothlin,
Davidson, Rief & Bakas
100 North Tampa Street
Suite 2800
Tampa, FL 33602



ATTORNEY

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STAFF'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS TO TAMPA ELECTRIC
COMPANY (NOS. 1 - 6)
DOCKET NO. 950379-EI

2. Please provide all documents that pertain to the sale of sulfuric acid produced by the Polk Unit. This should include, but not be limited to, the final sales contract and all correspondence including minutes of meetings, notes, interoffice memos, etc. that pertain to the sale of sulfuric acid from the Polk site.

STAFF'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS TO TAMPA ELECTRIC
COMPANY (NOS. 1 - 6)
DOCKET NO. 950379-EI

4. Please provide any and all contracts relating to the transportation of coal from the Big Bend station to the Polk site.