# AUSLEY & MCMULLEN

ATTORNEYS AND COUNSELORS AT LAW

227 SOUTH CALHOUN STREET
P.O. BOX 391 (ZIP 32302)
TALLAHASSEE, FLORIDA 32301
(850) 224-9115 FAX (850) 222-7560

March 21, 2001

## HAND DELIVERED

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



Re: Complaint of Allied Universal Corporation and Chemical Formulators, Inc. against Tampa Electric Company; FPSC Docket No. 000061-EI

Dear Ms. Bayo:

Enclosed for filing in the above docket are the original and fifteen (15) copies of Tampa Electric Company's Notice of Intent to Seek Confidential Classification.

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

JDB/pp Enclosures

cc: All Parties of Record (w/enc)

This docketed notice of intent was filed with Confidential Document No. <u>0355(-0/</u>. The document has been placed in confidential storage pending timely receipt of a request for confidentiality.

FRECEIVED

FRECEIVED

FRECEIVED

DOCUMENT NEMBER-DATE
03551 MAR21 =

DOCUMENT NUMBER-DATE

03550 MAR 21 5

FPSC-RECORDS/PEPORTING

#### BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Complaint of Allied Universal Corporation	)	
Chemical Formulators, Inc. against Tampa Electric	)	DOCKET NO. 000061-EI
Company.	)	FILED: March 21, 2001
	)	

# TAMPA ELECTRIC COMPANY'S NOTICE OF INTENT TO SEEK 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, files this its Notice of Intent to Seek Confidential Classification of certain documentation being simultaneously filed with the Division of Records and Reporting under a separate cover letter and, as grounds therefor, says:

- 1. The information being filed under a separate cover letter for which confidential classification is sought consists of the following:
  - Contract Service Arrangement for the Provision of Service Under the Commercial/Industrial Service Rider ("CSA").
  - Force Majeure clause attached to the Settlement Agreement entered into by and between Allied Universal Corporation, Chemical Formulators, Inc. and Tampa Electric Company in this proceeding.
- 2. The above documents are being submitted this date in facsimile form and will be supplemented with the originals thereof later this week.
- 3. The above referenced materials contain confidential proprietary business information which is entitled to confidential protection under Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code.

4. Tampa Electric requests that the enclosed documents be returned to counsel for Tampa Electric on or before April 11, 2001, the due date for a request for confidential treatment of the above-described materials. Otherwise, a formal request for confidential classification of the above materials will be submitted by such due date in accordance with the provisions set forth in Rule 25-22.066, Florida Administrative Code.

WHEREFORE, Tampa Electric Company submits the foregoing Notice of Intent to Seek Confidential Classification of the documentation described above.

DATED this 2/39 day of March 2001.

Respectfully submitted,

LEE L. WILLIS

JAMES D. BEASLEY

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 copy of the foregoing Notice of Intent to Seek Confidential Classification, filed on behalf of Tampa Electric Company, has been furnished by U. S. Mail or hand delivery (\*) on this 21 and day of March 2001 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

Ms. Marlene K. Stern\*
Staff Counsel
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Mr. John Ellis Mr. Kenneth Hoffman Ecenia, Underwood, Purnell & Hoffman Post Office Box 551 Tallahassee, FL 32302 Mr. Wayne L. Schiefelbein P. O. Box 15856 Tallahassee, FL 32317-5856

Mr. Patrick K. Wiggins Katz, Kutter, Haigler, Alderman, Bryant & Yon 108 East College Avenue – 12th Floor Tallahassee, FL 32301

Mr. John L. Wharton Rose, Sundstrom & Bentley, LLP 2548 Blairstone Pines Drive Tallahassee, FL 32301

\\ausley\_law\_2\vol1\data\jdb\tec\000061 noi doc