

**AUSLEY & McMULLEN**

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ORIGINAL

October 21, 2002

HAND DELIVERED

RECEIVED FPSC  
02 OCT 21 PM 2:59  
COMMISSION CLERK

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

Re: Fuel and Purchased Power Cost Recovery Clause with Generating Performance Incentive Factor; FPSC Docket No. 020001-EI

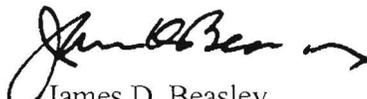
Dear Ms. Bayo:

Enclosed for filing in the above docket is the original and ten (10) 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

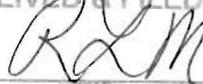
Confidential  
DOCUMENT NUMBER-DATE  
11421 OCT 21 02  
FPSC-COMMISSION CLERK

JDB/pp  
Enclosure

cc: All Parties of Record (w/enc.)

**This docketed notice of intent was filed with Confidential Document No. 11421-02. The document has been placed in confidential storage pending timely receipt of a request for confidentiality.**

RECEIVED & FILED



NO 1

DOCUMENT NUMBER-DATE

FPSC-BUREAU OF RECORDS

11420 OCT 21 02

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and Purchased Power Cost Recovery )  
Clause with Generating Performance Incentive ) DOCKET NO. 020001-EI  
Factor. ) FILED: October 21, 2002  
\_\_\_\_\_ )

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

Tampa Electric Company ("Tampa Electric" or "company") hereby serves notice of its intent to seek confidential classification of portions of the company's answers to Staff's Third Set of Interrogatories Nos.49, 58, 63, 69 and 79. In support thereof, the company says:

1. Tampa Electric is simultaneously filing under a separate cover letter a confidential version of its answers to Staff's Third Set of Interrogatories Nos.49, 58, 63, 69 and 79.

2. Certain portions of the company's answers to Interrogatories Nos. 49, 58, 63, 69 and 79 consist of confidential proprietary business information the disclosure of which would be harmful to Tampa Electric and its customers. Tampa Electric will follow up this Notice with a justification for confidential treatment of the highlighted portions of the company's answers to Staff's Third Set of Interrogatories Nos.49, 58, 63, 69 and 79.

3. Pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, Tampa Electric requests that the confidential version of its answers to Staff's Third Set of Interrogatories Nos. 49, 58, 63, 69 and 79 be treated as confidential and exempt from the public records law pending the filing and disposition of the company's

justification for confidential treatment of its answers to Staff's Third Set of Interrogatories Nos. 49, 58, 63, 69 and 79.

DATED this 21<sup>st</sup> day of October 2002.

Respectfully submitted,



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LEE L. WILLIS  
JAMES D. BEASLEY  
Ausley & McMullen  
Post Office Box 391  
Tallahassee, Florida 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, filed on behalf of Tampa Electric Company, has been furnished by U. S. Mail or hand delivery (\*) on this 21<sup>st</sup> day of October 2002 to the following:

Mr. Wm. Cochran Keating, IV\*  
Senior Counsel  
Division of Legal Services  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0863

Mr. James A. McGee  
Associate General Counsel  
Florida Power Corporation  
Post Office Box 14042  
St. Petersburg, FL 33733

Mr. Joseph A. McGlothlin  
Ms. Vicki Gordon Kaufman  
McWhirter, Reeves, McGlothlin, Davidson,  
Decker, Kaufman, Arnold & Steen, P.A.  
117 S. Gadsden Street  
Tallahassee, FL 32301

Mr. Robert Vandiver  
Associate Public Counsel  
Office of Public Counsel  
111 West Madison Street – Suite 812  
Tallahassee, FL 32399-1400

Mr. Norman Horton  
Messer Caparello & Self  
Post Office Box 1876  
Tallahassee, FL 32302

Mr. John T. Butler  
Steel Hector & Davis LLP  
200 South Biscayne Boulevard - Suite 4000  
Miami, FL 33131-2398

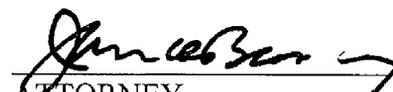
Mr. William Walker  
Florida Power & Light Company  
215 South Monroe Street, Suite 810  
Tallahassee, FL 32301-1859

Mr. R. Wade Litchfield  
Florida Power & Light Company  
700 Universe Blvd.  
Juno Beach, FL 33408

Mr. John W. McWhirter, Jr.  
McWhirter, Reeves, McGlothlin, Davidson,  
Decker, Kaufman, Arnold & Steen, P.A.  
Post Office Box 3350  
Tampa, FL 33601

Ms. Susan Ritenour  
Gulf Power Company  
One Energy Place  
Pensacola, FL 32520

Mr. Jeffrey A. Stone  
Mr. Russell A. Badders  
Beggs & Lane  
Post Office Box 12950  
Pensacola, FL 32591-2950

  
\_\_\_\_\_  
ATTORNEY