

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

September 6, 2007

HAND DELIVERED

RECEIVED - FPSC
01 SEP -6 PM 1:52
COMMISSION
CLERK

Ms. Ann Cole, Director
Office of Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re: Petition for approval of modifications to demand-side management plan by Tampa Electric Company; FPSC Docket No. 070375-EG

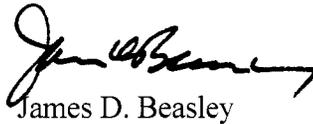
Dear Ms. Cole:

Enclosed for filing in the above docket are the original and seven (7) 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

CMP _____

COM _____

CTR _____

ECR _____

GCL 1 IDB/pp

OPC _____ Enclosure

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

SCR _____

SGA _____

SEC _____

OTH 1 copy
records

DOCUMENT NUMBER-DATE

08100 SEP-6 07

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for approval of modifications)
to demand-side management plan by Tampa) DOCKET NO. 070375-EG
Electric Company.)
_____) FILED: September 6, 2007

**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, hereby serves notice of its intent to seek confidential classification of a Demand Response Agreement by and between Tampa Electric Company and Enernoc, Inc., and says:

1. Staff has requested an opportunity to review the Demand Response Agreement by and between Tampa Electric and Enernoc, Inc., supplier of a capacity on demand program. This program is the proprietary confidential business work product of Enernoc, Inc. Public disclosure of the agreement would be harmful to the interests of Enernoc, Inc. and would adversely affect Tampa Electric's ability in the future to negotiate similar agreements with Enernoc, Inc. and/or other providers of similar programs.

2. For the foregoing reasons, Tampa Electric Company wishes to preserve the confidential nature of the Demand Response Agreement between it and Enernoc, Inc. while at the same time permitting Staff to review the terms and conditions of such agreement.

3. Tampa Electric is providing a single highlighted confidential version of the above referenced agreement under a separate cover letter to the Office of Commission Clerk.

DOCUMENT NUMBER-DATE
08100 SEP-6 5
COMMISSION CLERK

WHEREFORE, Tampa Electric Company serves notice of its intent to seek confidential classification of the Demand Response Agreement by and between Tampa Electric and Enernoc, Inc.

DATED this 6th day of September, 2007.

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 and correct 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 ^{6th}6 day of September 2007 to the following:

Ms. Katherine Fleming*
Staff Attorney
Office of the General Counsel
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Ms. Jeanette Sickel*
Division of Economic Regulation
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850



ATTORNEY

COMMISSIONERS:
LISA POLAK EDGAR, CHAIRMAN
MATTHEW M. CARTER II
KATRINA J. MCMURRIAN
NANCY ARGENZIANO
NATHAN A. SKOP

STATE OF FLORIDA



OFFICE OF COMMISSION CLERK
ANN COLE
COMMISSION CLERK
(850) 413-6770

CONFIDENTIAL

Public Service Commission

ACKNOWLEDGEMENT

DATE: 9/6/07

TO: J. Beasley/Ausley Law Firm

FROM: Ruth Nettles , Office of Commission Clerk

RE: **Acknowledgement of Receipt of Confidential Filing**

This will acknowledge receipt of a **CONFIDENTIAL DOCUMENT** filed in Docket Number 070375-EG or, if filed in an undocketed matter, concerning Demand Response Agreement between TECO and Enercon, Inc., and filed on behalf of TECO. The document will be maintained in locked storage.

If you have any questions regarding this document, please contact Marguerite Lockard, Deputy Clerk, at (850) 413-6770.

DOCUMENT NUMBER - DATE
08101 SEP-6 06
FPSC - COMMISSION CLERK

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD • TALLAHASSEE, FL 32399-0850
An Affirmative Action/Equal Opportunity Employer

PSC Website: <http://www.floridapsc.com>

Internet E-mail: contact@psc.state.fl.us