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

April 6, 2009

HAND DELIVERED

PRECEIVED-FPSC 09 APR-6 PM 2: 38 COMMISSION

Ms. Ann Cole, Director Division of Commission Clerk 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. 090001-EI

Dear Ms. Cole:

Enclosed for filing in the above docket are the original and one copy of Tampa Electric Company's Answer to the First Request for Production of Documents (Nos. 1 - 10) of the Office of Public Counsel, propounded and served by electronic and U. S. Mail on March 5, 2009.

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 Enclosure

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

DOCUMENT NUMBER DATE 03038 APR-68

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and Purchased Power Cost Recovery)	
Clause with Generating Performance Incentive)	DOCKET NO. 090001-EI
Factor.)	FILED: April 6, 2009
)	<u>-</u>

TAMPA ELECTRIC COMPANY'S ANSWER TO THE OFFICE OF PUBLIC COUNSEL'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS (NOS. 1-10)

Pursuant to Rule 28-106.206, Florida Administrative Code, and Rule 1.350, Florida Rules of Civil Procedure, Tampa Electric Company ("Tampa Electric" or "the company") files this its Answer to the Office of Public Counsel's First Request for Production of Documents (Nos. 1-10) propounded and served on March 5, 2009. The company is this date furnishing the requested documents to the Office of Public Counsel accompanied by a Request for Confidential Classification and Motion for a Temporary Protective Order.

DATED this _____ day of April 2009.

Respectfully submitted,

LEE'L. WILLIS

JAMES D. BEASLEY

Ausley & McMullen

Post Office Box 391

Tallahassee, Florida 32302

(850) 224-9115

ATTORNEYS FOR TAMPA ELECTRIC COMPANY

DOCUMENT NO. DATE

03038-09 04/06/09 FPSC - COMMISSION CLERK

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing Answer, filed on behalf of Tampa

Electric Company, has been furnished by U. S. Mail or hand delivery (*) on this bar day of April

2009 to the following:

Ms. Lisa C. Bennett*
Staff Attorney
Office of General Counsel
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0863

Mr. John T. Burnett Associate General Counsel Progress Energy Service Co., LLC Post Office Box 14042 St. Petersburg, FL 33733-4042

Mr. Paul Lewis, Jr. 106 East College Avenue Suite 800 Tallahassee, FL 32301-7740

Mr. John W. McWhirter, Jr. McWhirter, Reeves & Davidson, P.A. Post Office Box 3350 Tampa, FL 33601-3350

Ms. Vicki Kaufman Mr. Jon C Moyle Keefe Anchors Gordon & Moyle, PA 118 N. Gadsden Street Tallahassee, FL 32301

Ms. Patricia A. Christensen Associate Public Counsel Office of Public Counsel 111 West Madison Street – Room 812 Tallahassee, FL 32399-1400 Mr. Norman Horton Messer Caparello & Self Post Office Box 15579 Tallahassee, FL 32317

Mr. Mehrdad Khojasteh Florida Public Utilities Company P. O. Box 3395 West Palm Beach, FL 33402-3395

Mr. John T. Butler Managing Attorney - Regulatory Florida Power & Light Company 700 Universe Boulevard Juno Beach, FL 33408-0420

Mr. R. Wade Litchfield Florida Power & Light Company 215 South Monroe Street, Suite 810 Tallahassee, FL 32301-1859

Ms. Susan Ritenour Secretary and Treasurer Gulf Power Company One Energy Place Pensacola, FL 32520-0780

Mr. Jeffrey A. Stone Mr. Russell A. Badders Mr. Steven R. Griffin Beggs & Lane Post Office Box 12950 Pensacola, FL 32591-2950 Mr. Michael B. Twomey Post Office Box 5256 Tallahassee, FL 32314-5256

Mr. Robert Scheffel Wright Mr. John T. LaVia, III Young van Assenderp, P.A. 225 South Adams Street, Suite 200 Tallahassee, FL 32301

Karen S. White, Lt Col, USAF Shayla L. McNeill, Capt, USAF AFCESA/ULT 139 Barnes Drive, Suite 1 Tyndall Air Force Base, FL 32403-5319 Ms. Cecilia Bradley Senior Assistant Attorney General Office of the Attorney General The Capitol – PL01 Tallahassee, FL 32399-1050

Mr. James W. Brew Brickfield, Burchette, Ritts & Stone, P.C. 1025 Thomas Jefferson Street, NW Eighth Floor, West Tower Washington, D.C. 20007-5201

ATTORNEY