# AUSLEY & MCMULLEN

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TALLAHASSEE, FLORIDA 32301
(850) 224-9115 FAX (850) 222-7560

May 21, 2009

#### HAND DELIVERED



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 Second Request for Production of Documents (Nos. 11-12) of the Citizens of the State of Florida, propounded and served by electronic and U. S. Mail on April 21, 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,

Omeg D. Desaley

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#### BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and Purchased Power Cost Recovery Clause with Generating Performance Incentive Factor.	) ) )	DOCKET NO. 090001-EI FILED: May 21, 2009
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## TAMPA ELECTRIC COMPANY'S ANSWER TO THE CITIZENS OF THE STATE OF FLORIDA'S SECOND REQUEST FOR PRODUCTION OF DOCUMENTS (NOS. 11-12)

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 Citizens of the State of Florida's Second Request for Production of Documents (Nos. 11 - 12) propounded and served on April 21, 2009, by stating the company is this date furnishing the requested documents to the Office of Public Counsel.

DATED this 21 day of May 2009.

Respectfully submitted,

LEEL. WILLIS

JAMES D. BEASLEY

Ausley & McMullen

Post Office Box 391

Tallahassee, Florida 32302

(850) 224-9115

ATTORNEYS FOR TAMPA ELECTRIC COMPANY

DOCUMENT NUMBER-CATE

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 2/ day of May

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

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