

**Dorothy Menasco**

---

**From:** Pat Pottle <ppottle@ausley.com>  
**Sent:** Wednesday, May 28, 2014 4:07 PM  
**To:** Filings@psc.state.fl.us  
**Cc:** Hyma Vedula  
**Subject:** Dkt. 140001 TECO Revised Exhibit A  
**Attachments:** Dkt. 140001 ltr and Revised Ex. A.pdf

Electronic filing

a. Person responsible for this electronic filing:

James D. Beasley  
Ausley & McMullen  
P.O. Box 391 (32302)  
227 S. Calhoun Street  
Tallahassee, FL 32301  
850 425-5485  
[jbeasley@ausley.com](mailto:jbeasley@ausley.com)

b. Docket No. 140001-EI; In re: Fuel and Purchased Power Cost Recovery Clause with Generating Performance Incentive Factor

c. The document is being filed on behalf of Tampa Electric Company

d. There are a total of 4 pages, including cover letter

e. The document attached for electronic filing is a cover letter and TECO's Revised Exhibit "A" to Confidentiality Request of May 14, 2014

---

# AUSLEY & MCMULLEN

ATTORNEYS AND COUNSELORS AT LAW

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

May 28, 2014

VIA: ELECTRONIC FILING

Ms. Carlotta S. Stauffer  
Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

Re: Fuel and Purchased Power Cost Recovery Clause with Generating  
Performance Incentive Factor; FPSC Docket No. 140001-EI

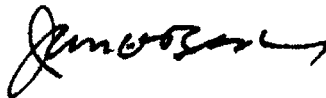
Revised Exhibit "A" to Confidentiality Request of May 14, 2014

Dear Ms. Stauffer:

Attached is a Revised Exhibit "A" to the Confidentiality Request we submitted in the above proceeding on May 14, 2014. The revised exhibit corrects the last item listed (Workpaper 53-5) to show that it consists of three pages (pages 4, 20 and 38) instead of the entire 50 page document. We would appreciate your circulating this to the recipients of the original request.

Thank you for your assistance in connection with this matter.

Sincerely,



James D. Beasley

JDB/pp  
Attachment

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

**JUSTIFICATIONS FOR CONFIDENTIAL  
TREATMENT OF HIGHLIGHTED PORTIONS OF  
TAMPA ELECTRIC'S DOCUMENTS SELECTED AS AUDIT  
WORK PAPERS PURSUANT TO AUDIT CONTROL NO. 14-027-2-2**

<b><u>Work Papers:</u></b>	<b><u>Detailed Description</u></b>	<b><u>No. of Pages</u></b>	<b><u>Rationale</u></b>
44-3-1	Highlighted Information	9	(1)
44-3-2	All Information on Page	2	(1)
44-3-3	Highlighted Information	7	(1)(2)
44-3-4 pages 2-5	Highlighted Information	4	(1)
44-4-1	Highlighted Information	9	(1)
44-4-2	All Information on Page	2	(1)
44-4-3	Highlighted Information	7	(1)(2)
44-4-4 pages 2-4	Highlighted Information	3	(1)
45-3	All Information on Page	7	(1)
45-4	All Information on Page	8	(1)
45-5	All Information on Page	3	(1)
46-3	All Information on Page	6	(1)
46-4	All Information on Page	6	(1)
46-5	All Information on Page	8	(1)
48-3	All Information on Page	8	(1)
50-1 pages 2-12	All Information on Page	11	(3)
50-2 pages 2-12	All Information on Page	11	(3)
51-2	All Information on Page	5	(3)(4)
51-3	All Information on Page	5	(3)(4)
51-4	All Information on Page	4	(3)(4)
51-5	All Information on Page	3	(3)(4)
51-6	All Information on Page	3	(3)(4)
51-7	All Information on Page	3	(3)(4)
51-8	All Information on Page	2	(3)(4)
51-9	All Information on Page	2	(3)(4)
51-10	All Information on Page	1	(1)(3)
53-5	All Information on Page	3	(3)(4)(5)

- 
- (1) The documents are individual customer bills containing sensitive bank information. Tampa Electric treats individual customer information confidentially and does not disclose it publicly on the belief that individual customers have an expectation that such information is private and should be treated confidentially. Tampa Electric would not want to publicly disclose any customer specific information (except at the customer's own request) that could be used, alone or in conjunction with other publicly available information to engage in identity theft, gain a competitive advantage over a business customer or take any other action detrimental to its customers' interests. As such, the

information is entitled to confidential treatment pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code.

- (2) These documents contain confidential, negotiated contract rates, or information that could be used to calculate those confidential, negotiated contract rates. The rates paid under the company's existing contracts are competitively sensitive. Disclosing this contractual information would harm Tampa Electric's position in negotiating the best rates for future contracts, to the detriment of its customers. This type of contractual information has been recognized by the Commission on numerous occasions to constitute proprietary confidential business information, the disclosure of which would be harmful to Tampa Electric's ability to contract for goods and services on favorable terms and, likewise, harmful to the competitive interests of Tampa Electric and the party with which it contracts. This is the specific type of information described in Section 366.093(3)(d) and (e) as being entitled to confidential protection and exemption from the Public Records Law. This information is entitled to confidential protection pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code.
- (3) The information discloses in great detail Tampa Electric Company's commodity contract rates and transportation rates. Public disclosure of this information would provide in minute detail the company's projected rates for all of the detail components of the company's projected fuel and fuel transportation costs. As such, this information is entitled to confidential protection pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code. These types of rates have been recognized by the Commission on numerous occasions to constitute proprietary confidential business information the disclosure of which would be harmful to Tampa Electric's ability to contract for goods and services on favorable terms and, likewise, harmful to the competitive interests of Tampa Electric. This is the specific type of information described in Section 366.093(3)(d) and (e) as being entitled to confidential protection and exemption from the Public Records Law.
- (4) The information contained on the listed pages contains contract rates paid for coal. The disclosure of this information would be harmful to competitive interests. This type of contractual information has been recognized by the Commission on numerous occasions to constitute proprietary confidential business information, the disclosure of which would be harmful to Tampa Electric's ability to contract for goods and services on favorable terms and, likewise, harmful to the competitive interests of Tampa Electric and the party with which it contracts. As such, the information is entitled to confidential treatment pursuant to Section 366.093(d) and (e), Florida Statutes and Rule 25-22.006, Florida Administrative Code.
- (5) This information contained on the listed pages is contractual information which, if made public, "would impair the efforts of Tampa Electric to contract for goods or services on favorable terms." Section 366.093(3)(d), Fla. Stat. The information shows the price which Tampa Electric has paid for No. 2 fuel oil per barrel for specific shipments from specific suppliers. This information would allow suppliers to compare an individual supplier's price with the market "for that date of delivery" and thereby determine the contract pricing formula between Tampa Electric and that supplier. Disclosure of the

invoice price would allow suppliers to determine the contract price formula of their competitors. The knowledge of each other's prices would give suppliers information with which to actually control the pricing in No. 2 oil by either all quoting a particular price or adhering to a price offered by a major supplier. This could reduce or eliminate any opportunity for a major buyer, like Tampa Electric, to use its market presence to gain price concessions from any individual supplier. The end result is reasonably likely to be increased No. 2 fuel oil prices and, therefore, increased electric rates.