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February 8, 2019

**VIA: ELECTRONIC FILING**

Mr. Adam J. Teitzman  
Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850

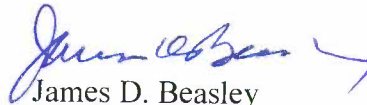
Re: Petition for recovery of costs associated with named tropical systems during the 2015, 2016 and 2017 hurricane seasons and replenishment of storm reserve subject to final true-up, by Tampa Electric Company  
FPSC Docket No. 20170271-EI

Dear Mr. Teitzman:

Attached for filing in the above-styled matter is Tampa Electric Company's Request for Confidential Classification and Motion for Temporary Protective Order regarding portions of Document Nos. 4 and 5 of Tampa Electric witness S. Beth Young's Revised Exhibit No. \_\_ SEY-1.

Thank you for your assistance in connection with this matter.

Sincerely,

  
James D. Beasley

JDB/pp  
Attachment

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for recovery of cost associated )  
with named tropical systems during the )  
2015, 2016 and 2017 hurricane seasons and )  
replenishment of storm reserve subject to )  
final true-up, by Tampa Electric Company. )  
\_\_\_\_\_ )

DOCKET NO. 20170271-EI

FILED: January 8, 2019

**TAMPA ELECTRIC COMPANY'S  
REQUEST FOR CONFIDENTIAL CLASSIFICATION  
AND MOTION FOR TEMPORARY PROTECTIVE ORDER**

Tampa Electric Company ("Tampa Electric" or "the company"), pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, hereby request confidential classification of the yellow highlighted information contained in the following described document(s) ("the Document(s)") stamped "CONFIDENTIAL" and all information that is or may be printed on yellow paper stock stamped "CONFIDENTIAL" within the Document(s), all of said confidential information being hereinafter referred to as "Confidential Information."

**Description of the Document(s)**

Yellow highlighted portions of Document Nos. 4 (4 pages) and 5 (3 pages) of Tampa Electric witness S. Beth Young's Revised Exhibit No. \_\_ (SEY-1) (the "Confidential Information"). In support of this request, the company states:

1. Subsection 366.093(1), Florida Statutes, provides that any records "found by the Commission to be propriety confidential business information shall be kept confidential and shall be exempt from s. 119.07(1), Florida Statutes [requiring disclosure under the Public Records Act]." Proprietary confidential business information includes, but is not limited to "[i]nformation concerning . . . contractual data, the disclosure of which would impair the efforts

of the public utility or its affiliates to contract for goods or services on favorable terms.” Subsection 366.093(3)(d), Florida Statutes. Proprietary confidential business information also includes “[i]nformation relating to competitive interests, the disclosure of which would impair the competitive business of the provider of the information.” Section 366.093(3)(e), Florida Statutes. The Confidential Information that is the subject of this request and motion falls within the statutory categories and, thus, constitutes proprietary confidential business information entitled to protection under Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code.

2. Attached hereto as Exhibit "A" is a justification for confidential treatment of the Confidential Information contained in the Document(s).

3. Attached hereto as Exhibit "B" are two public versions of the Document(s) with the Confidential Information redacted, unless previously filed as indicated.

4. The Confidential Information contained in the Document(s) is intended to be and is treated by Tampa Electric as private and has not been publicly disclosed.

5. For the same reasons set forth herein in support of its request for confidential classification, Tampa Electric also moves the Commission for entry of a temporary protective order pursuant to Rule 25-22.006(6)(c), Florida Administrative Code, protecting the Confidential Information from public disclosure.

**Requested Duration of Confidential Classification**

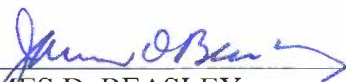
6. Tampa Electric requests that the Confidential Information be treated by the Commission as confidential proprietary business information for at least the 18 month period prescribed in Rule 25-22.006(9)(a), Florida Administrative Code. If, and to the extent that the company is in need of confidential classification of the Confidential Information beyond the 18

month period set forth in the Commission rule, the justification and grounds for such extended confidential treatment are set forth in Exhibit "C" to this request and motion.

WHEREFORE, Tampa Electric Company respectfully requests that the Confidential Information that is the subject of this request and motion be accorded confidential classification for the reasons set forth herein and for a minimum period of 18 months, subject to any request for a longer period of confidential classification as may be set forth in Exhibit "C" to this request and motion. The company further moves for the entry of a temporary protective order pursuant to Rule 25-22.006(6)(c), Florida Administrative Code, protecting the Confidential Information from public disclosure.

DATED this 8<sup>th</sup> day of January, 2019.

Respectfully submitted,

  
\_\_\_\_\_  
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ATTORNEYS FOR TAMPA ELECTRIC COMPANY

**CERTIFICATE OF SERVICE**

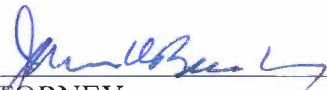
I HEREBY CERTIFY that a true and correct copy of the foregoing Request for Confidential Classification and Motion for Temporary Protective Order, filed on behalf of Tampa Electric Company, has been served by electronic mail on this 8th day of January, 2019 to the following:

Ms. Suzanne Brownless  
Ms. Johana Nieves  
Mr. Kurt Schrader  
Office of the General Counsel  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850  
[sbrownle@psc.state.fl.us](mailto:sbrownle@psc.state.fl.us)  
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Karen A. Putnal  
Moyle Law Firm  
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[jmoyle@moylelaw.com](mailto:jmoyle@moylelaw.com)  
[kputnal@moylelaw.com](mailto:kputnal@moylelaw.com)

Florida Retail Federation  
Mr. Robert Scheffel Wright  
Mr. John T. LaVia, III  
Gardner, Bist, Bowden, Bush, Dec,  
LaVia & Wright, P.A.  
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Tallahassee, FL 32308  
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\_\_\_\_\_  
ATTORNEY

**JUSTIFICATION FOR CONFIDENTIAL TREATMENT OF  
HIGHLIGHTED PORTIONS OF TAMPA ELECTRIC'S  
WITNESS S. BETH YOUNG'S EXHIBIT SEY-1,  
DOCUMENTS NOS. 4 AND 5 FILED JANUARY 8, 2019**

**Document No. 4**

<b><u>Bates Page Nos.</u></b>	<b><u>Line Nos.</u></b>	<b><u>Detailed Description</u></b>	<b><u>Rationale</u></b>
46-48	All	Calculated Total Allowed	(1)
46-48	All	Calculated Total Disallowed	(2)

**Document No. 5**

<b><u>Bates Page Nos.</u></b>	<b><u>Line Nos.</u></b>	<b><u>Detailed Description</u></b>	<b><u>Rationale</u></b>
49-51	All	Calculated Total Allowed Amounts	(1)
49-51	All	Calculated Total Disallowed Amounts	(2)
49-51	All	Company Names	(3)

- (1) Disclosing the Calculated Total Allowed amounts would enable one to use that information with the Total Invoiced amounts to calculate the Calculated Total Disallowed amounts. Providing information that would allow the public to calculate disallowed charges would have the same adverse impact discussed under Rationale (2) and, thus, is entitled to confidential treatment for the same reasons discussed under Rationale (2).
- (2) Disclosure of disallowed charges would likely discourage the affected vendors from helping Tampa Electric in future storms, given adverse publicity regarding their quality of work, record keeping, and the like. Such disclosure could also discourage other potential vendors from getting involved in restoration work for Tampa Electric in the future, for fear of potential disallowances. Additionally, disclosure of the sizes of some of the disallowances could have the same effect. As such, the disallowed amounts are entitled to confidential protection under Section 366.093(d) and (e), Florida Statutes.
- (3) Disclosure of the identity of the vendors would disclose total amounts invoiced by vendor, which is information these vendors do not want disclosed for competitive reasons. Such disclosure could discourage vendors from offering assistance to Tampa Electric in the future, thereby adversely affecting Tampa Electric's ability to contract for storm restoration goods and services in the future. As such, the information is entitled to confidential treatment under Section 366.093(3)(d) and (e), Florida Statutes.

**PUBLIC VERSION(S) OF THE DOCUMENT(S)**

Attached hereto (unless previously filed as may be noted below) are two public versions of the Document(s) with the Confidential Information redacted.

Public Version(s) of the Document(s) will be submitted under a separate filing   X  

Public Version(s) of the Document(s) previously filed on \_\_\_\_\_

## **REQUESTED DURATION OF CONFIDENTIAL CLASSIFICATION**

Tampa Electric requests that the Confidential Information that is the subject of this request be treated as proprietary confidential business information exempt from the Public Records Law for a minimum of 18 months from the date of the order granting such classification. To the extent the company needs confidential protection of the Confidential Information for a period longer than 18 months, the company's justification therefor is set forth below:

n/a