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August 4, 2016

HAND DELIVERED

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

RECEIVED-FPSC  
2016 AUG -4 PM 2:09  
COMMISSION  
CLERK

Re: Fuel and Purchased Power Cost Recovery Clause with Generating  
Performance Incentive Factor; FPSC Docket No. 160001-EI

Dear Ms. Stauffer:

Enclosed for filing in the above docket are the original and seven (7) copies of Tampa Electric Company's Request for Confidential Classification of portions of the company's Schedule E12 (Bates stamp page 40; Exhibit (PAR-2), Document 2, page 5 of 5 of the pre-filed direct testimony of Penelope A. Rusk - Tampa Electric Company Capacity Costs Actual/Estimated for the Period January 2016 - through December 2016).

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.)

COM \_\_\_\_\_  
AFD 2  
APA \_\_\_\_\_  
ECO 1  
ENG 2  
GCL 1  
IDM 1  
TEL \_\_\_\_\_  
CLK \_\_\_\_\_

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and Purchased )  
Power Cost Recovery Clause )  
and Generating Performance )  
Incentive Factor. )  
\_\_\_\_\_ )

DOCKET NO. 160001-EI

FILED: August 4, 2016

**TAMPA ELECTRIC COMPANY'S  
REQUEST FOR 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 requests confidential classification of certain highlighted information contained in Schedule E12, (Bates stamp page 40; Exhibit (PAR-2), Document 2, page 5 of 5 of the pre-filed direct testimony of Penelope A. Rusk - Tampa Electric Company Capacity Costs Actual/Estimated for the Period January 2016 - through December 2016). In support thereof, the company says:

1. A single copy of Schedule E12 (Bates stamp page 40, Exhibit (PAR-2), Document 2, page 5 of 5 of the pre-filed direct testimony of Penelope A. Rusk - Tampa Electric Company Capacity Costs Actual/Estimated for the Period January 2016 - through December 2016) is being simultaneously filed with the Commission on a confidential basis. Bates stamp page 40 contains certain information (“Confidential Information”) highlighted in yellow.

2. Subsection 366.093(1), Florida Statutes, provides that any records “found by the Commission to be proprietary confidential business information shall be kept confidential and shall be exempt from s.119.07(1) [requiring disclosure under the Public Records Act].” The proprietary confidential business information includes, but is not limited to:

(d) Information concerning bids or other 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. (Section 366.093(3)(d), Florida Statutes)

3. Proprietary confidential business information also includes:

(e) Information 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)

4. The Confidential Information falls within the above statutory categories and, thus, constitutes proprietary confidential business information entitled to protection under Section 366.093 and Rule 25-22.006. The Confidential Information shows estimated purchase amounts pursuant to confidential contracts negotiated by and between Tampa Electric Company and certain energy providers. As such, the information in question is information concerning bids or other contractual data the disclosure of which would impair the efforts of Tampa Electric to contract for goods and services on favorable terms. It is also information relating to competitive interests the disclosure of which would impair the competitive business of Tampa Electric.

5. Tampa Electric treats the Confidential Information as such and has not disclosed it publicly.

WHEREFORE, Tampa Electric Company respectfully requests that the highlighted Confidential Information contained in Schedule E12 (Bates stamp page 40, Exhibit (PAR-2), Document 2, page 5 of 5 of the pre-filed direct testimony of Penelope A. Rusk - Tampa Electric Company Capacity Costs Actual/Estimated for the period January 2016 – December 2016), be afforded confidential classification for the reasons set forth above.

DATED this 4<sup>th</sup> day of August 2016.

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, filed on behalf of Tampa Electric Company, has been served by electronic mail on this 4<sup>th</sup> day of August 2016, to the following:

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ATTORNEY