

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 25, 2022

VIA: ELECTRONIC FILING

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

Re: Review of Storm Protection Plan, pursuant to Rule 25-6.030, F.A.C.,
Tampa Electric Company; Docket No. 20220048-EI

Dear Mr. Teitzman:

Attached for filing in the above docket is Tampa Electric Company's Motion for a Temporary Protective Order regarding its response to Citizens' Third Set of Interrogatories Nos. 98 and 109 and Request for Production Nos. 9-10, propounded and served by electronic mail on May 5, 2022.

Thank you for your assistance in connection with this matter.

Sincerely,



Malcolm N. Means

MNM/
Attachment

cc: All parties of record (w/attachment)

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Review of Storm Protection Plan)
Pursuant to Rule 25-6.030., F.A.C.)
Tampa Electric Company)

DOCKET NO.: 20220048-EI

FILED: May 25, 2022

**TAMPA ELECTRIC COMPANY'S MOTION
FOR A TEMPORARY PROTECTIVE ORDER**

Tampa Electric Company (“Tampa Electric” or “the company”), pursuant to Rule 25-22.006(6)(c), Florida Administrative Code, hereby requests that the Commission issue a temporary protective order exempting from Section 119.07(1), Florida Statutes, certain information specified herein as requested by the Office of Public Counsel (“OPC”) through discovery, and for the protection of that information against public disclosure pending the OPC’s review of it. In support of its Motion, the company says:

1. On this date, Tampa Electric Company has served its response to Citizens’ Third Set of Interrogatories (Nos. 51-149) and Third Request for Production of Documents (Nos. 8-14) (“OPC Discovery Requests”) by posting its answers, responses, and responsive documents (collectively “Response”) on a virtual Share Point site that is accessible by OPC. The company believes that all or portions of its Response specified on Exhibit “A” constitute “proprietary confidential business information,” and has designated it as such by (1) labeling it as such and (2) placing it in a segregated area of the Share Point site for confidential information. Tampa Electric considers the designated information in its Response to be “proprietary confidential business information” that is entitled to protection against public disclosure pursuant to Section 366.093, Florida Statutes, because it reflects information in one or more of these categories:

(a) Trade secrets.

...

(c) Security measures, systems, or procedures.

(d) [information] disclosure of which would impair the efforts of the public utility or its affiliates to contract for goods or services on favorable terms.

(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)(d) and (e), Florida Statutes)

2. Public disclosure of the designated information in question would adversely affect the economic interests of Tampa Electric and its customers.

3. Rule 25-22.006, Florida Administrative Code, provides for protection of this type of information when a utility allows OPC to inspect or take possession of such information in the course of discovery. Subsection (6)(c) of this rule states:

(c) When a utility or other person agrees to allow Public Counsel to inspect or take possession of utility information for the purpose of determining what information is to be used in a proceeding before the Commission, the utility may request a temporary protective order exempting the information from Section 119.07(1), F.S. If the information is to be used in a proceeding before the Commission, then the utility must file a specific request for a protective order under paragraph (a) above. If the information is not to be used in a proceeding before the Commission, then Public Counsel shall return the information to the utility in accordance with the record retention requirements of the Department of State.

4. Tampa Electric requests a temporary protective order in order to allow OPC access to the designated confidential information posted on the Share Point site as part of its Response while protecting the economic interests of Tampa Electric and its customers from the harm that would result from public disclosure of the above-referenced confidential information. Tampa Electric will work cooperatively with the parties to this proceeding to identify confidential information to be used at the final hearing in this docket and to request confidential classification as specified in the rule. To the extent that prefiling of confidential documents is required, Tampa

Electric and the parties to this proceeding have further committed to work out a process to maintain both confidentiality of the information and preservation of the litigation rights of the respective parties consistent with Commission precedent. Furthermore, the parties have both agreed that the efficiency underlying this arrangement is not expected to require the closure of public access to hearings and that they will vigorously preserve confidentiality in accordance with applicable law while taking all reasonable steps to accomplish necessary litigation in a manner that does not require closure of hearings.

5. Tampa Electric maintains the highlighted information produced to OPC in response to OPC's requests in a confidential form and has not disclosed it publicly.

WHEREFORE, Tampa Electric requests that the Commission issue a Temporary Protective Order allowing it to provide OPC with the confidential information described above while maintaining the confidential nature of that information.

DATED this 25th day of May 2022.

Respectfully submitted,



J. JEFFRY WAHLEN
MALCOLM N. MEANS
jwahlen@ausley.com
mmeans@ausley.com
Ausley McMullen
Post Office Box 391
Tallahassee, Florida 32302
(850) 224-9115

ATTORNEYS FOR TAMPA ELECTRIC COMPANY

Exhibit A

OPC'S Third Set of Interrogatories		
Interrogatory	Electronic File Names	Description
98. Regarding Exhibit DAP-1, Page 44 of 78 Distribution Feeder Sectionalizing and Automation, identify all reports, memos, studies, or analysis describing or analyzing the success and shortcomings of the self-optimization system.	(BS 51) DA/FLISR Automated Measurement and Verification	This document is a technical update report produced by the Electric Power Research Institute ("EPRI"). The information contained in this document is the work product of EPRI and is not available to the general public without a purchase. Public disclosure of this information would allow duplication of the EPRI's work without compensation for EPRI's efforts. This information is in the nature of a trade secret owned by EPRI, and disclosure of this information would impair EPRI's interests. Public disclosure could also impair Tampa Electric's ability to obtain similar reports from EPRI in the future. This information is protected by Section 366.093(3)(a), (d) and (e) of the Florida Statutes.
104. Regarding Exhibit DAP-1, Page 45 of 78 Distribution Feeder Sectionalizing and Automation, identify all maps of all proposed upgraded conductors included in the SPP.	(BS 87)13118_RECONDUCTORING.pdf (BS 88)13148_RECONDUCTORING.pdf (BS 89)13296_RECONDUCTORING.pdf (BS 90)13308_RECONDUCTORING.pdf (BS 91)13309_RECONDUCTORING.pdf (BS 92)13433_RECONDUCTORING.pdf (BS 93)13770_RECONDUCTORING.pdf	These items consist of construction documents and maps for conductor upgrade projects undertaken as part of the company's Distribution Feeder Sectionalizing and Automation efforts. Tampa Electric believes that public disclosure of these maps would pose a security risk to Tampa Electric's grid. This information is protected by Section 366.093(3)(c) of the Florida Statutes.
109. Referring to Exhibit DAP-1, Page 46 of 78, identify all reports, memos, or analysis of pilot programs regarding the Vegetation Contact Detection system.	(BS 115) TECO-Itron DI Recommendation for SPP-Grid Mod	This document is a report produced by Itron regarding potential use of its distributed intelligence applications on Tampa Electric's AMI meter system. This document contains confidential contractual pricing data and detailed information about the capabilities and specifications of Itron's products and services. Disclosure of this information would impair Tampa Electric's ability to contract for similar goods and services on favorable terms in the future. Disclosure of this information would also impair the competitive business of the provider of the information – Itron. As a result, this information is protected by Section 366.093(3)(d) and (3) of the Florida Statutes.

OPC's Third Request for Production		
Request	Electronic File Names	Description
<p>9. Referring to Appendix D of Exhibit DAP-1, please provide maps depicting the locations of all proposed and existing reclosers on the following circuits:</p> <ul style="list-style-type: none"> i. 13040 ii. 13118 iii. 13296 iv. 13299 v. 13314 	<p>(BS 4)13118_Reclosers (BS 5)13296_Reclosers (BS 6)13314_Reclosers</p>	<p>These documents consist of construction prints for circuits included in the company's Distribution Feeder Sectionalizing and Automation efforts. Tampa Electric believes that public disclosure of these maps would pose a security risk to Tampa Electric's grid. This information is protected by Section 366.093(3)(c) of the Florida Statutes.</p>
<p>10. Referring to Exhibit DAP-1, Appendix A, please provide a kmz file or map of the lateral locations.</p>	<p>(BS 12)ENERCON 2022 Scope Pictures (BS 13) 2022NewProjects-2ndbatch (BS 14) 2022NewProjectsESASHA-3-10-22 (BS 15)FUSE10093683, 10093658 - KP.pdf (BS 16)FUSE10100716 - APPROVED.pdf (BS 17)FUSE10100722.pdf (BS 18)FUSE10101247.pdf (BS 19)FUSE10120786.pdf (BS 20)FUSE10120788.pdf (BS 21)FUSE10142238.pdf (BS 22)FUSE10163224.pdf (BS 23)FUSE10165356, 60289071 - APPROVED - KP.pdf (BS 24)FUSE10165382.pdf (BS 25)FUSE10382337,93113905.pdf (BS 26)FUSE10384706.pdf (BS 27)FUSE10384723 - APPROVED.pdf (BS 28)FUSE10389247 - REVISED KP.pdf (BS 29)FUSE10424221 - APPROVED.pdf (BS 30)FUSE10425054 - APPROVED.pdf (BS 31)FUSE10427678 - APPROVED BY MSE - KP.pdf (BS 32)FUSE10429550 - REVISED.pdf (BS 33)FUSE60011392 - APPROVED.pdf (BS 34)FUSE60013778 - APPROVED.pdf (BS 35)FUSE60016282 - APPROVED BY MSE-KP.pdf (BS 36)FUSE60016353 - REVISED.pdf (BS 37)FUSE60029011 - APPROVED BY MSE-kp.pdf (BS 38)FUSE60029776 - APPROVED.pdf</p>	<p>These documents consist of maps and project details for laterals included in the company's Distribution Lateral Undergrounding Program. Tampa Electric believes that public disclosure of these maps would pose a security risk to Tampa Electric's grid. This information is protected by Section 366.093(3)(c) of the Florida Statutes.</p>

	<p>(BS 39)FUSE60029925, 10163228 - REVISED BY MSE.pdf (BS 40)FUSE60031511 - APPROVED.pdf (BS 41)FUSE60060554 - APPROVED.pdf (BS 42)FUSE60302651 - RA - APPROVED.pdf (BS 43)FUSE60350024 - APPROVED.pdf (BS 44)FUSE90179103 - APPROVED.pdf (BS 45)FUSE90668793 - RA - APPROVED.pdf (BS 46)FUSE90748138 - APPROVED.pdf (BS 47)FUSE90823812 - APPROVED.pdf (BS 48)FUSE90830976 - REVISED.pdf (BS 49)FUSE91016874.pdf (BS 50)FUSE91076397.pdf (BS 51)FUSE91147533 - REVISED BY MSE.pdf (BS 52)FUSE91151734 - REVISED.pdf (BS 53)FUSE91154995.pdf (BS 54)FUSE91232937 - REVISED.pdf (BS 55)FUSE91532289, 91532301 - REVISED.pdf (BS 56)FUSE91550764 - REVISED.pdf (BS 57)FUSE91565159 - REVISED.pdf (BS 58)FUSE91702481.pdf (BS 59)FUSE91774500 - APPROVED BY MSE - KP.pdf (BS 60)FUSE91810815.pdf (BS 61)FUSE92027991.pdf (BS 62)FUSE92035203-REVIEWED BY MSE.pdf (BS 63)FUSE92197131.pdf (BS 64)FUSE92543665.pdf (BS 65)FUSE92835651 - APPROVED.pdf (BS 66)FUSE92856634 - REVISED.pdf (BS 67)FUSE92905104.pdf (BS 68)Fuse92922162.pdf (BS 69)FUSE93024274, 93024291.pdf (BS 70)FUSE93033231 - APPROVED.pdf (BS 71)FUSE93247243.pdf (BS 72)FUSE93249426.pdf (BS 73)FUSE93264130, 93263741 - COMBINED.pdf (BS 74)FUSE93266650, 93263753 - APPROVED - KP.pdf (BS 75)FUSE93267158.pdf (BS 76)FUSE93283244 - APPROVED.pdf (BS 77)FUSE_10361894 - RA.pdf (BS 78)FUSE_91643964.pdf</p>	
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Motion for Temporary Protective Order, filed on behalf of Tampa Electric Company, has been furnished by electronic mail on this 25th day of May to the following:

Jacob Imig
Theresa Tan
Walter Trierweiler
Office of General Counsel
Florida Public Service Commission
Room 390L – Gerald L. Gunter Building
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850
jimig@psc.state.fl.us
ttan@psc.state.fl.us
wtrierwe@psc.state.fl.us

Richard Gentry
Mary Wessling
Office of Public Counsel
111 West Madison Street, Room 812
Tallahassee, FL 32399-1400
gentry.richard@leg.state.fl.us
wessling.mary@leg.state.fl.us

Jon C. Moyle, Jr.
Karen A. Putnal
Moyle Law Firm, P.A.
118 N. Gadsden Street
Tallahassee, FL 32301
jmoyle@moylelaw.com
kputnal@moylelaw.com
mqualls@moylelaw.com



ATTORNEY