

AUSLEY & MCMULLEN

ATTORNEYS AND COUNSELORS AT LAW

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

August 28, 1998

HAND DELIVERED

RECEIVED - 71 00

01 AUG 28 1998

RECORDS AND
REPORTING

Ms. Blanca S. Bayo, Director
Division of Records and Reporting
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;
EPSC Docket No. 980001-E1

Dear Ms. Bayo:

Enclosed for filing in the above docket are the original and ten (10) copies of Tampa Electric Company's Request for Specified Confidential Treatment along with two edited (public) versions of the documents in question. Given the bulk of the documents in question, we are not providing copies to all parties but will furnish a copy to any party requesting same.

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.

RECEIVED & FILED


FPSC-BUREAU OF RECORDS

Sincerely,


James D. Beasley

JDB/pp
Enclosures

cc: All Parties of Record (w/Request)

rec'd 68419-98
DOCUMENT NUMBER-DATE
09411-AUG 28 98
FPSC-BUREAU OF REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and Purchased Power)
Cost Recovery Clause and) DOCKET NO. 980001-EI
Generating Performance Incentive) FILED: August 28, 1998
Factor.)
_____)

**TAMPA ELECTRIC COMPANY'S
REQUEST FOR SPECIFIED CONFIDENTIAL TREATMENT**

Pursuant to Section 366.093, Florida Statutes, and Fla. Admin. Code Rule 25-22.006, Tampa Electric Company ("Tampa Electric" or "the company") submits this its Request for Confidential Classification of the following documents:

1. Transportation Storage and Transfer Agreement between Tampa Electric Company and TECO Transport Corporation dated as of June 30, 1998.
2. Coal Transportation Agreement between Tampa Electric Company and TECO Transport & Trade Corporation dated October 14, 1988.
3. Proposals which Tampa Electric received as a result of its August 12, 1997 bid solicitation entitled "Request for Waterborne Transportation Services, Bid Solicitation WB-0199, Coal Transportation and Terminal Service."
4. Tampa Electric Company's Evaluation of Transportation Bids.

In support thereof, the company says:

1. The above-referenced documents were submitted to the Division of Records and Reporting in a confidential filing dated August 7, 1998 along with a Notice of Intent to Seek Confidential Classification of the above listed documents. Tampa Electric is currently operating under the above-listed Coal Transportation Agreement between Tampa Electric Company and

DOCUMENT NUMBER-DATE

09411 AUG 28 98

FPSC-RECORDS/REPORTING

TECO Transport & Trade Corporation, dated as of October 14, 1988 and will continue to do so through December 31, 1998. Tampa Electric requests that this Agreement remain classified as confidential and protected from public disclosure for a period of two years beyond the expiration of the contract, i.e, through December 31, 2001. This will enable Tampa Electric to avoid the effect of other potential bidders making use of the information contained in this contract to the economic detriment of Tampa Electric, its customers and Tampa Electric's affiliate, TECO Transportation Corporation.

2. It is requested that the balance of the above-listed documents, especially the Transportation Storage and Transfer Agreement between Tampa Electric Company and TECO Transport Corporation dated as of June 30, 1998, be classified confidential and protected from public disclosure for a period of two years beyond the expiration of the 1998 Transportation Storage and Transfer Agreement. Inasmuch as that Agreement contains provisions for contract term extensions, Tampa Electric will notify the Division of Records and Reporting in writing upon the expiration of such Agreement. Confidential classification of the balance of these documents for a two year period beyond the expiration of the 1998 Agreement will, likewise, protect Tampa Electric, its customers and its transportation affiliate from the adverse effects of potential future bidders having access to this information in future bidding scenarios. The period of time requested will ultimately protect Tampa Electric and its customers.

3. Tampa Electric is submitting a highlighted version of the above listed comments under a separate cover letter and is accompanying this filing with two redacted versions of such documents in accordance with the Commission's rule.


4. The material for which classification is sought is intended to be and is treated by Tampa Electric and its affiliates as confidential and has not been disclosed to the public.

5. Attached hereto as Exhibit "A" is a detailed justification for the requested confidential treatment of the highlighted portions of the above-listed documents.

WHEREFORE, Tampa Electric submits the foregoing as its request for confidential treatment of the information identified in Exhibit "A".

DATED this 28th day of August, 1998.

Respectfully submitted,



LEE L. WILLIS and
JAMES D. BEASLEY
Ausley & McMullen
Post Office Box 391
Tallahassee, Florida 32302
(850) 224-9115

ATTORNEYS FOR TAMPA ELECTRIC COMPANY

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of Tampa Electric Company's Request for Confidential Treatment, filed on behalf of Tampa Electric Company, has been furnished by U. S.

Mail or hand delivery (*) on this 28th day of August, 1999 to the following:

Ms. Leslie J. Paugh*
Staff Counsel
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0863

Mr. John W. McWhirter
McWhirter, Reeves, McGlothlin,
Davidson & Bakas
Post Office Box 3350
Tampa, FL 33601

Mr. James A. McGee
Senior Counsel
Florida Power Corporation
Post Office Box 14042
St. Petersburg, FL 33733

Mr. Matthew M. Childs
Steel Hector & Davis
Suite 601
215 South Monroe Street
Tallahassee, FL 32301

Mr. Joseph A. McGlothlin
Ms. Vicki Gordon Kaufman
McWhirter, Reeves, McGlothlin,
Davidson, Rief & Bakas
117 S. Gadsden Street
Tallahassee, FL 32301

Ms. Suzanne Brownless
Suzanne Brownless P.A.
1311-B Paul Russell Road #201
Tallahassee, FL 32301

Mr. Jack Shreve
Office of Public Counsel
Room 812
111 West Madison Street
Tallahassee, FL 32399-1400

Mr. Jeffrey A. Stone
Beggs & Lane
Post Office Box 12950
Pensacola, FL 32576

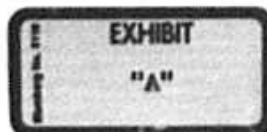
Mr. Kenneth A. Hoffman
Rutledge, Ecenia, Underwood,
Purnell & Hoffman
Post Office Box 551
Tallahassee, FL 32302-0551


ATTORNEY

**JUSTIFICATION FOR CONFIDENTIAL TREATMENT OF PORTIONS
OF THE TRANSPORTATION STORAGE AND TRANSFER AGREEMENT
BETWEEN TAMPA ELECTRIC COMPANY AND TECO
TRANSPORT CORPORATION DATED AS OF JUNE 30, 1998**

<u>Page</u>	<u>Line No.*</u>	<u>Rationale</u>
8 of 41	13-21	(1)
8 of 41	42-43	(17)
9 of 41	3, 7, 8	(2)
12 of 41	21, 22, 27, 29, 35	(3)
18 of 41	8, 10	(4)
19 of 41	26 - 40	(1)
20 of 41	1-4	(1)
25 of 41	12-16, 19-23, 28-30	(11)
32 of 41	21-32	(18)
33 of 41	2, 5	(3)
35 of 41	4, 6, 8, 10, 12, 14, 16, 18, 20, 22, 24, 26, 28, 30, 32, 24, 36, 38, 40, 42	(5)
36 of 41	1, 3, 5, 7, 9, 11, 13	(5)
37 of 41	4-7	(5)
38 of 41	2, 37-40	(6)
39 of 41	2, 4-14	(6)
40 of 41	1, 2, 4-32	(6)

*Where only line numbers and not columns are referenced, the material highlighted on the lines identified is the information sought to be protected from public disclosure.



**JUSTIFICATION FOR CONFIDENTIAL TREATMENT
OF EVALUATION OF TRANSPORTATION BIDS**

<u>Page</u>	<u>Column</u>	<u>Line No.</u>	<u>Rationale</u>
2 of 59		21, 24, 26, 29, 31, 33	(7)
3 of 59		1, 2, 4, 6, 7, 9, 12, 26, 27	(7)
3 of 59		17, 18	(8)
5 of 59	1	1-7	(9)
5 of 59	3, 5, 7	1-8	(7)
5 of 59	4, 6, 8	1-8	(13)
6 of 59	1	1-7	(9)
6 of 59	3, 5, 7, 11	1-8	(7)
6 of 59	4, 6, 8, 9	1-8	(13)
6 of 59	10	1-7	(10)
6 of 59		9-10	(3)
7 of 59	1	1-7	(9)
7 of 59	3, 5, 9	1-8	(7)
7 of 59	4, 6, 7	1-8	(13)
7 of 59	8	1-7	(10)
7 of 59		9	(3)
8 of 59	1	1-7	(9)
8 of 59	3, 5, 9	1-8	(7)
8 of 59	4, 6, 7	1-8	(13)
8 of 59	8	1-7	(10)
8 of 59		9	(3)

Page	Column	Line No.	Rationale
9 of 59	1	2-8, 10-12	(9)
9 of 59	1	13-14	(2)
9 of 59	3-5	1	(7)
9 of 59	3-5	9, 10, 12	(12)
9 of 59	6, 8	9-13	(7)
9 of 59	7, 10	9-13	(13)
9 of 59	9	9-13	(3)
10 of 59	4-9	1-27	(7)
11 of 59	2-4	1-8, 10-14	(7)
11 of 59	2-4	9	(6)
11 of 59	2-4	4, 7	(14)
12 of 59 through 49 of 59		Entire content of these pages	(19)
50 of 59		1-6	(7)
50 of 59		2, 5	(3)
51 of 59		1-7, 10	(7)
51 of 59		4	(3)
51 of 59		8, 9	(8)
51 of 59		11	(15)
53 of 59	1	1-7	(9)
53 of 59	3, 5, 7	1-8	(7)
53 of 59	4, 6, 8	1-8	(13)

<u>Page</u>	<u>Column</u>	<u>Line No.</u>	<u>Rationale</u>
54 of 59	1	1-7	(9)
54 of 59	3, 5, 7, 11	1-8	(7)
54 of 59	4, 6, 8, 9	1-8	(13)
54 of 59	10	1-7	(10)
54 of 59		9, 10	(3)
55 of 59	1	1-7	(9)
55 of 59	3, 5, 9	1-8	(7)
55 of 59	4, 6, 7	1-8	(13)
55 of 59	8	1-7	(10)
55 of 59		9	(3)
56 of 59	1	1-7	(9)
56 of 59	3, 5, 9	1-8	(7)
56 of 59	4, 6, 7	1-8	(13)
56 of 59	8	1-7	(10)
57 of 59	1	2-8, 10-12	(9)
57 of 59	1	13-14	(2)
57 of 59	3-5	1	(7)
57 of 59	3-5	9, 10, 12	(12)
57 of 59	6, 8	9-13	(7)
57 of 59	7, 10	9-13	(13)
57 of 59	9	9-13	(3)
58 of 59	4-9	1-27	(7)

<u>Page</u>	<u>Column</u>	<u>Line No.</u>	<u>Rationale</u>
59 of 59	2-4	1-8, 10-14	(7)
59 of 59	2-4	9	(6)
59 of 59	2-4	4, 7	(14)

**JUSTIFICATION FOR CONFIDENTIAL TREATMENT OF PORTIONS OF COAL
TRANSPORTATION AGREEMENT BETWEEN TAMPA ELECTRIC COMPANY
AND TECO TRANSPORT & TRADE CORPORATION DATED OCTOBER 14, 1988**

<u>Page</u>	<u>Line No.</u>	<u>Rationale</u>
8 of 79	1-7	(1)
9 of 79	1-27	(1)
10 of 79	1-15	(1)
16 of 79	8, 9, 14, 15, 17, 19, 21, 22	(3)
23 of 79	11, 14, 17, 20, 22, 24, 26, 28	(5)
24 of 79	4, 6, 8, 9, 12, 14, 16, 18, 20, 22, 24, 26, 28	(5)
25 of 79	18, 19, 20, 21	(5)
25 of 79	25, 26, 27	(4)
26 of 79	1-26	(4)
27 of 79	1-25	(4)
28 of 79	1-14	(4)
32 of 79	10-13	(1)
55 of 79	1-20	(20)
56 of 79	1-18	(20)
57 of 59	1, 38-41	(6)
58 of 79	1-14	(6)
59 of 79	1-29	(6)
60 of 79	1-10	(6)
62 of 79	25-28	(5)
63 of 79	14-32	(5)

<u>Page</u>	<u>Line No.</u>	<u>Rationale</u>
64 of 79	19-29	(5)
65 of 79	3, 5, 9, 10	(4)
69 of 79	2-31	(5)
70 of 79	2-31	(5)
71 of 79	2-13	(5)
72 of 79	2-15	(5)
73 of 79	2-11	(5)
77 of 79	4-5	(21)
78 of 79	11-12, 17-19	(21)
79 of 79	11-12, 17-19	(1)

**JUSTIFICATION FOR PROPOSALS THAT TAMPA ELECTRIC COMPANY
RECEIVED AS A RESULT OF ITS AUGUST 12, 1997 SOLICITATION**

<u>Page</u>	<u>Line No.</u>	<u>Rationale</u>
2 of 52	22	(22)
3 of 52	4, 5, 8, 11-13, 15	(22)
4 of 52	9, 16	(22)
11 of 52	15-29	(22)
12 of 52	3-12	(22)
12 of 52	13, 15, 16, 19	(22)
12 of 52	25-26	(22)
13 of 52	1-2	(22)
21 of 52	15	(22)
21 of 52	18, 20, 22	(22)
22 of 52	1-3	(23)
22 of 52	23	(22)
32 of 52	4, 7-18	(22)
33 of 52	2-21	(22)
34 of 52	1, 5-6	(23)
34 of 52	11, 13	(22)
38 of 52	16-17	(22), (23)
38 of 52	28	(23)
39 of 52	6, 14	(23)
42 of 52	4-8	(16)
48 of 52	4, 8-22	(22)

<u>Page</u>	<u>Line No.</u>	<u>Rationale</u>
49 of 52	3-22	(22)

Rationale for Confidentiality:

- (1) Disclosure of the highlighted details would likely either discourage other potential suppliers from submitting bids in the future or cause them to structure bids in such a way as to cause Tampa Electric and ultimately its electric customers to pay more for transportation services in the future by affording the other bidders a competitive advantage by "bidding up" the prices paid to TECO Transport Corporation. As such, the information in question is entitled to confidential treatment under Section 366.093(3)(d), Florida Statutes, as information concerning bids or other contractual data, the disclosure of which would impair the efforts of a public utility or its affiliates to contract for goods or services on favorable terms.
- (2) Disclosure of the amounts highlighted on these lines would afford rail transportation suppliers knowledge as to how much of Tampa Electric's coal transportation needs are intended to be supplied by rail versus waterborne transportation. Armed with this information, the rail transportation suppliers could structure their rates to maximize the profits they derive from Tampa Electric. This would cause Tampa Electric and its customers to pay higher rail rates than might otherwise be the case. As such, this information is entitled to confidential treatment under Section 366.093(3)(d), Florida Statutes, as 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.
- (3) The highlighted information would disclose demurrage allowances and per day charges. Disclosure of this information would harm potential future bidders for this service with knowledge as to the negotiated allowances and charges Tampa Electric could be expected to agree to. This would give potential future bidders for this service leverage in negotiating demurrage allowances and per day charges. As such, public disclosure of this information could cause Tampa Electric and ultimately its customers to grant higher demurrage allowances and per charges in the future than would otherwise be the case if this information were not disclosed. As such, the information in question is entitled to protection under Section 366.093(3)(d), Florida Statutes, as constituting information concerning bids or other contractual data, the disclosure of which would impair the efforts of a public utility or its affiliates to contract for goods or services on favorable terms.
- (4) The information highlighted discloses the timing and manner of adjustments to rates under the contract. At some point in the future Tampa Electric's prices under this agreement will become public record. Disclosing this information would facilitate a potential future bidder's calculation of the rates in effect at the time is being prepared.

This would tend to provide the bidder a floor on proposed bids for transportation services on a going-forward basis. As such, the information in question is entitled to confidential treatment under Section 366.093(3)(d), Florida Statutes, as information concerning bids or other contractual data, the disclosure of which would impair the efforts of a public utility or its affiliates to contract for goods or services on favorable terms.

- (5) The highlighted information in question discloses the actual negotiated river transportation rates broken down by fixed and variable components, the fuel component and the total rate. Public disclosure of this information would provide potential future bidders with valuable information with which to structure future bids to exact the highest price possible from Tampa Electric for transportation services. This would work to the detriment of Tampa Electric and its customers. As such, the information in question is entitled to confidential treatment under Section 366.093(3)(d), Florida Statutes, as information concerning bids or other contractual data, the disclosure of which would impair the efforts of a public utility or its affiliates to contract for goods or services on favorable terms. Disclosure of this information would also harm TECO Transport Corporation (and ultimately Tampa Electric and its customers) by affording other potential shippers with information they could use to negotiate lower than otherwise available transportation rates with TECO Transport Corporation. This would be harmful to the competitive interests of TECO Transport Corporation.
- (6) The highlighted information discloses how to calculate the escalation rates. At some point in the future Tampa Electric's prices paid under this agreement will be disclosed. In order to protect the company's ability to obtain favorable rates in the future, this information needs to be protected. In addition, coal suppliers can use this information to their advantage by knowing the transportation advantage the particular coal supplier has over other potential suppliers. This can be factored into future bids to give the coal supplier with this information a strategic advantage over his competitors, ultimately to the detriment of Tampa Electric and its customers. As such, the information in question is entitled to confidential treatment under Section 366.093(3)(d), Florida Statutes, as information concerning bids or other contractual data, the disclosure of which could impair the efforts of a public utility or its affiliates to contract for goods or services on favorable terms.
- (7) The highlighted amounts reflect dollar components of actual contractual bids or negotiated demurrage rates proposed by the various bidders filing in response to Tampa Electric's August 12, 1997 bid solicitation. The amounts in question could be used by other potential bidders wanting to provide transportation service to Tampa Electric, and other potential shippers wishing to negotiate transportation service by TECO Transport Corporation, to develop a better understanding of the available market rates. This could work to the detriment of Tampa Electric and its transportation affiliate. As such, the information in question is entitled to confidential treatment under Section 366.093(3)(d), Florida Statutes, as information concerning bids or other contractual data, the disclosure of which would impair the efforts of a public utility or its affiliates to contract for goods or services on favorable terms.

- (8) The information in question discloses Tampa Electric's internal assumptions and plans as to the extent to which its coal shipments will require terminal storage. If made public, this information could be used by a competing terminal operator to structure a future bid in such a way as to drive up the costs (or reduce the margins) of Tampa Electric's affiliate, TECO Transport Corporation, for terminal services. This could be very harmful to the affiliate and result in Tampa Electric having to pay higher terminal charges than it might otherwise obtain in future biddings. As such, the information in question is entitled to confidential treatment under Section 366.093(3)(d), Florida Statutes, as information concerning bids or other contractual data, the disclosure of which would impair the efforts of a public utility or its affiliates to contract for goods or services on favorable terms.
- (9) Disclosing terminal information would indicate where Tampa Electric intends to purchase coal and in what amounts (tons). As such, this would provide valuable information to coal suppliers which would have an upward effect on the price they offer to Tampa Electric. As such, the information in question is entitled to confidential treatment under Section 366.093(3)(d), Florida Statutes, as information concerning bids or other contractual data, the disclosure of which would impair the efforts of a public utility or its affiliates to contract for goods or services on favorable terms.
- (10) Disclosure of the miles enables one to determine the terminal location which keys in the applicability of Rationale No. 9.
- (11) This information would disclose the details of how liquidated damages are calculated for shortfalls in cargo tenders under the agreement. This would disclose what Tampa Electric is willing to agree to insofar as liquidated damages are concerned under this negotiated contract. This would present a potential floor of liquidated damages to any carrier bidding or negotiating with Tampa Electric for future services. As such, the information in question is entitled to protection under Section 366.093(3)(d), Florida Statutes, as constituting information concerning bids or other contractual data, the disclosure of which would impair the efforts of a public utility or its affiliates to contract for goods or services on favorable terms.
- (12) This information can be used to derive terminal/rail breakout. Therefore, disclosure of the amounts highlighted on these lines would afford rail transportation suppliers knowledge as to how much of Tampa Electric's coal transportation needs are intended to be supplied by rail versus waterborne transportation. Armed with this information, the rail transportation suppliers could structure their rates to maximize the profits they derive from Tampa Electric. This would cause Tampa Electric and its customers to pay higher rail rates than might otherwise be the case. As such, this information is entitled to confidential treatment under Section 366.093(3)(d), Florida Statutes, as 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.

- (13) This information can be used with other published information to derive actual per ton rate bids, which are in need of protection as described in No. 7 above. As such, this information is entitled to confidential treatment under Section 366.093(3)(d), Florida Statutes, as 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.
- (14) The information in question shows how the rate is broken down – how much applies to fuel and how much of it varies based on inflation. The person having this information could calculate the actual rates over time. This could adversely affect Tampa Electric in future bid proceedings. As such, this information is entitled to confidential treatment under Section 366.093(3)(d), Florida Statutes, as 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.
- (15) The information in question provides the pricing of the services. As such, this information is entitled to confidential treatment under Section 366.093(3)(d), Florida Statutes, as 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.
- (16) This information is proprietary information supplied by the bidder to Tampa Electric to enable us to evaluate their background. Disclosing this publicly would chill the bidders future willingness to supply background information and, thus, would harm our ability to accurately evaluate bids. As such, this information is entitled to confidential treatment under Section 366.093(3)(d), Florida Statutes, as 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.
- (17) These values are taken from TECO Transport Corporation's business portfolio (business plan). Disclosure of this information could place Tampa Electric's affiliate at a competitive disadvantage in future business negotiations had harm its economic interests. As such, this information is entitled to confidential treatment under Section 366.093(3)(d), Florida Statutes, as 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.
- (18) The highlighted portions of this section of the agreement reveal negotiated details of the vessel nomination, lay days and shore equipment provisions of the agreement. Disclosing this information publicly could result in Tampa Electric not being able to secure more favorable treatment in future transportation agreements and could similarly disadvantage TECO Transport Corporation in its future negotiations with other shippers. As such, this information is entitled to confidential treatment under Section 366.093(3)(d), Florida Statutes, as 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.

- (19) All of the material contained in this draft evaluation report consists of proprietary and confidential work product of Mercer Management Consulting, a consulting firm employed by Tampa Electric to evaluate various transportation and terminal service proposals submitted to the company. Disclosure of this report would break the understanding of confidentiality between Tampa Electric and its consultant. This report sets forth in detail the evaluation methodology used by Mercer, including the result of its considerable research and analysis of the transportation and terminal services markets – the very type of information from which Mercer derives its consulting income. Public disclosure of this report could harm Tampa Electric's ability to secure this type of consulting services to evaluate future bids. As such, this information is entitled to confidential treatment under Section 366.093(3)(d), Florida Statutes, as 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.
- (20) Disclosure of this method of applying rates to monthly tonnages could enable other coal suppliers and coal transportation companies to project future pricing of these transportation services and give them an advantage in bidding on coal and coal transportation for Tampa Electric. Disclosure of this information could also adversely affect Tampa Electric's transportation affiliate in its ability to compete for providing transportation services for other shippers. As such, this information is entitled to confidential treatment under Section 366.093(3)(d), Florida Statutes, as 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.
- (21) This material discloses the negotiated capacity charge amount broken down by component and by segment. Disclosure of these amounts would provide a competitive advantage to other transportation providers in future bidding. This could increase Tampa Electric's transportation expense over time. It could also harm the competitive position of Tampa Electric's affiliate in its efforts to negotiate the best price possible for providing transportation services for other shippers. As such, this information is entitled to confidential treatment under Section 366.093(3)(d), Florida Statutes, as 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.
- (22) The requested information is a specific bid component rate of dollar amount, the disclosure of which would provide a competitive advantage to other bidders in future bid negotiations that could ultimately work to the disadvantage of Tampa Electric and its customers. As such, this information is entitled to confidential treatment under Section 366.093(3)(d), Florida Statutes, as 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.

- (23) This information discloses information regarding the extent to which a bidder proposes to escalate or adjust a rate, the disclosure of which would provide a competitive advantage to other bidders in future bid negotiations that could ultimately work to the disadvantage of Tampa Electric and its customers. As such, this information is entitled to confidential treatment under Section 366.093(3)(d), Florida Statutes, as 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.