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June 25, 2009

HAND DELIVERED

RECEIVED-FPSC
09 JUN 25 PM 4: 00
COMMISSION
CLERK

Ms. Ann Cole, Director
Office of Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Re: Commission review of numeric conservation goals (Tampa Electric Company);
FPSC Docket No. 080409-EG

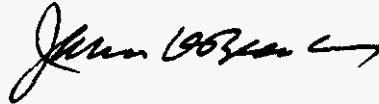
Dear Ms. Cole:

Enclosed for filing in the above docket, on behalf of Tampa Electric Company, are the original and fifteen (15) copies of Tampa Electric Company's Objections to NRDC's and SACE's Second Request for Production of Documents (Nos. 4-13).

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

- COM _____
- ECR 2 _____
- GCL 2 _____
- OPC _____
- RCP _____
- SSC _____
- SGA _____
- ADM _____
- CLK _____

cc: All parties of record (w/enc.)

DOCUMENT NUMBER-DATE

06384 JUN 25 8

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Commission review of numeric conservation goals (Florida Power & Light Company).

DOCKET NO. 080407-EG

In re: Commission review of numeric conservation goals (Progress Energy Florida, Inc.).

DOCKET NO. 080408-EG

In re: Commission review of numeric conservation goals (Tampa Electric Company).

DOCKET NO. 080409-EG

In re: Commission review of numeric conservation goals (Gulf Power Company).

DOCKET NO. 080410-EG

In re: Commission review of numeric conservation goals (Florida Public Utilities Company).

DOCKET NO. 080411-EG

In re: Commission review of numeric conservation goals (Orlando Utilities Commission).

DOCKET NO. 080412-EG

In re: Commission review of numeric conservation goals (JEA).

DOCKET NO. 080413-EG

FILED: June 25, 2009

**TAMPA ELECTRIC COMPANY'S OBJECTIONS TO NRDC'S AND SACE'S
SECOND REQUEST FOR PRODUCTION OF DOCUMENTS (NOS. 4-13)**

Tampa Electric Company ("Tampa Electric" or "the company"), pursuant to Rule 1.350, Florida Rules of Civil Procedure, and Rule 28-106.206, Florida Administrative Code, submits the following objections to the Natural Resources Defense Council' ("NRDC's") and Southern Alliance for Clean Energy's ("SACE's") Second Request for Production of Documents (Nos. 4-13).

DOCUMENT NUMBER-DATE

06384 JUN 25 8

FPSC-COMMISSION CLERK

I. Preliminary Nature of Objections

Tampa Electric's objections stated herein are preliminary in nature. Tampa Electric is furnishing its objections consistent with the time frame set forth in the Commission's Order Consolidating Dockets and Establishing Procedure, Order No. PSC-08-0816-PCO-EG dated December 18, 2008 (as revised by Order No. PSC-09-0152-PCO-EG dated March 12, 2009), and Rule 1.190(e), Florida Rules of Civil Procedure. Should additional grounds for objection be discovered as Tampa Electric develops its responses, Tampa Electric reserves the right to supplement or modify its objections up to the time it serves its responses. Should Tampa Electric determine that a protective order is necessary regarding any of the information requested of Tampa Electric, Tampa Electric reserves the right to file a motion with the Commission seeking such an order at the time its response is due.

II. General Objections

Tampa Electric objects to each and every request for documents that calls for information protected by the attorney-client privilege, the work product doctrine, the accountant-client privilege, the trade secret privilege or any other applicable privilege or protection afforded by law, whether such privilege or protection appears at the time response is first made or is later determined to be applicable for any reason. Tampa Electric in no way intends to waive such privilege or protection. The nature of the document(s), if any, will be described in a privilege log prepared by Tampa Electric.

In certain circumstances, Tampa Electric may determine, upon investigation and analysis, that information responsive to certain discovery requests to which objections are not otherwise asserted are confidential and proprietary and should not be produced without provisions in place to protect the confidentiality of the information, if at all. By agreeing to provide such

information in response to such request, Tampa Electric is not waiving its right to insist upon appropriate protection of confidentiality by means of a protective order or other action to protect the confidential information requested. Tampa Electric asserts its right to require such protection of any and all documents that may qualify for protection under the Florida Rules of Civil Procedure and other applicable statutes, rules and legal principles.

Tampa Electric is a large corporation with employees located in many different locations. In the course of business, Tampa Electric creates numerous documents that are not subject to Florida Public Service Commission or other governmental record retention requirements. These documents are kept in numerous locations and frequently are moved from site to site as employees change jobs or as business is reorganized. Therefore, it is possible that not every relevant document may have been consulted in developing Tampa Electric's responses. Rather, these responses provide all the information that Tampa Electric obtained after a reasonable and diligent search conducted in connection with these discovery requests. To the extent that the discovery requests propose to require more, Tampa Electric objects on the grounds that compliance would impose an undue burden or expense on it.

Tampa Electric objects to any production location other than Tampa Electric's offices at 702 N. Franklin Street, Tampa, Florida.

Tampa Electric objects to each request to the extent that it seeks information that is not relevant to the subject matter of these dockets and is not reasonably calculated to lead to the discovery of admissible evidence.

Tampa Electric objects to each request to the extent it is vague, ambiguous, overly broad, imprecise, or utilizes terms that are subject to multiple interpretations but are not properly defined or explained for purposes of such discovery requests. Any responses provided by Tampa

Electric to NRDC's and SACE's Second Request for Production of Documents (Nos. 4-13) will be provided subject to, and without waiver of, the foregoing objection.

Tampa Electric objects to each discovery request to the extent that the information requested constitutes "trade secrets" which are privileged pursuant to Sections 90.506 and 366.093(3)(a), Florida Statutes.

Tampa Electric also objects to these discovery requests to the extent they call for Tampa Electric to prepare information in a particular format or perform calculations or analyses not previously prepared or performed as purporting to expand Tampa Electric's obligations under applicable law. Tampa Electric will comply with its obligations under the applicable rules of procedure.

Tampa Electric objects to providing information to the extent that such information is already in the public record before the Florida Public Service Commission and available to NRDC and SACE through normal procedures.

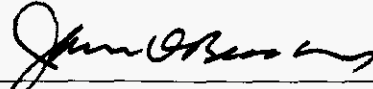
Tampa Electric objects to each discovery request and any definitions and instructions that purpose to expand Tampa Electric's obligations under applicable law.

In addition, Tampa Electric reserves its right to count discovery requests and their sub-parts as permitted under the applicable rules of procedure and Order No. PSC-08-0816-PCO-EG, in determining whether it is obligated to respond to additional requests served by any party.

Notwithstanding any of the foregoing general objections and without waiving these objections, Tampa Electric intends in good faith to respond to NRDC's and SACE's discovery requests.

DATED this 25th day of June, 2009.

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 Objections to NRDC and SACE's Second Request for Productions of Documents (Nos. 4-13), filed on behalf of Tampa Electric Company, has been furnished by hand delivery(*) or U. S. Mail on this 25 day of June 2009 to the following:

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