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11 OCT -3 PM 2:21

COMMISSION
CLERK

October 3, 2011

HAND DELIVERED

claim of confidentiality
 notice of intent
 request for confidentiality
 filed by OPC

For DN 07172-11 which
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Ms. Ann Cole, Director
Division of Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re: Fuel and Purchased Power Cost Recovery Clause with Generating
Performance Incentive Factor; FPSC Docket No. 110001-EI

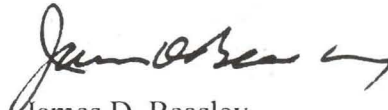
Dear Ms. Cole:

Enclosed for filing in the above docket are the original and seven (7) copies of Tampa Electric Company's Request for Confidential Classification and Motion for Temporary Protective Order regarding portions of its answers to the Florida Public Service Commission Staff's Sixth Set of Interrogatories No. 40.

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.)

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FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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

DOCKET NO. 110001-EI

FILED: October 3, 2011

**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)

Tampa Electric's answers to the Florida Public Service Commission Staff's Sixth Set of Interrogatories (No. 40), a single copy of which is being simultaneously filed with the Commission on a confidential basis under a separate transmittal letter. Bates Stamp pages 1-6 contain certain information ("Confidential Information") highlighted in yellow. 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

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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 propriety 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

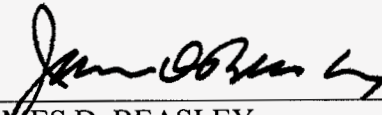
6. Tampa Electric requests that the Confidential Information be treated by the Commission as confidential proprietary business information for at least the 18 month period

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 3rd day of October 2011.

Respectfully submitted,



JAMES D. BEASLEY
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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 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 hand delivery (*) or U. S. Mail on this 3rd day of October, 2011 to the following:

Ms. Lisa C. Bennett*
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AFFIRM
316 Maxwell Road, Suite 400
Alpharetta, GA 30009



ATTORNEY

**JUSTIFICATION FOR CONFIDENTIAL TREATMENT OF
HIGHLIGHTED PORTIONS OF TAMPA ELECTRIC'S RESPONSES TO
STAFF'S SIXTH SET OF INTERROGATORIES (FILED OCTOBER 3, 2011)**

<u>Interrogatory No.</u>	<u>Bates Page Nos.</u>	<u>Detailed Description</u>	<u>Rationale</u>
40	1-6	The Highlighted Information	(1)

- (1) The information contained on the listed pages contain hedged fuel prices mark-to-market savings or losses, hedged volume of natural gas, fixed prices of hedging transaction and hedging percentages, all of which types of information have been recognized by the Commission on numerous occasions to constitute proprietary confidential business information the disclosure of which would be harmful to Tampa Electric's ability to contract for goods and services on favorable terms and, likewise, the disclosure of which would be harmful to the competitive interests of Tampa Electric. See, for example, Order Nos. PSC-07-0859-CFO-EI and PSC-07-9860-CFO-EI. This specific type of information described in section 366.093(3)(d) and (e), Florida Statutes, as being entitled to confidential protection and exemption from the Public Records Law.

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) attached x

Public Version(s) of the Document(s) previously filed on _____

REDACTED

REDACTED

TAMPA ELECTRIC COMPANY
DOCKET NO. 110001-EI
STAFF'S SIXTH SET OF
INTERROGATORIES
INTERROGATORY NO. 40
PAGE 1 OF 6
FILED: OCTOBER 3, 2011

40. Staff is asking for the following information to assist in analyzing whether Tampa Electric Company's (TECO) hedging activities were prudent. Specifically, staff needs to understand and be satisfied that TECO paid market prices for swaps, options, and any other hedging instruments for each fuel type.
- a. For realized (actual) hedging gains and losses for the twelve months beginning August 1, 2010 and ending July 31, 2011 associated with swap contracts for natural gas, please provide the following information: (1) the transaction date (the date the swap was entered into) for the swap; (2) the fixed price for the swap; (3) the month or period in the future the swap is covering; and (4) the corresponding NYMEX futures price for the future month or period for natural gas on the transaction date of the swap. Please provide your responses in a schedule format.
 - b. For interrogatory 40a. [sic] above, please explain any difference between the swap fixed price and the corresponding futures or forward price for the future period (the period being hedged) that is greater than 5 percent of the swap fixed price.
 - c. For realized (actual) hedging gains and losses for the twelve months beginning August 1, 2010 and ending July 31, 2011 associated with options for natural gas prices, please provide the following information: (1) the transaction date for the option; (2) the option price or premium; (3) the type of option; (4) the time to expiration; and (5) the corresponding futures price, forward price, or comparable market price for the period on the transaction date of the option. Please provide your responses in a schedule format.
 - d. For interrogatory 40c.[sic] above, please explain any difference between the option price and the corresponding futures price, forward price, or comparable market price for the future period (the period being hedged) that is greater than 5 percent of the option price.

A. a. The requested information is provided in the table below.

Transaction Date	Fixed Price	Month of Swap	NYMEX Forward Price
11/5/2007		Nov-10	8.45
11/5/2007		Nov-10	8.45
11/9/2007		Nov-10	8.39
8/25/2008		Aug-10	8.79
8/25/2008		Aug-10	8.79
8/29/2008		Aug-10	8.68

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Transaction Date	Fixed Price	Month of Swap	NYMEX Forward Price
8/29/2008		Aug-10	8.68
9/30/2008		Sep-10	8.38
10/10/2008		Oct-10	7.89
11/14/2008		Nov-10	7.99
12/1/2008		Nov-10	8.01
12/1/2008		Dec-10	8.33
12/4/2008		Aug-10	7.11
12/4/2008		Sep-10	7.11
12/4/2008		Oct-10	7.11
12/4/2008		Aug-10	7.11
12/4/2008		Sep-10	7.11
12/4/2008		Oct-10	7.11
12/4/2008		Aug-10	7.37
12/4/2008		Dec-10	8.07
12/4/2008		Dec-10	8.07
1/28/2009		Jan-11	7.60
2/17/2009		Feb-11	7.18
2/18/2009		Aug-10	6.02
3/31/2009		Mar-11	6.80
3/31/2009		Sep-10	5.94
4/16/2009		Sep-10	6.02
4/16/2009		Oct-10	6.11
4/22/2009		Aug-10	5.60
4/22/2009		Sep-10	5.60
4/22/2009		Oct-10	5.60
4/29/2009		Apr-11	6.32
5/21/2009		Apr-11	6.56
5/21/2009		May-11	6.56
5/21/2009		Apr-11	6.56
5/22/2009		Aug-10	6.03
5/22/2009		Sep-10	6.08
5/22/2009		Oct-10	6.17
6/1/2009		Nov-10	6.90
6/29/2009		Jun-11	6.66
6/29/2009		May-11	6.57
7/28/2009		Jul-11	6.43
9/3/2009		Aug-10	5.30
9/3/2009		Sep-10	5.38
10/14/2009		Aug-10	5.68
10/14/2009		Sep-10	5.68
10/14/2009		Oct-10	5.68

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Transaction Date	Fixed Price	Month of Swap	NYMEX Forward Price
10/23/2009		Aug-10	5.81
10/23/2009		Sep-10	5.81
10/23/2009		Oct-10	5.81
10/23/2009		Nov-10	5.81
10/23/2009		Dec-10	5.81
10/27/2009		Sep-10	5.97
10/27/2009		Aug-10	5.91
11/6/2009		Aug-10	5.40
11/6/2009		Aug-10	5.40
11/6/2009		Aug-10	5.40
11/6/2009		Sep-10	5.46
11/6/2009		Sep-10	5.46
11/6/2009		Sep-10	5.46
11/6/2009		Oct-10	5.60
11/6/2009		Oct-10	5.60
11/6/2009		Oct-10	5.60
11/24/2009		Nov-10	5.90
12/21/2009		Dec-10	6.66
12/21/2009		Jun-11	6.09
12/23/2009		Mar-11	6.73
1/27/2010		Jan-11	6.54
1/29/2010		Jul-11	5.93
1/29/2010		Jan-11	6.47
2/23/2010		Nov-10	5.52
2/23/2010		Nov-10	5.52
2/23/2010		Nov-10	5.52
2/23/2010		Dec-10	5.84
2/23/2010		Dec-10	5.84
2/23/2010		Dec-10	5.84
2/23/2010		Dec-10	5.84
2/23/2010		Feb-11	6.04
2/23/2010		Feb-11	6.04
2/23/2010		Feb-11	6.04
3/11/2010		Mar-11	5.61
3/11/2010		Mar-11	5.61
3/11/2010		Mar-11	5.61
3/31/2010		Aug-10	4.16
3/31/2010		Aug-10	4.16
4/8/2010		Aug-10	4.23
4/8/2010		Aug-10	4.23
4/26/2010		Apr-11	5.34

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Transaction Date	Fixed Price	Month of Swap	NYMEX Forward Price
4/26/2010		Oct-10	4.72
4/26/2010		Jan-11	5.68
4/27/2010		Oct-10	4.69
4/27/2010		Jan-11	5.69
4/27/2010		Jan-11	5.69
4/27/2010		Apr-11	5.34
5/4/2010		Aug-10	4.24
5/4/2010		Aug-10	4.24
5/4/2010		Sep-10	4.31
5/4/2010		Sep-10	4.31
5/4/2010		Sep-10	4.31
5/26/2010		Nov-10	4.78
5/26/2010		Nov-10	4.78
5/26/2010		Nov-10	4.78
5/26/2010		Feb-11	5.33
5/26/2010		Feb-11	5.33
5/26/2010		May-11	5.07
5/26/2010		May-11	5.07
5/26/2010		May-11	5.07
6/21/2010		Mar-11	5.49
6/21/2010		Jun-11	5.25
6/21/2010		Jun-11	5.25
6/21/2010		Mar-11	5.49
6/21/2010		Dec-10	5.49
6/22/2010		Sep-10	4.84
6/22/2010		Oct-10	4.91
6/22/2010		Jun-11	5.23
7/7/2010		Oct-10	4.67
7/8/2010		Oct-10	4.51
7/8/2010		Nov-10	4.84
7/8/2010		Dec-10	4.84
7/8/2010		Jan-11	4.84
7/8/2010		Feb-11	4.84
7/8/2010		Mar-11	4.84
7/8/2010		Apr-11	5.04
7/8/2010		Jul-11	5.17
7/8/2010		Apr-11	5.04
7/8/2010		May-11	5.04
7/8/2010		Jun-11	5.04
7/8/2010		Jul-11	5.04
7/26/2010		Oct-10	4.62

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Transaction Date	Fixed Price	Month of Swap	NYMEX Forward Price
7/26/2010		Apr-11	4.98
7/26/2010		Jul-11	5.09
7/27/2010		Jul-11	5.09
7/28/2010		Apr-11	4.97
7/28/2010		Apr-11	4.97
8/10/2010		Jan-11	4.95
8/10/2010		Mar-11	4.85
8/10/2010		May-11	4.74
8/10/2010		May-11	4.74
8/25/2010		Nov-10	4.13
8/25/2010		Nov-10	4.13
8/25/2010		Feb-11	4.56
8/25/2010		May-11	4.43
9/1/2010		Nov-10	4.06
9/1/2010		Dec-10	4.06
9/1/2010		Jan-11	4.06
9/1/2010		Feb-11	4.06
9/1/2010		Mar-11	4.06
9/1/2010		Nov-10	4.06
9/1/2010		Dec-10	4.06
9/1/2010		Jan-11	4.06
9/1/2010		Feb-11	4.06
9/1/2010		Mar-11	4.06
9/9/2010		Jun-11	4.49
9/24/2010		Dec-10	4.26
9/24/2010		Mar-11	4.37
9/24/2010		Jun-11	4.39
9/24/2010		Jun-11	4.39
9/27/2010		Dec-10	4.14
9/27/2010		Dec-10	4.14
9/27/2010		Jun-11	4.30
10/1/2010		Apr-11	4.22
10/1/2010		May-11	4.22
10/1/2010		Jun-11	4.22
10/1/2010		Jul-11	4.22
10/6/2010		Jan-11	4.37
10/6/2010		Feb-11	4.40
10/11/2010		Apr-11	4.24
10/11/2010		Jul-11	4.40
10/13/2010		Jul-11	4.39
10/14/2010		Feb-11	4.28

TAMPA ELECTRIC COMPANY
DOCKET NO. 110001-EI
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Transaction Date	Fixed Price	Month of Swap	NYMEX Forward Price
10/15/2010		Jan-11	4.17
10/18/2010		Dec-10	3.87
11/2/2010		Mar-11	4.11
11/3/2010		Apr-11	4.06
11/3/2010		May-11	4.09
11/3/2010		May-11	4.09
11/3/2010		Jun-11	4.14
11/3/2010		Jun-11	4.14
11/3/2010		Jul-11	4.21
11/3/2010		Jul-11	4.21
11/4/2010		Mar-11	4.09
12/29/2010		Jul-11	4.43
1/10/2011		Jun-11	4.47
2/8/2011		May-11	4.14
2/8/2011		Jul-11	4.26
2/10/2011		Jun-11	4.18
2/14/2011		Jul-11	4.18
3/4/2011		Jun-11	3.96
4/8/2011		Jun-11	4.11
4/8/2011		Jul-11	4.19
4/8/2011		Jul-11	4.19

- b. Calendar strip hedges cause the difference between the swap fixed price and the corresponding futures price referenced in the company's response to subpart (a), above, to exceed five percent of the swap fixed price. A calendar strip is a set of deals purchased in one increment that cover a span of time. One rate paid is for the entire strip; therefore the price does not correlate to a particular day in the market.
- c. Tampa Electric did not enter into options associated with natural gas.
- d. See the company's response to subpart (c) above.

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

Exhibit "C"

DOCUMENT NUMBER-DATE

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