

SECURITIES AND EXCHANGE COMMISSION

FORM 10-K/A

Annual report pursuant to section 13 and 15(d) [amend]

Filing Date: **2013-03-04** | Period of Report: **2012-12-31**  
SEC Accession No. [0001193125-13-089029](#)

([HTML Version](#) on [secdatabase.com](#))

FILER

**TECO ENERGY INC**

CIK:[350563](#) | IRS No.: [592052286](#) | State of Incorp.:**FL** | Fiscal Year End: **1231**  
Type: **10-K/A** | Act: **34** | File No.: [001-08180](#) | Film No.: [13660395](#)  
SIC: **4911** Electric services

Mailing Address  
*702 N FRANKLIN ST  
TECO PLAZA  
TAMPA FL 33602*

Business Address  
*702 N FRANKLIN ST  
TECO PLAZA  
TAMPA FL 33602  
8132284111*

---

---

**UNITED STATES  
SECURITIES AND EXCHANGE COMMISSION  
WASHINGTON, D.C. 20549**

---

**FORM 10-K/A  
Amendment No. 1**

---

**Annual Report Pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934**

For the fiscal year ended December 31, 2012

OR

**Transition Report Pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934**

For the transition period from \_\_\_\_\_ to \_\_\_\_\_

---

Commission File No.	Exact name of the Registrant as specified in its charter, state of incorporation, address of principal executive offices, telephone number	I.R.S. Employer Identification Number
1-8180	<b>TECO ENERGY, INC.</b>	59-2052286

(a Florida corporation)

TECO Plaza

702 N. Franklin Street

Tampa, Florida 33602

(813) 228-1111

---

Securities registered pursuant to Section 12(b) of the Act:

<u>Title of each class</u>	<u>Name of each exchange on which registered</u>
TECO Energy, Inc. Common Stock, \$1.00 par value	New York Stock Exchange

Securities registered pursuant to Section 12(g) of the Act: NONE

---

Indicate by check mark if the registrant is a well-known seasoned issuer, as defined in Rule 405 of the Securities Act. YES  NO

Indicate by check mark if the registrant is not required to file reports pursuant to Section 13 or Section 15(d) of the Exchange Act. YES  NO

Indicate by check mark whether the registrant (1) has filed all reports required to be filed by Section 13 or 15(d) of the Securities Exchange Act of 1934 during the preceding 12 months (or for such shorter period that the registrant was required to file such reports), and (2) has been subject to such filing requirements for the past 90 days. YES  NO

Indicate by check mark whether the registrant has submitted electronically and posted on its corporate Web site, if any, every Interactive Data File required to be submitted and posted pursuant to Rule 405 of Regulation S-T during the preceding 12 months (or for such shorter period that the registrant was required to submit and post such files). YES  NO

Indicate by check mark if disclosure of delinquent filers pursuant to Item 405 of Regulation S-K is not contained herein, and will not be contained, to the best of the registrant's knowledge, in definitive proxy or information statements incorporated by reference in Part III of this Form 10-K or any amendment to this Form 10-K.

Indicate by check mark whether the registrant is a large accelerated filer, an accelerated filer, a non-accelerated filer, or a smaller reporting company. See the definitions of "large accelerated filer," "accelerated filer" and "smaller reporting company" in Rule 12b-2 of the Exchange Act.

Large accelerated filer  Accelerated filer

Non-accelerated filer  Smaller reporting company

Indicate by check mark whether the registrant is a shell company (as defined in Rule 12b-2 of the Act). YES  NO

The aggregate market value of all common stock held by non-affiliates of the registrant as of June 29, 2012 was approximately \$3.85 billion based on the closing sale price as reported on the New York Stock Exchange.

The number of shares of TECO Energy, Inc.'s common stock outstanding as of Feb. 15, 2013 was 217,255,694.

#### DOCUMENTS INCORPORATED BY REFERENCE

Portions of the Definitive Proxy Statement relating to the 2013 Annual Meeting of Shareholders of TECO Energy, Inc. are incorporated by reference into Part III.

---

---

---

## EXPLANATORY NOTE

TECO Energy, Inc. is filing this Amendment No. 1 ("Form 10-K/A") to its Annual Report on Form 10-K for the year ended December 31, 2012, originally filed with the Securities and Exchange Commission on February 26, 2013 ("Form 10-K"), solely for the purpose of correcting information contained in Exhibit 95 thereto. Attached to this Form 10-K/A is an amended and restated Exhibit 95.

Except as described above, no other changes have been made to the Form 10-K. This Form 10-K/A does not reflect events occurring after the filing of the Form 10-K or modify, amend or update in any way any financial information or other disclosure contained in the Form 10-K other than as described above.

---

**SIGNATURES**

Pursuant to the requirements of Section 13 or 15(d) of the Securities Exchange Act of 1934, the Registrant has duly caused this report to be signed on its behalf by the undersigned, thereunto duly authorized.

TECO ENERGY, INC.

Dated: March 4, 2013

By: /s/ SANDRA W. CALLAHAN

SANDRA W. CALLAHAN

Senior Vice President-Finance and Accounting and  
Chief Financial Officer (Chief Accounting Officer)  
(Principal Financial and Principal Accounting Officer)

---

## INDEX TO EXHIBITS

<u>Exhibit</u> <u>No.</u>	<u>Description</u>
31.1	Certification of the Chief Executive Officer of TECO Energy, Inc. pursuant to Securities Exchange Act Rules 13a-14(a) and 15d-14(a) as adopted pursuant to Section 302 of the Sarbanes- Oxley Act of 2002.
31.2	Certification of the Chief Financial Officer of TECO Energy, Inc. pursuant to Securities Exchange Act Rules 13a-14(a) and 15d-14(a) as adopted pursuant to Section 302 of the Sarbanes- Oxley Act of 2002.
95	Mine Safety Disclosure.

**CERTIFICATIONS**

I, John B. Ramil, certify that:

1. I have reviewed this Amendment No. 1 to Annual Report on Form 10-K/A of TECO Energy, Inc.;
2. Based on my knowledge, this report does not contain any untrue statement of a material fact or omit to state a material fact necessary to make the statements made, in light of the circumstances under which such statements were made, not misleading with respect to the period covered by this report;

Date: March 4, 2013

/s/ J. B. RAMIL

---

J. B. RAMIL

President and Chief Executive Officer

(Principal Executive Officer)

**CERTIFICATIONS**

I, Sandra W. Callahan, certify that:

1. I have reviewed this Amendment No. 1 to Annual Report on Form 10-K/A of TECO Energy, Inc.;
2. Based on my knowledge, this report does not contain any untrue statement of a material fact or omit to state a material fact necessary to make the statements made, in light of the circumstances under which such statements were made, not misleading with respect to the period covered by this report;

Date: March 4, 2013

/s/ S.W. CALLAHAN

---

S.W. CALLAHAN

Senior Vice President-Finance and Accounting  
and Chief Financial Officer

(Chief Accounting Officer)

(Principal Financial and Principal Accounting Officer)



**MINE SAFETY DISCLOSURE**

TECO Coal's subsidiaries operate mining complexes that are subject to regulation by the Mine Safety and Health Administration (MSHA) under the U.S. Federal Mine Safety and Health Act of 1977 (the Mine Act). MSHA inspects TECO Coal mines on a regular basis and issues various citations and orders when it believes that a violation of the Mine Act, any health or safety standard, or any regulation has occurred. Set forth below is information regarding certain mining safety and health orders and citations issued by MSHA and related assessment and legal actions and mine related fatalities with respect to TECO Coal's mining operations. In evaluating this information, consideration should be given to factors such as: (i) the number of citations and orders will vary depending on the size and type (underground or surface) of the coal mine, (ii) the number of citations and orders issued will vary from inspector to inspector, and (iii) citations and orders can be contested and appealed, and as part of that process, may be reduced in severity and amount, and are sometimes dismissed.

For purposes of reporting regulatory matters under Section 1503(a) of the Dodd-Frank Wall Street Reform and Consumer Protection Act, the following table sets forth the total number of specific citations and orders issued by MSHA under the Mine Act, along with the total dollar value of the proposed civil penalty assessment, and the total number of fatalities during the current reporting period for each TECO Coal subsidiary that is acting as a coal mine operator, by individual mine. Information relating to the aggregate number of legal actions pending, initiated and resolved during the reporting period is also reported below for each of the mines.

For the year ended December 31, 2012 <sup>(1)(2)</sup>

Mine ID #	Section 104	Section 104(b)	Section 104(d)	Section 110(b)(2)	Section 107(a)	Proposed MSHA Assessments (in thousands)	Fatalities	Pending Legal Actions (3)(4)	Legal Actions Initiated (3)	Legal Actions Resolved During 2012 (3)
	Significant & Substantial Citations		Citations and Orders							
<i>Clintwood Elkhorn</i>										
15-16734	2	0	0	0	0	\$ 3	0	7	3	7
15-18524	0	0	0	0	0	0	0	0	0	0
15-19396	3	0	0	0	0	0	0	1	1	0
44-03010	12	0	0	0	0	8	0	17	14	0
44-07108	0	0	0	0	0	0	0	4	0	0
40-07199	28	0	0	0	0	30	0	29	25	0
YGX <sup>(5)</sup>	1	0	0	0	0	0	0	5	5	0
<b>Totals</b>	<b>46</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>\$ 41</b>	<b>0</b>	<b>63</b>	<b>48</b>	<b>7</b>
<i>Perry County</i>										
15-05485	21	0	0	0	0	\$ 13	0	22	14	5
15-18565 <sup>(6)</sup>	139	1	5	0	0	398	0	263	140	58
15-18662	113	0	18	0	0	1,288	0	386	150	28
15-19015	54	0	0	0	0	117	0	395	71	44
<b>Totals</b>	<b>327</b>	<b>1</b>	<b>23</b>	<b>0</b>	<b>0</b>	<b>\$ 1,816</b>	<b>0</b>	<b>1,066</b>	<b>375</b>	<b>135</b>
<i>Premier Elkhorn</i>										
15-16470	12	0	0	0	0	\$ 4	0	11	11	26
15-17360	0	0	0	0	0	0	0	2	0	0
15-18784	6	0	0	0	0	14	0	3	1	20
15-18823	6	0	0	0	0	6	0	15	10	0
15-18892	0	0	0	0	0	0	0	0	0	0
15-18946	4	0	0	0	0	7	0	3	0	5
15-19411	0	0	0	0	0	0	0	0	0	0
15-19590	0	0	0	0	0	0	0	0	0	0
15-19622	7	0	0	0	0	3	0	6	6	0
15-19642	0	0	0	0	0	0	0	0	0	0
15-19649	0	0	0	0	0	0	0	0	0	0
15-19650	0	0	0	0	0	0	0	0	0	0
A906 <sup>(7)</sup>	3	0	0	0	0	2	0	20	7	0
<b>Totals</b>	<b>38</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>\$ 36</b>	<b>0</b>	<b>60</b>	<b>35</b>	<b>51</b>
<b>Grand Totals</b>	<b>411</b>	<b>1</b>	<b>23</b>	<b>0</b>	<b>0</b>	<b>\$ 1,893</b>	<b>0</b>	<b>1,189</b>	<b>458</b>	<b>193</b>

1. Based on data obtained from MSHA Mine Data Retrieval System as of January 1, 2013.
2. No TECO Coal Coporation mining entity has received written notice that it meets the requirements of a Pattern of Violations (POV) or a Potential Pattern of Violations (PPOV) during the reporting period.
3. All of the Pending Legal Actions identified in this column are based on data contained in the MSHA Mine Data Retrieval System (MDRS) at the time of data retrieval for this report.
4. All of the Pending Legal Actions involve citations or orders referenced in Subpart B of 29 C.F.R. Part 2700 that are being contested by a TECO Coal Corporation subsidiary.

5. *YGX is the MSHA “Contractor Identification Number” assigned to Clintwood Elkhorn Mining Company for contracted engineering work performed at a mine that is operated by an independent contract mining company for Clintwood Elkhorn Mining Company.*
6. *The number of Significant &Substantial citations shown includes 1 citation that was subsequently vacated.*
7. *A-906 is the MSHA “Contractor Identification Number” assigned to Premier Elkhorn Coal Company for contracted engineering work performed at a mine that is operated by an independent contract mining company for Premier Elkhorn Coal Company.*