

AUSLEY & MCMULLEN

ATTORNEYS AND COUNSELORS AT LAW

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May 28, 1997

HAND DELIVERED

Ms. Blanca S. Bayo, Director  
Division of Records and Reporting  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

Re: Determination of appropriate cost allocation and  
regulatory treatment of total revenues associated with  
wholesale sales to Florida Municipal Power Agency and  
City of Lakeland by Tampa Electric Company;  
FPSC Docket No. 970171-EU

Dear Ms. Bayo:

Enclosed for filing in the above docket are two copies of  
Tampa Electric Company's Notice of Deposition of David Wheeler.


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

- ACK
- AFA
- APP  JDB/pp
- CAF  Enclosures
- CMU  cc: All Parties of Record (w/o enc.)
- CTR
- EAG
- LEG
- LIN
- OPC
- RCH
- SEC
- WAS
- OTH

RECEIVED & FILED  
  
DIVISION OF RECORDS & REPORTING

DOCUMENT NUMBER - DATE

05294 MAY 28 6

FPSC DIVISION OF RECORDS & REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Determination of appropriate )  
cost allocation and regulatory )  
treatment of total revenues associated )  
with wholesale sales to Florida )  
Municipal Power Agency and City of )  
Lakeland by Tampa Electric Company. )

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DOCKET NO. 970171-EU  
FILED: May 28, 1997

NOTICE OF DEPOSITION

TO: All Parties

Ms. Leslie Paugh  
Staff Counsel  
Division of Legal Services  
Florida Public Service  
Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

Mr. Gary Lawrence  
City of Lakeland  
501 East Lemon Street  
Lakeland, FL 33801-5079

Mr. Robert Williams  
FMPA  
7201 Lake Ellinor Drive  
Orlando, FL 32809

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

Mr. John Roger Howe  
Office of Public Counsel  
Room 812  
111 West Madison Street  
Tallahassee, FL 32399-1400

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

**PLEASE TAKE NOTICE** that Tampa Electric Company, by and through undersigned counsel, will take the deposition of MR. DAVID P. WHEELER, a witness for the Commission's Staff in the above proceeding, on Wednesday, June 4, 1997, commencing at 10:00 a.m. in Room 362 of the Gerald L. Gunter Building, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850.

This deposition will be taken upon oral examination before an official court reporter or other officer authorized by law to take depositions. The oral examination will continue from day to day until completed. The deposition will be taken pursuant to Rule 1.310, Fla. R. Civ. P. for the purpose of discovery, for use at trial, or both, or for such other purposes as are permitted under the applicable and governing rules.

The deponent is requested to bring with him all documents and other materials upon which he relied in preparing his direct testimony which is scheduled to be presented at the hearing in this docket.

**PLEASE BE GOVERNED ACCORDINGLY.**

DATED this 28<sup>th</sup> day of May, 1997.



LEE L. WILLIS  
JAMES D. BEASLEY  
KENNETH R. HART  
Ausley & McMullen  
Post Office Box 391  
Tallahassee, FL 32302  
(904) 224-9115

HARRY W. LONG, JR.  
TECO Energy, Inc.  
Post Office Box 111  
Tampa, Florida 33601-0111

ATTORNEYS FOR TAMPA ELECTRIC COMPANY

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true copy of the foregoing Notice of Deposition, filed on behalf of Tampa Electric Company, has been furnished by U. S. Mail or hand delivery (\*), and by separate facsimile prior to 12:30 p.m., on this 28<sup>th</sup> day of May, 1997 to the following:

Ms. Leslie Paugh\*  
Staff Counsel  
Division of Legal Services  
Florida Public Service  
Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

Mr. Gary Lawrence  
City of Lakeland  
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7201 Lake Ellinor Drive  
Orlando, FL 32809

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c/o The Florida Legislature  
111 West Madison St., Room 812  
Tallahassee, FL 32399-1400

  
ATTORNEY