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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

COMMISSION CLERK

In re: Review of Florida Power Corporation's earnings, including effects of proposed acquisition of Florida Power Corporation by Carolina Power & Light

Docket No. 000824-EI

Submitted for Filing November 19, 2001

FLORIDA POWER CORPORATION'S RESPONSE TO STAFF'S THIRD REQUEST FOR PRODUCTION OF DOCUMENTS

Pursuant to § 350.0611(1), Fla. Stat. (2000), Fla. Admin. Code R. 28-106.206, and Fla. R.

Civ. P.1.350, Florida Power Corporation ("FPC") responds to the Staff of the Florida Public Service Commission's ("Staff") Third Request for Production and states as follows:

GENERAL OBJECTIONS

FPC objects to the request that documents be produced at the Public Service

Commission, 2540 Shumard Oak Blvd, Gerald L. Gunter Building, Tallahassee, Florida 32399.

FPC is required only to produce documents at a reasonable time, place and manner.

APP
 CAF
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 LEG
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 PAI
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 SEC
 SER
 OTH

FPC objects to any request that calls for the production of documents 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 the response is first made to these requests or is later determined to be applicable based on the discovery of documents, investigation or analysis. FPC

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[Signature]

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FPSC-COMMISSION CLERK

in no way intends to waive any such privilege or protection.

In certain circumstances, FPC may determine upon investigation and analysis that documents that respond to certain requests to which objections are not otherwise asserted are confidential and proprietary and should be produced only under an appropriate confidentiality agreement and protective order, if at all. By agreeing to produce documents in response to this request, FPC is not waiving its right to insist upon appropriate protection of confidentiality by means of a confidentiality agreement and protective order. FPC hereby 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.

FPC objects to these requests to the extent they purport to require FPC to produce documents in the hands of Florida Progress Corporation, Progress Energy, Inc. FPC does not have an obligation under the rules to produce materials in the hands of these companies, but FPC agrees to do so in any event to expedite discovery, to the extent such documents are relevant to the issues in this case. FPC reserves the right to decline to produce any materials that are not pertinent to the issues in the case

FPC further objects to these requests and any definitions or instructions that purport to expand FPC's obligations under applicable law.

FPC objects to any request that requires the production of "all" or "each" as it cannot give assurances, even after a good faith and reasonably diligent attempt, that "all" or "each" responsive document will be found. Indeed, it may well be impossible to assure compliance with the exercise of reasonable diligence.

FPC incorporates by reference all of the foregoing general objections into each of its specific objections set forth below as though pleaded therein.

Moreover, to the extent documents responsive to the requests have been previously produced, FPC will not be reproducing these documents but will attempt to make appropriate cross-references between and amongst the various requests.

DOCUMENTS REQUESTED

- 11. Please provide all reports or reviews for FPC, Florida Progress, and Progress Energy, prepared by or for investment banking firms since January 1, 2000.**

FPC directs Staff to FPC's response to Citizens' request for production of documents 96.

- 12. Please provide all reports or analyses for FPC, Florida Progress, and Progress Energy, prepared by or for Standard & Poor's since January 1, 2000.**

FPC directs Staff to FPC's response to Citizens' request for production of documents 43 and 96.

- 13. Please provide all documentation from Standard & Poor's which recommends FPC maintain an actual equity ratio above a particular level (or actual debt ratio below a particular level) in order to maintain the utility's credit rating.**

FPC does not believe it has any documents responsive to this request.

- 14. Please provide all reports or analyses for FPC, Florida Progress, and Progress Energy, prepared by or for Moody's Investor Services since January 1, 2000.**

FPC directs Staff to FPC's response to Citizens' request for production of documents 43
STP#534260.03

and 96.

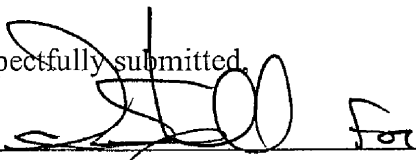
15. **Please provide all documentation from Moody's Investor Services which recommends FPC maintain an actual equity ratio above a particular level (or actual debt ratio below a particular level) in order to maintain the utility's credit rating.**

FPC does not believe it has any documents responsive to this request.

16. **Please provide all reports, reviews, and analyses prepared by or for FPC, Florida Progress, and Progress Energy since January 1, 1999, on the subject of equity ratio, debt ratio, capital structure, cost of capital, return on equity, or cost of debt.**

FPC will make documents responsive to this requests, if any, available at the offices of Carlton Fields in Tallahassee, Florida at a time convenient to the parties.

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Respectfully submitted,


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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of foregoing has been furnished via U.S. Mail to the following this 19th day of November 2001.

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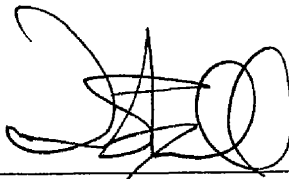
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