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May 30, 2003

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VIA FEDERAL EXPRESS

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

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

Dear Ms. Bayo:

Progress Energy Florida ("PEF" or the "Company") is filing herewith an original and
fifteen (15) copies of Notice of Filing Original Affidavit (Exhibit A) to Motion for Protective
Order against the Taking of Depositions of Gary Roberts and H. William Habermeyer, Jr.

We request you acknowledge receipt and filing of the above by stamping the additional
copy of this letter and returning it to me in the self-addressed, stamped envelope provided.

If you or your Staff have any questions regarding this filing, please contact me at (727)
821-7000.

Very truly yours,

Gary L. Sasso
Gary L. Sasso
jls

Enclosure

RECEIVED & FILED

FPSC-BUREAU OF RECORDS

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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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


Dated May 30, 2003

**NOTICE OF FILING ORIGINAL AFFIDAVIT (EXHIBIT A)
TO MOTION FOR PROTECTIVE ORDER AGAINST THE
TAKING OF DEPOSITIONS OF GARY ROBERTS AND
H. WILLIAM HABERMEYER, JR.**

Progress Energy Florida, Inc. hereby gives notice of filing the original affidavit of H. William Habermeyer, Jr., Exhibit A to the Motion for Protective Order Against the Taking of Depositions of Gary Roberts and H. William Habermeyer, Jr.

Respectfully submitted this 30th day of May, 2003.

James A. McGee
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Post Office Box 14042
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Attorneys for Progress Energy Florida, Inc.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of foregoing has been furnished via U.S. Mail to the following this 30th day of May, 2003.

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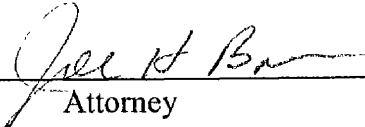
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Attorney

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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

Dated May 29, 2003 ---

AFFIDAVIT OF H. WILLIAM HABERMEYER, JR

STATE OF FLORIDA

COUNTY OF PINELLAS

BEFORE ME, the undersigned authority duly authorized to administer oaths, personally appeared H. William Habermeyer, Jr., who being first duly sworn, on oath deposes and says that:

1. My name is H. William Habermeyer, Jr. I am over the age of 18 years, and competent to give this affidavit in the above-styled proceeding. The facts recited in my Affidavit are based upon my personal knowledge and they are true.

2. I am the President and Chief Executive Officer ("CEO") of Florida Power Corporation d/b/a Progress Energy Florida, Inc.. In my position as President and CEO, I establish the goals and policies of the company in collaboration with other top executives. I meet frequently with subordinate executives to ensure that operations are implemented in accordance with these policies. Additionally, I delegate several responsibilities to subordinate executives who implement the company's policies on a day-to-day basis. My duties also include reporting to the Board of Directors on a regular basis.

3. My position at Progress Energy is very demanding and requires frequent travel and meetings with various officers within the company and other outside organizations. Attendance for a deposition in this case would seriously impair the performance of my duties and constitute a material hardship on both myself and Progress Energy.

4. I am aware of the fact that a dispute has arisen between Progress Energy and other interested parties concerning the amount of the refund owed by Progress Energy under the parties March 27, 2002 Settlement Agreement approved by the Commission to resolve all of the issues in Florida Power's rate case. I am also generally aware of the positions of the parties on these issues and the questions being presented to the Commission for its consideration. Recently, I became aware that Public Counsel and others were alleging that there have been improper ex parte communications between Progress Energy or its representatives and any Commissioner or the Commission Staff concerning the merits of Progress Energy's position.

5. Other than my general knowledge referenced above, I have not actively participated in nor am I aware of possessing any unique, direct, and/or relevant knowledge or information about this proceeding, nor have I been called upon by Progress Energy or its attorneys to provide testimony or evidence in this matter. To the extent that I do possess any information or knowledge relevant to this proceeding, such information or knowledge would be available through lower-level employees of Progress Energy who would have much more detailed information than I would have regarding matters relevant to this proceeding.

6. I have personally had no communications with the staff of the Public Service Commission or any Commissioner relating to the March 27, 2002 Settlement in the rate case or the amount of the refund that is or should be required.

7. I am also unaware of any ex parte communications that have occurred between any Progress Energy employee, consultant, or contractor and any Commissioner or the Commission Staff relating to the March 27, 2002 Settlement in the rate case or the amount of the refund that is or should be required.

8. This concludes my affidavit.

Further affiant sayeth not.

Dated the 29th day of MAY, 2003.

H. William Habermeyer
(Signature)
H. William Habermeyer.

Address:
100 Central Avenue
Saint Petersburg, Florida 33701

STATE OF FLORIDA

COUNTY OF PINELLAS

THE FOREGOING INSTRUMENT was sworn to and subscribed before me this 29th day of MAY, 2002 by H. William Habermeyer. He is personally known to me, or has produced his _____ driver's license, or his _____ as identification.

Anne M. Sheloski
(Signature)
ANNE M. SHELOSKI
(Printed Name)
NOTARY PUBLIC, STATE OF FLORIDA
4-12-2006
(Commission Expiration Date)
DD 0936 04
(Serial Number, If Any)

(AFFIX NOTARIAL SEAL)



Anne M. Sheloski
MY COMMISSION # DD093604 EXPIRES
April 12, 2006
BONDED THRU TROY FAJN INSURANCE, INC