

ORIGINAL

AUSLEY & McMULLEN

ATTORNEYS AND COUNSELORS AT LAW

227 SOUTH CALHOUN STREET
P.O. BOX 391 (ZIP 32302)
TALLAHASSEE, FLORIDA 32301
(850) 224-9115 FAX (850) 222-7560

April 15, 2004

HAND DELIVERED

RECEIVED-FPSC
ON APR 15 PM 3:21
COMMISSION
CLERK

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

Re: Review of Tampa Electric Company's waterborne transportation contract with
TECO Transport and associated benchmark; FPSC Docket No. 031033-EI

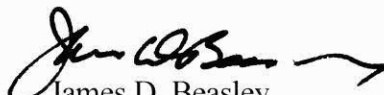
Dear Ms. Bayo:

Enclosed for filing in the above docket is the original and one copy of Tampa Electric
Company's Notice of Deposition Duces Tecum of Dr. Anatoly Hochstein.

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

- AUS _____
- CAF _____
- CMP _____
- COM _____
- CTR _____
- ECR _____
- GCL _____
- OPC _____
- MMS _____
- SEC 1
- OTH _____

cc: All Parties of Record (w/enc.)

RECEIVED & FILED


FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

04563 APR 15 03

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Review of Tampa Electric Company's)
Waterborne transportation contract with) DOCKET NO. 031033-EI
TECO Transport and associated benchmark.) FILED: April 15, 2004
_____)

NOTICE OF DEPOSITION DUCES TECUM

TO: Mr. Michael B. Twomey
Post Office Box 5256
Tallahassee, FL 32314-5256

PLEASE TAKE NOTICE THAT pursuant to Rule 1.310, Florida Rules of Civil Procedure, the undersigned will take the deposition of the following witness for Catherine L. Claypool, et al. ("Residential Customers") before a court reporter of Accurate Stenotype Reporters, Inc. in the downstairs conference room (main building) of the law firm of Ausley & McMullen, 227 South Calhoun Street, Tallahassee, FL 32302, as follows:

Deponent: Dr. Anatoly Hochstein
Date & Time: 10:00 A.M., Thursday, April 22, 2004

For the convenience of the deponent, Dr. Hochstein will be deposed via teleconference from his office at 1601 North Kent Street, Suite 912, Arlington, Virginia 22209.

This deposition is being taken for the purpose of discovery, for use at trial and for such other purposes as are permitted under the Florida Rules of Civil Procedure.

The deponent will bring with him to his deposition all documents relied upon by him in preparing his direct testimony filed in this proceeding specifically including, but not limited to, all documents identified or referred to in Dr. Hochstein's direct testimony or exhibits and all workpapers developed in the preparation of his testimony and exhibits. Specifically included among the documents the deponent is requested to bring with him to the deposition are all

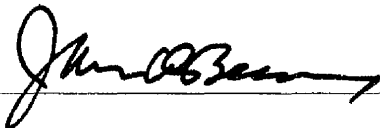
documents relating to the employment of Dr. Hochstein as a consultant or witness in this proceeding, specifically including all correspondence, telephone memoranda engagement letters and other agreements pertaining to Dr. Hochstein's employment as a consultant or witness in this proceeding. Dr. Hochstein is requested to provide copies of the requested documents to counsel for Tampa Electric 48 hours in advance of the commencement of the deposition in order to reduce the length of the deposition from what would be necessary if counsel for Tampa Electric were required to review such documents for the first time during Dr. Hochstein's deposition.

The examination of the deponent may continue from day to day until completed or may be adjourned to be reconvened at such later date as may be established by those in attendance at such deposition.

PLEASE BE GOVERNED ACCORDINGLY.

DATED this 15th day of April 2004.

LEE L. WILLIS
JAMES D. BEASLEY
JOHN P. FONS
Ausley & McMullen
Post Office Box 391
Tallahassee, FL 32303
(850) 224-9115

By:  _____
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 electronically (*) and by U. S. Mail on this 15th day of April 2004 to the following:

Mr. Wm. Cochran Keating III*
Senior Attorney
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

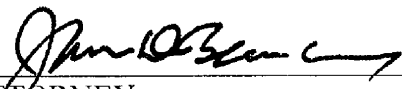
Ms. Vicki Gordon Kaufman*
Mr. Timothy J. Perry
McWhirter, Reeves, McGlothlin,
Davidson, Kaufman & Arnold, P.A.
117 S. Gadsden Street
Tallahassee, FL 32301

Mr. Robert Vandiver*
Associate Public Counsel
Office of Public Counsel
111 West Madison Street – Suite 812
Tallahassee, FL 32399-1400

Mr. John W. McWhirter, Jr.
McWhirter, Reeves, McGlothlin,
Davidson, Kaufman & Arnold, P.A.
400 North Tampa Street, Suite 2450
Tampa, FL 33601-5126

Mr. Michael B. Twomey*
Post Office Box 5256
Tallahassee, FL 32314-5256

Mr. Robert Scheffel Wright*
Mr. John T. LaVia, III
Landers & Parsons, P.A.
310 West College Avenue
Tallahassee, FL 32301



ATTORNEY