

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  
04 APR 15 PM 3:22  
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

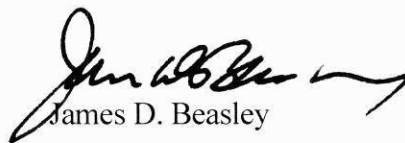
Dear Ms. Bayo:

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. Robert L. Sansom.

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

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

- AUS \_\_\_\_\_
- CAF \_\_\_\_\_
- CMP \_\_\_\_\_
- COM \_\_\_\_\_
- CTR \_\_\_\_\_
- ECR \_\_\_\_\_
- GCL \_\_\_\_\_
- OPC \_\_\_\_\_
- MMS \_\_\_\_\_
- SEC   I
- OTH \_\_\_\_\_

RECEIVED & FILED



FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

04564 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. Robert Scheffel Wright  
Landers & Parsons  
310 West College Avenue  
Tallahassee, FL 32301

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 CSX Transportation before a court reporter of Accurate Stenotype Reporters, Inc. in the offices of Landers & Parsons, P.A., 310 West College Avenue, Tallahassee, FL 32301, as follows:

**Deponent:** Dr. Robert L. Sansom  
**Date & Time:** 10:00 A.M., Wednesday, April 21, 2004

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 and Exhibits in this proceeding specifically including, but not limited to, all documents identified or referred to by the deponent in his Prepared Direct Testimony and Exhibits and all workpapers developed in the preparation of his testimony and exhibits. The deponent is further requested to include in the documents to be brought to his deposition a copy of each previously filed testimony and exhibit in which the deponent has addressed any of the following topics or issues in other prior or pending proceeding:

- Rail origin coal versus barge origin coal
- The appropriate pricing of the transportation of coal or any other dry bulk commodity
- The appropriateness of soliciting bids for the bi-modal transportation of coal or any other dry bulk commodity.

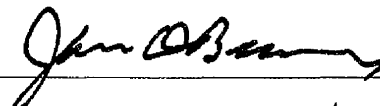
Dr. Sansom is requested to provide copies of the requested documents to counsel for Tampa Electric 48 hours in advance of the commencement of the deposition in order to reduce the length of the deposition from what would be necessary if counsel for Tampa Electric were required to review such documents for the first time during Dr. Sansom'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 15<sup>th</sup> 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 15<sup>th</sup> 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