

Matilda Sanders

ORIGINAL

From: John Butler [John.Butler@steelhector.com]
Sent: Friday, October 22, 2004 11:05 AM
To: Filings@psc.state.fl.us
Cc: jbeasley@ausley.com; rab@beggslane.com; nhorton@lawfla.com; christensen.patricia@leg.state.fl.us; jmcwhirter@mac-law.com; Vicki Gordon Kaufman; jmoylej@moylelaw.com; james.mcgee@pgnmail.com; Adrienne Vining
Subject: Re: Electronic filing for Docket No. 040001-EI

I am enclosing for electronic filing in Docket No. 040001-EI, *In re: Fuel and Purchased Power Recovery Clause and Generating Performance Incentive Factor*, PDF files of Florida Power & Light Company's notices of deposition for the following witnesses: David E. Dismukes (three pages), Kerrick Knauth (three pages), Michael F. Vogt (three pages) and the corporate representative of Calpine Corporation (four pages). Each of these notices has been previously served on the parties to this docket.

Thank you for your assistance.

Best regards,

John T. Butler
 Steel Hector & Davis LLP
 Suite 4000
 200 South Biscayne Boulevard
 Miami, Florida 33131-2398
 305-577-2939
 jbutler@steelhector.com

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- RCA _____
- SCR _____
- SEC 1
- OTH _____

DISMUKES
 DOCUMENT NUMBER-DATE
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KNAUTH
 DOCUMENT NUMBER-DATE
 11446 OCT 22 3

VOGT
 DOCUMENT NUMBER-DATE
 11447 OCT 22 3

CALPINE
 DOCUMENT NUMBER-DATE

11448 OCT 22 3

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ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and Purchased Power)
Cost Recovery Clause and Generating)
Performance Incentive Factor)
_____)

DOCKET NO. 040001-EI

NOTICE OF TAKING TELEPHONIC DEPOSITION

TO: Vicki Gordon Kaufman
McWhirter Reeves McGlothlin
Davidson Kaufman & Arnold, PA
117 South Gadsden Street
Tallahassee, Florida 32301

FROM: John T. Butler, Esq.
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200 South Biscayne Boulevard
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Miami, FL 33131-2398

R. Wade Litchfield, Esq.
Natalie F. Smith, Esq.
Florida Power & Light Company
700 Universe Blvd.
Juno Beach, FL 33408

PLEASE TAKE NOTICE THAT pursuant to Rule 1.310, Florida Rules of Civil Procedure, on Wednesday, October 27, 2004, at 11:00 a.m. (EDT), at the offices of LS Power Development LLC, 400 Chesterfield Center, Suite 110, Chesterfield, Mo 63017, the undersigned will take the deposition of **Michael F. Vogt** before a court reporter, notary public, or some other officer duly authorized to take depositions in the State of Florida. This deposition is being taken for such reasons as are permitted under the applicable and governing Rules of Civil Procedure and Florida Statutes, and will continue from day-to-day until complete.

This deposition will be held by telephone conference call. Please call **1-888-889-2459**, Passcode: **14505**, to participate.

Individuals with disabilities needing a reasonable accommodation to participate in this proceeding should contact John T. Butler, Esquire, at (305) 577-2939. If hearing

DOCUMENT NUMBER-DATE

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impaired, call 1-800-955-8771 (TDD) or 1-800-955-8770 (V) via Florida Relay Service for assistance.

I HEREBY CERTIFY that a true copy of the foregoing has been furnished by electronic delivery to the above named addressee on October 20, 2004.

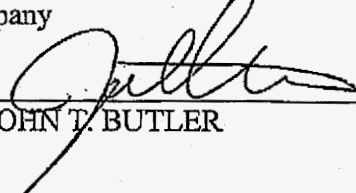
PLEASE GOVERN YOURSELVES ACCORDINGLY.

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Telephone: 305-577-7000
Facsimile: 305-205-1197

Attorneys for Florida Power & Light
Company

By: 
JOHN T. BUTLER

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of Florida Power & Light Company's Notice of Taking Deposition has been mailed electronically this 20th day of October, 2004, to the following:

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