

JAMES E. "JIM" KING, JR.  
President

ORIGINAL

JOHNNIE BYRD  
Speaker



STATE OF FLORIDA  
OFFICE OF PUBLIC COUNSEL

C/O THE FLORIDA LEGISLATURE  
111 WEST MADISON ST.  
ROOM 812  
TALLAHASSEE, FLORIDA 32399-1400  
850-488-9330



Harold McLean  
Public Counsel

January 27, 2005

Ms. Blanca S. Bayó, Director  
Division of the Commission Clerk  
and Administrative Services  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0870

RECEIVED - FPSC  
05 JAN 27 PM 4:44  
COMMISSION  
CLERK

RE: Florida Power & Light Company's petition for approval of storm cost recovery clause for extraordinary expenditures related to Hurricanes Charley, Frances, Jeanne, and Ivan - FPSC Docket No. 041291-EI

Dear Ms. Bayó:

Enclosed are an original and three copies of Office of Public Counsel's Second Amended Notice of Deposition for filing in the above-referenced docket.

Please indicate the time and date of receipt on the enclosed duplicate of this letter and return it to our office.

Sincerely,

Joseph A. McGlothlin  
Associate Public Counsel

- CMP \_\_\_\_\_
- COM \_\_\_\_\_
- CTR   1
- ECR \_\_\_\_\_
- GCL \_\_\_\_\_
- OPC \_\_\_\_\_ JM/pwd
- MMS \_\_\_\_\_ Enclosures
- RCA \_\_\_\_\_ cc: National Reporting Services
- SCR \_\_\_\_\_ (via facsimile)
- SEC   1
- OTH \_\_\_\_\_

DOCUMENT NUMBER

01008 JAN

FPSC-COMMISSION

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

Petition for authority to recover prudently incurred storm restoration costs related to 2004 storm season that exceed storm Reserve balance, by Florida Power & Light Company

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Docket No. 041291-EI

Filed: January 27, 2005

**SECOND AMENDED NOTICE OF DEPOSITIONS**

TO: R. Wade Litchfield  
Natalie Smith  
700 Universe Boulevard  
Juno Beach, FL 33408

NOTICE is hereby given that the undersigned or another attorney with the Office of Public Counsel will take the depositions of the following individuals at the corporate offices of Florida Power & Light Company ("FPL") located at 9250 West Flagler Street, Miami, Florida on Friday, January 28, 2005:

Corporate representative who is the subject matter expert who had primary responsibility for preparing, or coordinating the development and preparation of, the storm cost estimates that have been submitted by FPL -and- The corporate representative who is the subject matter expert having ongoing responsibility for and knowledge of the transmission and distribution organization budgets, as well as reports of variances between budgeted and actual numbers (transmission and distribution) for 2004 to date.	10:00 a.m.
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These depositions shall be taken upon oral examination before an official court reporter or other officer authorized by law to take depositions. These depositions are being taken for purposes of discovery, for use at trial, or for any other purposes allowed under the Florida Rules of Civil Procedure and the Rules of the Florida Public Service Commission.

In the absence of an agreement with Florida Power & Light Company, the call in numbers that appeared in earlier notices are no longer applicable.

PLEASE GOVERN YOURSELF ACCORDINGLY.



Handwritten signature of Joseph A. McGlothlin in black ink, written over a horizontal line.

Joseph A. McGlothlin  
Associate Public Counsel  
Florida Bar No. 163771  
Office of Public Counsel  
111 West Madison Street, Room 812  
c/o The Florida Legislature  
Tallahassee, FL 32399-0850

(850) 488-9330

Attorney for the Citizens  
of the State of Florida

**CERTIFICATE OF SERVICE**

I **HEREBY CERTIFY** that a true and correct copy of the foregoing Second Amended Notice of Depositions has been furnished by e-mail and U.S. Mail this 27th day of January, 2005, to the following:

Cochran Keating  
Florida Public Service Commission  
Division of Legal Services  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850


Florida Power & Light Company  
Mr. Bill Walker  
Vice President, Regulatory Affairs  
215 S. Monroe Street, Suite 810  
Tallahassee, FL 32301-1859

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

R. Wade Litchfield  
Natalie Smith  
700 Universe Boulevard  
Juno Beach, FL 33408

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

John W. McWhirter, Jr., Esquire  
McWhirter, Reeves, Davidson,  
Kaufman & Arnold, P.A.  
400 North Tampa, Street, Ste. 2450  
Tampa, FL 33602

  
\_\_\_\_\_  
Joseph A. McGlothlin  
Associate Public Counsel