

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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**In re: Petition for rate increase by  
Progress Energy Florida, Inc.**

**Docket No. 050078-EI**

Submitted for filing July 22, 2005

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**PROGRESS ENERGY FLORIDA, INC.'S  
NOTICE OF TAKING DEPOSITION DUCES TECUM**

TO: Joseph A. McGlothlin  
Associate Public Counsel  
Office of the Public Counsel  
c/o The Florida Legislature  
111 West Madison Street, Room 812  
Tallahassee, FL 32399-1400

NOTICE is hereby given that Progress Energy Florida, Inc. will take the deposition of the following individual at the offices of Accurate Stenotype Reporters, 2894 Remington Green Lane, Tallahassee, FL 32308 on Monday, June 25, 2005 at 9:30 a.m.:

Mr. Jacob Pous  
Diversified Utility Consultants, Inc.  
12113 Roxie Drive, Ste. 110  
Austin Texas 78729

The deposition shall be taken upon oral examination before an official court reporter or other officer authorized by law to take depositions. The deposition is 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.

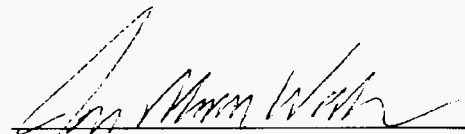
The deponent is requested to bring with him the following documents:

1. Any and all documents provided to him by Office of the Public Counsel (“OPC”) that are related to the preparation of the testimony filed by Mr. Pous on behalf of OPC and that have not been produced to PEF by OPC in response to discovery requests in this docket.

2. Any and all workpapers underlying his review of PEF’s depreciation study he prepared that have not been produced to PEF by OPC in response to discovery requests in this docket.

PLEASE GOVERN YOURSELF ACCORDINGLY.

R. ALEXANDER GLENN  
Deputy General Counsel – Florida  
PROGRESS ENERGY SERVICE  
COMPANY, LLC  
100 Central Avenue, Ste. 1D  
St. Petersburg, FL 33701  
Telephone: (727) 820-5587  
Facsimile: (727) 820-5519

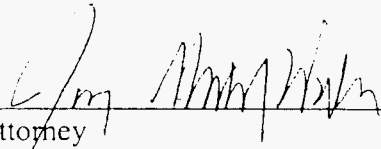


GARY L. SASSO  
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Facsimile: (813) 229-4133

Counsel Telephonic Appearance:  
AT&T Conference Call No. 1-888-422-7105  
Court Reporter Office Host Code:140866  
Participant Code: 219649

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished electronically and via U.S. Mail this 22<sup>nd</sup> day of July, 2005 to all counsel of record as indicated below.

  
\_\_\_\_\_  
Attorney

<p>Jennifer Brubaker Felicia Banks / Jennifer Rodan <b>Office of the General Counsel</b> Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850</p>	<p>John W. McWhirter, Jr. McWhirter, Reeves, Davidson, Kaufman &amp; Arnold, P.A. 400 North Tampa Street, Ste. 2450 Tampa, FL 33601-3350 -and- Timothy J. Perry McWhirter, Reeves, Davidson, Kaufman &amp; Arnold, P.A. 117 South Gadsden Street Tallahassee, FL 32301 <b>Counsel for Florida Industrial Power Users Group</b></p>
<p>Harold McLean Joseph A. McGlothlin <b>Office of the Public Counsel</b> c/o The Florida Legislature 111 W. Madison Street, Room 812 Tallahassee, FL 32399-1400</p>	<p>C. Everett Boyd, Jr. Sutherland Asbill &amp; Brennan LLP 2282 Killeam Center Blvd. Tallahassee, FL 32309</p>
<p>Mike B. Twomey P.O. Box 5256 Tallahassee, FL 32314-5256 <b>Counsel for AARP</b></p>	<p>James M. Bushee Daniel E. Frank / Andrew K. Soto Sutherland Asbill &amp; Brennan LLP 1275 Pennsylvania Avenue, N.W. Washington, DC 20004-2415</p>
<p>Robert Scheffel Wright, John T. LaVia, III, Landers &amp; Parsons, P.A. 310 West College Avenue (ZIP 32301) Post Office Box 271 Tallahassee, Florida 32302 <b>Counsel for Florida Retail Federation</b></p>	<p>Richard A. Zambo Richard A. Zambo, P.A. 2336 S.E. Ocean Boulevard, #309 Stuart, Florida 34996 -and- Karin S. Torain PCS Administration, (USA), Inc. Suite 400 Skokie blvd. Northbrook, IL 60062 <b>Counsel for White Springs</b></p>