

ORIGINAL

Matilda Sanders

From: BURNS.DANA [BURNS.DANA@leg.state.fl.us]
Sent: Friday, October 14, 2005 4:30 PM
To: Filings@psc.state.fl.us
Cc: Adrienne Vining; Bill_Walker@fpl.com; gperko@hgslaw.com; JAS@beggsllane.com; jmcwhirter@mac-law.com; jmoylejr@moylelaw.com; john.butler@steelhector.com; Jennifer Rodan; lwillis@ausley.com; mark_hoffmann@csx.com; RegDept@Tecoenergy.com; schef@landersandparsons.com; sdriteno@southernco.com; southflorida@fpuc.com; tompsi@aol.com; tperry@mac-law.com; Wade_Litchfield@fpl.com; karen.white@tyndall.af.mil; miketwomey@talstar.com; craig.paulson@tyndall.af.mil; CHRISTENSEN.PATTY; POUCHER.EARL; DAVIS.PHYLLIS; McGLOTHLIN.JOSEPH; Charles Beck; MERCHANT.TRICIA
Subject: 050001-EI
Attachments: 050001 notice of deposition(corporate rep).doc

Electronic Filing

a. Person responsible for this electronic filing:

Joseph A. McGlothlin, Associate Public Counsel
Office of Public Counsel
c/o The Florida Legislature
111 West Madison Street, Room 812
Tallahassee, FL 32399-1400
(850) 488-9330
mcglothlin.joseph@leg.state.fl.us

b. Docket No. 050001-EI

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

c. Document being filed on behalf of Office of Public Counsel

d. There are a total of 4 pages.

e. The document attached for electronic filing is a Notice of Deposition.

Dana S. Burns
Office of Public Counsel
Telephone: (850) 488-9330
Fax: (850) 488-4491

DMP _____
DOM _____
DTR 1
DCR _____
DCL _____
DPC _____
DCA _____
DCR _____
DGA _____
DEC 1
DTH 10/14/2005

DOCUMENT NUMBER-DATE
09961 OCT 14 08
FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and purchased power)
cost recovery clause with)
generating performance incentive)
factor.)
_____)

Docket No. 050001-EI

Date: October 14, 2005

NOTICE OF DEPOSITION

TO: Gary V. Perko, Esquire
Hopping Law Firm
P.O. Box 6526
Tallahassee, FL 32314

NOTICE is hereby given that, pursuant to agreement of counsel, Joseph A. McGlothlin of the Office of Public Counsel will take the deposition of the corporate representative(s) of Progress Energy Florida, Inc. (PEF) identified below at the law offices of Hopping, Green & Sams, 123 S. Calhoun Street, Tallahassee, FL 32301, on Friday, October 21, 2005, at the time indicated:

Corporate representative: The officer or employee of PEF who has responsibility for overseeing and administering, from PEF's perspective, the contractual arrangement between PEF and Progress Fuels Corporation pursuant to which Progress Fuels Corporation supplies coal and transportation services to PEF.	1:30 p.m.
Corporate representative: The employee of PEF who has responsibility for and knowledge of the preparation and submission of PEF's Form 423 and PEF's "A" schedules to the Florida Public Service Commission	3:15 p.m.

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

Any person requiring some accommodation at these depositions because of a physical impairment should call the Office of Public Counsel at (800) 342-0222 at least 48 hours prior to the deposition.

PLEASE GOVERN YOURSELF ACCORDINGLY.

s/ Joseph A. McGlothlin
Joseph A. McGlothlin
Associate Public Counsel

Office of Public Counsel
111 W. 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
DOCKET NO. 050001-EI**

I HEREBY CERTIFY that a true and correct copy of the foregoing Notice of Deposition has been furnished by electronic mail and U.S. Mail to the following parties on this 14th day of October, 2005:

Jennifer Rodan
Adrienne Vining
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Jon C. Moyle
Moyle Law Firm
118 N. Gadsden Street
Tallahassee, FL 32301

James Beasley
Lee Willis
Ausley Law Firm
P.O. Box 391
Tallahassee, FL 32302

John McWhirter, Jr.
McWhirter, Reeves Law Firm
400 North Tampa St., Suite 2450
Tampa, FL 33602

Bill Walker
Florida Power & Light Company
215 S. Monroe Street, Suite 818
Tallahassee, FL 32301-1859

R. Wade Litchfield
Florida Power & Light Company
700 Universe Blvd.
Juno Beach, FL 33408-0420

James A. McGee
Progress Energy Florida, Inc.
100 Central Avenue, Suite 1D
St. Petersburg, FL 33701-3324

Susan D. Ritenour
Richard McMillan
Gulf Power Company
One Energy Place
Pensacola, FL 32520-0780

Tim Perry
McWhirter Law Firm
117 South Gadsden Street
Tallahassee, FL 32301

Norman H. Horton, Jr.
Fred R. Self
Messer Law Firm
P.O. Box 1876
Tallahassee, FL 32302-1876

John T. Butler, P.A.
Steel Law Firm
200 S. Biscayne Blvd., Suite 4000
Miami, FL 33131-2398

Angela Llewellyn
Tampa Electric Company
P.O. Box 111
Tampa, FL 33602-0111

Thomas K. Churbuck
911 Tamarind Way
Boca Raton, FL 33486

Robert Scheffel Wright
John LaVia, III
Landers Law Firm
P.O. Box 271
Tallahassee, FL 32302

Gary V. Perko
Hopping Law Firm
P.O. Box 6526
Tallahassee, FL 32314

Jeffery A. Stone
Russell Badders
Beggs & Lane Law Firm
P.O. Box 12950
Pensacola, FL 32591

Myron Rollins
Black & Veatch
11401 Lamar Avenue
Overland Park, KS 66211

Mark Hoffman
CSX Transportation, Inc.
500 Water St., 14th Floor
Jacksonville, FL 32202

Cheryl Martin
Florida Public Utilities Company
P.O. Box 3395
West Palm Beach, FL 33402-3395

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

s/ Joseph A. McGlothlin
Joseph A. McGlothlin
Associate Public Counsel