

ORIGINAL

BEFORE THE PUBLIC SERVICE COMMISSION

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

DOCKET NO. 050001-EI

FILED: OCTOBER 24, 2005

COMMISSION CLERK

NOTICE OF TELEPHONIC DEPOSITION

TO: Jeffrey A. Stone, Esquire
Russell A. Badders, Esquire
Beggs & Lane
P. O. Box 12950
Pensacola, FL 32591-2950

NOTICE is hereby given that the Staff of the Florida Public Service Commission will take the telephonic deposition of the individual listed below, upon oral examination before an official court reporter or other officer authorized by law to take depositions, at the following time and location indicated:

H. R. Ball

11:30 a.m. (EST), Wednesday, October 26, 2005
One Energy Place
Pensacola, FL 32520-0780

This deposition will be held by telephone "meet me" conference call. Please call the following number 850-487-8856 or Suncom 277-8856 at 11:30 a.m. for call in participation. The court reporter and Commission counsel will be at the following location:

Florida Public Service Commission
Gerald L. Gunter Building, Room 362
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0863

CMP

COM

CTR

ECR

GCL

JPC

JCA

JCR

JGA

JEC

JTH

Any witness who elects to be deposed telephonically must have at their location a Notary Public to administer the Oath to the witness.

Please bring with you copies of all the work papers or other materials used by you in the preparation of any testimony filed in this docket or used by you in the preparation of any responses to staff's discovery requests in this docket.

This telephonic deposition is being taken for purposes of discovery, for use at trial, or for any other purpose allowed under the Florida Rules of Civil Procedure, the Uniform Rules of Procedure, and the Rules of the Florida Public Service Commission.

DOCUMENT NUMBER-DATE

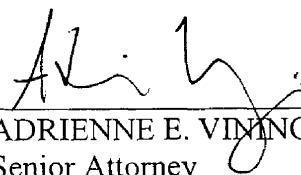
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FPSC-COMMISSION CLERK

NOTICE OF TELEPHONIC DEPOSITION  
DOCKET NO. 050001-EI  
PAGE 2

Any person requiring some accommodation at this hearing because of a physical impairment should call the Division of the Commission Clerk and Administrative Services at (850) 413-6770 at least 48 hours prior to the hearing. Any person who is hearing or speech impaired should contact the Florida Public Service Commission by using the Florida Relay Service, which can be reached at 1-800-955-8771 (TDD).

Please govern yourselves accordingly.



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ADRIENNE E. VINING  
Senior Attorney  
FLORIDA PUBLIC SERVICE COMMISSION  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850  
(850) 413-6183

CERTIFICATE OF OATH

STATE OF \_\_\_\_\_

COUNTY OF \_\_\_\_\_

I, the undersigned authority, certify that \_\_\_\_\_  
personally appeared before me at \_\_\_\_\_ and was duly sworn by  
me to tell the truth.

WITNESS my hand and official seal in the City of \_\_\_\_\_, County of  
\_\_\_\_\_, State of \_\_\_\_\_, this day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Notary Public  
State of \_\_\_\_\_

Personally known \_\_\_\_\_ OR produced identification \_\_\_\_\_.

Type of identification produced \_\_\_\_\_.

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Fuel and purchased power cost recovery clause with generating performance incentive factor. | DOCKET NO. 050001-EI  
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Notice of Telephonic

Deposition of H. R. Ball has been furnished to the following this 24<sup>th</sup> day of October, 2005:

Beggs & Lane Law Firm  
Jeffrey A. Stone/Russell A. Badders  
P. O. Box 12950  
Pensacola, FL 32591-2950

Florida Power & Light Company  
Bill Walker  
215 South Monroe Street, Ste. 810  
Tallahassee, FL 32301-1859

Florida Industrial Power Users Group  
c/o John McWhirter, Jr.  
McWhirter Reeves Law Firm  
400 N. Tampa Street, Ste. 2450  
Tampa, FL 33602

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

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

McWhirter Reeves Law Firm  
Tim Perry  
117 S. Gadsden Street  
Tallahassee, FL 32301

Jon C. Moyle, Jr.  
Moyle Law Firm  
The Perkins House  
118 N. Gadsden Street  
Tallahassee, FL 32301

Office of Public Counsel  
Patricia Christensen  
c/o The Florida Legislature  
111 West Madison Street, #812  
Tallahassee, FL 32399-1400

Tampa Electric Company  
Angela Llewellyn  
P. O. Box 111  
Tampa, FL 33601-0111

Hopping Green & Sams, P. A.  
Gary V. Perko  
P. O. Box 6526  
Tallahassee, FL 32314

CERTIFICATE OF SERVICE  
DOCKET NO. 050001-EI  
PAGE 2

Squire, Sanders & Dempsey, L.L.P.  
John T. Butler  
200 South Biscayne Blvd., Suite 4000  
Miami, FL 33131-2398

CSX Transportation  
Mark Hoffman  
Legal Dept.  
500 Water Street, 14<sup>th</sup> Floor  
Jacksonville, FL 32202

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

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

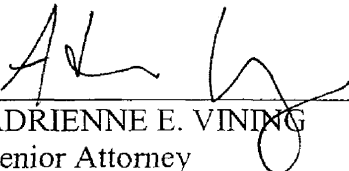
AARP  
c/o Michael B. Twomey  
P. O. Box 5256  
Tallahassee, FL 32314-5256

Progress Energy Florida, Inc.  
R. Alexander Glenn  
100 Central Avenue  
St. Petersburg, FL 33701

Landers & Parsons, P. A.  
Robert Scheffel Wright/John T. LaVia, III  
310 West College Avenue  
Tallahassee, FL 32301

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

Lt. Colonel Karen White/Major Craig Paulson  
AFCESA/ULT  
139 Barnes Drive  
Tyndall Air Force Base, FL 32403

  
ADRIENNE E. VINING  
Senior Attorney  
FLORIDA PUBLIC SERVICE COMMISSION  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850  
(850) 413-6183