

**Timolyn Henry**

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**From:** Elizabeth\_Carrero@fpl.com  
**Sent:** Tuesday, March 28, 2006 10:59 AM  
**To:** Filings@psc.state.fl.us  
**Cc:** Wade\_Litchfield@fpl.com; Natalie\_Smith@fpl.com; Kirk\_Gillen@fpl.com; Nanci\_Nesmith@fpl.com; Bill\_Feaster@fpl.com; Lynne\_Adams@fpl.com; Bryan\_Anderson@fpl.com; Patrick\_Bryan@fpl.com; Jack\_Leon@fpl.com; Maira\_Sanchez@fpl.com; JTButler@ssd.com  
**Subject:** Electronic Filing for Docket No. 060038-EI - FPL's Notice of Taking Telephonic Deposition of James S. Byerley, OPC

**Attachments:** Notice of Taking Telephonic Depo of James S. Byerley OPC.doc



Notice of Taking  
Telephonic De...

Electronic Filing

a. Person responsible for this electronic filing:

Bryan Anderson, Esq.  
Florida Power & Light Company  
700 Universe Blvd.  
Juno Beach, FL 33408  
(561) 304-5253  
bryan\_anderson@fpl.com

b. Docket No. 060038-EI - Petition for issuance of a storm recovery financing order, by Florida Power & Light Company

c. Document being filed on behalf of Florida Power & Light Company.

d. There are a total of 3 pages.

e. The document attached for electronic filing is a Notice of Taking Telephonic Deposition of James S. Byerley, OPC

(See attached file: Notice of Taking Telephonic Depo of James S. Byerley OPC.doc)

Thank you for your attention and cooperation to this request.

Elizabeth Carrero, Legal Asst  
Wade Litchfield, Esq., Natalie Smith, Esq.  
Phone: 561-691-7100  
Fax: 561-691-7135  
email: elizabeth\_carrero@fpl.com

- CMP \_\_\_\_\_
- COM \_\_\_\_\_
- CTR   /
- ECR \_\_\_\_\_
- GCL \_\_\_\_\_
- OPC \_\_\_\_\_
- RCA \_\_\_\_\_
- SCR \_\_\_\_\_
- SGA \_\_\_\_\_
- SEC   /
- OTH \_\_\_\_\_

ORIGINAL

BEFORE THE  
FLORIDA PUBLIC SERVICE COMMISSION

In re: Florida Power & Light Company's )  
Petition for Issuance of a Storm Recovery )  
Financing Order )  
\_\_\_\_\_ )

Docket No: 060038-EI  
Filed: March 28, 2006

NOTICE OF TAKING TELEPHONIC DEPOSITION

TO: James S. Byerley  
c/o Harold A. McLean, Esquire  
Charles J. Beck, Esquire  
Joseph A. McGlothlin, Esquire  
Patricia A. Christensen, Esquire  
Office of Public Counsel  
c/o The Florida Legislature  
111 W. Madison Street, Rm 812  
Tallahassee, FL 32399-1400

FROM: Bryan Anderson, 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, April 5, 2006, at 9:00 a.m., at the offices of FPL, 9250 W. Flagler Street, Miami, Florida 33174**, the undersigned will take the deposition of **James S. Byerley by telephone conference** before a court reporter, notary public, or some other officer duly authorized to take depositions in the State of Florida. A dial-in number for this deposition will be provided prior to the deposition. This deposition is being taken for such reasons as are permitted under the applicable and governing Rules of Civil Procedure and Florida Statutes.

Please bring with you copies of all the workpapers 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 FPL's discovery requests in this docket.

Individuals with disabilities needing a reasonable accommodation to participate in this proceeding should contact Bryan Anderson, Esquire, at (561) 304-5253. If hearing 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 Mail and by United States Mail to the above named addressees on March 28, 2006.

PLEASE GOVERN YOURSELVES ACCORDINGLY.

R. Wade Litchfield  
Bryan Anderson  
Patrick Bryan  
Natalie F. Smith  
Attorneys for  
Florida Power & Light Company  
700 Universe Boulevard  
Juno Beach, Florida 33408-0420

By: /s/ Bryan Anderson  
Bryan Anderson

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of Florida Power & Light Company's Notice of Taking Telephonic Deposition has been served by electronic mail and by United States Mail this 28<sup>th</sup> day of March, 2006, to the following:

Wm. Cochran Keating, IV, Esquire  
Florida Public Service Commission  
Division of Legal Services  
Gerald L. Gunter Building  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

Harold A. McLean, Esquire  
Charles J. Beck, Esquire  
Joseph A. McGlothlin, Esquire  
Patricia A. Christensen, Esquire  
Office of Public Counsel  
c/o The Florida Legislature  
111 W. Madison Street, Room 812  
Tallahassee, FL 32399-1400

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Lieutenant Colonel Karen White \*  
and Captain Damund Williams  
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Attorneys for the Federal Executive Agencies

Respectfully submitted,

R. Wade Litchfield  
Bryan Anderson  
Patrick Bryan  
Natalie F. Smith  
Attorneys for Florida Power & Light Company  
700 Universe Boulevard  
Juno Beach, Florida 33408-0420

By: /s/ Bryan Anderson  
Bryan Anderson

\* Indicates not an official party of record as of the date of this filing.