

ORIGINAL

Matilda Sanders

From: John_Butler@fpl.com
 Sent: Monday, October 16, 2006 8:53 AM
 To: Filings@psc.state.fl.us
 Cc: Alex Glenn, Esq.; Charles Beck; cecilia_bradley@oag.state.fl.us; Patty Christensen, Esq.; damund.williams@tyndall.af.mil; jack_shreve@oag.state.fl.us; Jeffrey Stone, Esq.; James Beasley, Esq.; jbrew@bbrslaw.com; jlavia@yvlaw.net; John McWhirter, Jr., Esq.; John Burnett; karen.white@tyndall.af.mil; Kory_Dubin@fpl.com; Lisa Bennett; Lee Willis, Esq.; Joseph A. McGlothlin; Harold Mclean; miketwomey@talstar.com; nhorton@lawfla.com; Russell Badders, Esq.; swright@yvlaw.net
 Subject: Re: Electronic Filing for Docket No. 060001-EI -- FPL's Cross- Notice of Deposition for OPC witness James Ross

Attachments: Ross depo cross notice.doc



Ross depo
s notice.doc (1

Electronic Filing

a. Person responsible for this electronic filing:

John T. Butler
 Senior Attorney
 Florida Power & Light Company
 700 Universe Boulevard
 Juno Beach, FL 33408-0420
 (561) 304-5639
 john_butler@fpl.com

b. Docket No. 060001-EI

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

d. There is a total of 4 pages.

e. The document attached for electronic filing is Florida Power & Light Company's Cross Notice of Deposition for the Office of Public Counsel's witness James Ross.

(See attached file: Ross depo cross notice.doc)

- CMP _____
- COM _____
- CTR 1
- ECR _____
- GCL _____
- OPC _____
- RCA _____
- SCR _____
- SGA _____
- SEC 1
- OTH _____

DOCUMENT NUMBER-DATE

09539 OCT 16 06

FPSC-COMMISSION CI FRK

ORIGINAL

BEFORE THE PUBLIC SERVICE COMMISSION

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

DOCKET NO. 060001-EI

FILED: OCTOBER 16, 2006

CROSS-NOTICE OF DEPOSITION

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

John Burnett, Esquire
Progress Energy Service Company, LLC
P. O. Box 14042
100 Central Avenue
St. Petersburg, FL 33733-4042

NOTICE is hereby given that Florida Power & Light Company will take the telephonic deposition of the following named individual at the following location and time indicated:

James A. Ross
9:30 a.m.*, Friday, October 27, 2006
Progress Energy Florida, Inc.
106 East College Avenue
Suite 800
Tallahassee, FL 32301

* The exact time for the cross telephonic deposition of Mr. Ross will be determined at the conclusion of Mr. Ross's deposition by Progress Energy Florida.

upon oral examination before an official court reporter or other officer authorized by law to take depositions. The oral examination will continue from day to day until completed.

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 case.

This 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

09539 OCT 16 06

FPSC-COMMISSION CI FRK

Any person requiring some accommodation at this deposition 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 deposition. Any person who is hearing or speech impaired, please contact the Florida Public Service Commission using the Florida Relay Service, which can be reached at 1-800-955-8771 (TDD).

Please govern yourselves accordingly.

R. Wade Litchfield, Esq.
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Juno Beach, Florida 33408-0420
Telephone: 561-304-5639
Fax: 561-691-7135

By: /s/ John T. Butler
John T. Butler
Fla. Bar No. 283479

CERTIFICATE OF SERVICE
Docket No. 060001-EI

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by electronic delivery on October 16, 2006 to the following:

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CERTIFICATE OF SERVICE
DOCKET NO. 060001-EI
PAGE 4

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