

**Matilda Sanders**

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**From:** ROBERTS.BRENDA [ROBERTS.BRENDA@leg.state.fl.us]  
**Sent:** Friday, June 15, 2007 9:48 AM  
**To:** Filings@psc.state.fl.us  
**Cc:** Administrative Procedures Committee; Beth Keating; Charles Gauthier; Dianne Triplett; James M. Walls; James W. Brew; John Burnett; John McWhirter; John Rogers; Karin S. Torain; Lisa Bennett; mike.halpin@dep.state.fl.us; Mike Twomey; Paul Lewis; R. Alexander Glenn; Schef Wright  
**Subject:** e-filing (Dkt. 070052-EI)  
**Attachments:** 070052.OPC objection to PEF 1st POD (2).sversion.doc

**ORIGINAL**

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  
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b. Docket No. 070052-EI

In re: Petition by Progress Energy Florida, Inc. to recover costs of Crystal River Unit 3 uprate through fuel clause.

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 Citizens' Objections to Progress Energy Florida, Inc.'s First Request for Production of Documents to Office of Public Counsel.

(See attached file: 070052.OPC objection to PEF 1<sup>ST</sup> pod(2).sversion.doc

Thank you for your attention and cooperation to this request.

Brenda S. Roberts  
Office of Public Counsel  
Telephone: (850) 488-9330  
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DOCUMENT NUMBER-DATE

04789 JUN 15 07

FPSC-COMMISSION CLERK

BEFORE THE PUBLIC SERVICE COMMISSION

ORIGINAL

In Re: Petition by Progress Energy  
Florida, Inc. to recover costs of  
Crystal River Unit 3 uprate through  
fuel clause  
\_\_\_\_\_)

DOCKET NO. 070052-EI

Filed: June 15, 2007

**CITIZENS' OBJECTIONS TO PROGRESS ENERGY FLORIDA, INC.'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS TO OFFICE OF PUBLIC COUNSEL**

Pursuant to Order Establishing Procedure No. PSC-07-0390-PCO-EI, the Citizens of the State of Florida, through the Florida Office of Public Counsel, hereby state their objections to Progress Energy Florida, Inc.'s ("PEF") First Request For Production of Documents (Nos. 1-8).

Item 8 of PEF's First Request for Production of Documents to Office of Public Counsel requests:

"All documents or other materials reviewed for any purpose, even if not relied on, by the witness in the course of preparing his/her testimony in this proceeding, or that the witness intends to review in the course of preparing his/her testimony in this proceeding."

Citizens object to Item 8 on the grounds that the request is vague, overbroad, unduly burdensome, and is not reasonably calculated to lead to the discovery of admissible evidence. Separate and apart from this objection, Citizens further object to Item 8 to the extent it would require the disclosure of documents protected by the attorney work product privilege.

DOCUMENT NUMBER-DATE

04789 JUN 15 07

FPSC-COMMISSION CLERK

s/ Joseph A. McGlothlin  
Joseph A. McGlothlin  
Associate Public Counsel  
Florida Bar No. 163771

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**DOCKET NO. 070052-EI**  
**CERTIFICATE OF SERVICE**

**I, HEREBY CERTIFY** that a true and correct copy of **CITIZENS' OBJECTIONS TO PROGRESS ENERGY FLORIDA, INC.'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS TO OFFICE OF PUBLIC COUNSEL** has been furnished by electronic mail and U.S. Mail on this 15<sup>th</sup> day of June, 2007, to the following:

Paul Lewis  
Progress Energy Florida, Inc.  
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