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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Review of Nuclear Outage
at Florida Power Corporation's
Crystal River Unit No. 3

Docket No. 970261-EI

Submitted for filing:
April 17, 1997

**FLORIDA POWER CORPORATION'S
OBJECTIONS TO PUBLIC COUNSEL'S
SECOND SET OF INTERROGATORIES
TO FLORIDA POWER CORPORATION**

Florida Power Corporation ("FPC") hereby files its objections to Public Counsel's Second Set of Interrogatories to Florida Power Corporation, as follows:

1. Certain of Public Counsel's Interrogatories may involve highly sensitive, confidential, proprietary, trade secret information. FPC is nonetheless willing to produce such information, provided that the parties are first able to enter into an appropriate confidentiality agreement that would ensure adequate protection of such material. FPC will provide a proposed form of confidentiality agreement to Public Counsel.

2. FPC believes certain of Public Counsel's interrogatories may call for privileged information. FPC is unable to identify such information with specificity until it has prepared its interrogatory responses in full. FPC therefore reserves its right to object to particular interrogatories to the degree those

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interrogatories call for privileged information once FPC has been able to prepare its full response to the interrogatories. Nothing contained in this response is intended to waive such privilege claims.

3. FPC believes certain of Public Counsel's interrogatories may call for information or documents in FPC's possession pursuant to a confidentiality agreement with third parties. FPC is unable to identify such information specifically until it has prepared its interrogatory responses in full. FPC therefore reserves its right to object to particular interrogatories to the degree those requests call for such confidential information once FPC has been able to prepare its full response to the interrogatories. Nothing contained in this response is intended to waive FPC's right to object to providing such information, or to providing it pursuant to protections appropriate to permit FPC to satisfy its obligations under such confidentiality agreements.

4. FPC objects to Public Counsel's failure to number appropriately what are distinct interrogatories, as required under the Order Establishing Procedure. FPC specifically notes and objects that, for purposes of determining whether Public Counsel reached or exceeded the 200 interrogatory limit established in the Order Establishing Procedure, Public Counsel has propounded more interrogatories than the 35 he has chosen to number because many of the interrogatories have multiple parts.

5. FPC objects to the interrogatories to the extent they seek information not relevant to the prudence of FPC's "specific actions and circumstances that led to the shutdown of the unit on September 2, 1996, and the reasons Florida Power Corporation determined it was necessary to keep the unit down for an extended outage" -- the issues identified in the Prehearing Officer's February 28, 1997 Order Establishing Procedure.

6. FPC objects to Interrogatory No. 28 to the extent that it attempts to characterize or draw conclusions from the quoted portion of the cited document. Subject to this objection, and without waiving it, FPC will answer the interrogatory.

7. FPC objects to Interrogatory No. 29 on the ground that it is vague and ambiguous in that it refers only to undefined and unspecified "problems" at CR3. FPC further objects on the ground that the interrogatory is overbroad and unduly burdensome and seeks information not relevant to the subject matter of the instant action nor reasonably calculated to lead to the discovery of admissible evidence in that it requests information "since 1990." See also Objection No. 5.

8. FPC objects to Interrogatory No. 35 on the ground that it seeks information not relevant to the subject matter of the instant action nor reasonably calculated to lead to the discovery of admissible evidence. See Objection No. 5.

Respectfully submitted,

OFFICE OF THE GENERAL COUNSEL
FLORIDA POWER CORPORATION

By  _____

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