

ORIGINAL  
FILE COPY

# AUSLEY & MCMULLEN

ATTORNEYS AND COUNSELORS AT LAW

227 SOUTH CALHOUN STREET  
P.O. BOX 391 (ZIP 32302)  
TALLAHASSEE, FLORIDA 32301  
(904) 224-9115 FAX (904) 222-7560

July 15, 1997

HAND DELIVERED

Ms. Blanca S. Bayo, Director  
Division of Records and Reporting  
Florida Public Service Commission  
101 East Gaines Street  
Tallahassee, Florida 32399-0850

Re: Fuel and Purchased Power Cost Recovery Clause  
and Generating Performance Incentive Factor;  
FPSC Docket No. 970001-EI

Dear Ms. Bayo:

Enclosed for filing in the above docket are two (2) copies of Tampa Electric Company's Notice of Deposition.

Please acknowledge receipt and filing of the above by stamping the duplicate copy of this letter and returning the same to this writer.

Thank you for your assistance in connection with this matter.

Sincerely,



Lee L. Willis

- ACK
- AFA \_\_\_\_\_
- APP \_\_\_\_\_
- CAF \_\_\_\_\_
- CMU \_\_\_\_\_
- CTR \_\_\_\_\_
- EAG \_\_\_\_\_
- LEG \_\_\_\_\_
- LIN \_\_\_\_\_
- OFF \_\_\_\_\_
- RCH \_\_\_\_\_
- SEL \_\_\_\_\_
- WAS \_\_\_\_\_
- OTH \_\_\_\_\_

LLW/pp  
Enclosures

cc: All Parties of Record (w/encls.)

RECEIVED & FILED

DEPARTMENT OF RECORDS

DOCUMENT NUMBER - DATE

07077 JUL 15 97

STATE OF FLORIDA DEPARTMENT OF RECORDS

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and Purchased Power Cost )  
Recovery Clause and Generating )  
Performance Incentive Factor )  
\_\_\_\_\_ )

DOCKET NO. 970001-EI  
DATED: July 15, 1997

NOTICE OF DEPOSITION

TO: Mr. Matthew M. Childs, P.A.  
Steel, Hector and Davis  
601 First Florida Bank Bldg.  
Tallahassee, FL 32301

NOTICE is hereby given that Tampa Electric Company will take the deposition of the following named individual, a witness for Florida Power & Light Company ("FPL") in the above proceeding:

Mario Villar  
Florida Power and Light Company  
9250 West Flagler Street  
Miami, Florida 33174

This deposition will be taken at the following location:

2:00 p.m., July 22, 1997  
Ausley & McMullen  
(Annex Conference Room)  
227 South Calhoun Street  
Tallahassee, Florida 32302

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.

This deposition will be conducted by telephone with the deponent, Mario Villar, linked from his offices in Miami, Florida to the site of the deposition. Any party wishing also to participate in this deposition by conference call rather than in person should notify the undersigned by close of business July 21, 1997, with details regarding the location from which the party will participate and a telephone number where the party can be reached at the date and time of deposition. Tampa Electric will arrange the conference call and notify all participants as to how the conference call will be initiated prior to the date of deposition.

Counsel for FPL has indicated that Mr. Villar will have present with him at the deposition a Notary Public who will place Mr. Villar under oath at the outset of the deposition.


DOCUMENT NUMBER-DATE

07077 JUL 15 97

FPSC-RECORDS/REPORTING

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 and the rules of the Florida Public Service Commission.

Please govern yourselves accordingly.



---

LEE L. WILLIS  
JAMES D. BEASLEY  
KENNETH R. HART  
Ausley & McMullen  
Post Office Box 391  
Tallahassee, Florida 32302  
(904) 224-9115

HARRY W. LONG, JR.  
TECO Energy, Inc.  
Post Office Box 111  
Tampa, Florida 33601-0111

ATTORNEYS FOR TAMPA ELECTRIC COMPANY

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing Notice of Deposition, filed on behalf of Tampa Electric Company, has been furnished by U. S. Mail or hand deliver (\*) on this 15<sup>th</sup> day of July, 1997 to the following:

Ms. Leslie Paugh\*  
Staff Counsel  
Division of Legal Services  
Florida Public Service Comm'n.  
101 East Gaines Street  
Tallahassee, FL 32399-0863

Mr. James A. McGee  
Senior Counsel  
Florida Power Corporation  
Post Office Box 14042  
St. Petersburg, FL 33733

Mr. Joseph A. McGlothlin  
Ms. Vicki Gordon Kaufman  
McWhirter, Reeves, McGlothlin,  
Davidson, Rief & Bakas  
117 S. Gadsden Street  
Tallahassee, FL 32301

Mr. Jack Shreve  
Office of Public Counsel  
Room 812  
111 West Madison Street  
Tallahassee, FL 32399-1400

Mr. William B. Willingham  
Rutledge, Ecenia, Underwood,  
Purnell & Hoffman  
Post Office Box 551  
Tallahassee, FL 32302-0551

Mr. Matthew M. Childs  
Steel Hector & Davis  
Suite 601  
215 South Monroe Street  
Tallahassee, FL 32301

Mr. John W. McWhirter  
McWhirter, Reeves, McGlothlin,  
Davidson & Bakas  
Post Office Box 3350  
Tampa, FL 33601

Ms. Suzanne Brownless  
Suzanne Brownless P.A.  
1311-B Paul Russell Road #201  
Tallahassee, FL 32301

Mr. Jeffrey A. Stone  
Beggs & Lane  
Post Office Box 12950  
Pensacola, FL 32576

Mr. Michael B. Twomey  
Post Office Box 5256  
Tallahassee, FL 32314-5256

Mr. James M. Scheffer, Pres.  
Lake Dora Harbour Homeowners  
Association, Inc.  
130 Lakeview Lane  
Mt. Dora, FL 32757

  
\_\_\_\_\_  
ATTORNEY

lhw/mec/1970001.doc