

ORIGINAL

LAW OFFICES

McWHIRTER, REEVES, MCGLOTHLIN, DAVIDSON, RIEF & BAKAS, P.A.

LYNWOOD F. ARNOLD, JR.
JOHN W. BAKAS, JR.
C. THOMAS DAVIDSON
STEPHEN O. DECKER
LINDA E. JORGE
VICKI GORDON KAUFMAN
JOSEPH A. MCGLOTHLIN
JOHN W. McWHIRTER, JR.
RICHARD W. REEVES
FRANK J. RIEF, III
DAVID W. STEEN
PAUL A. STRANKE

100 NORTH TAMPA STREET, SUITE 2800
TAMPA, FLORIDA 33602-5126
MAILING ADDRESS: TAMPA
P.O. Box 3350, TAMPA, FLORIDA 33601-3350

TALLAHASSEE OFFICE
117 S. GADSDEN
TALLAHASSEE, FLORIDA 32301
TELEPHONE (904) 222-2525
FAX (904) 222-5000

TELEPHONE (813) 224-0808
FAX (813) 221-1854
CABLE GRANLAW

PLEASE REPLY TO:
TALLAHASSEE

January 30, 1998

VIA HAND DELIVERY

Ms. Blanca Bayó
Florida Public Service Commission
Division of Records and Reporting
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Re: Docket No. 971313-EI

Dear Ms. Bayó:

Enclosed are the original and 15 copies of IMC-Agrico's Response to Tampa Electric Company's Motion for Expedited Discovery Responses in the above docket.

I have enclosed an extra copy of the above document for you to stamp and return to me. Please contact me if you have any questions.

Thank you for your assistance.

Sincerely,

ACK _____
AFA _____
APP 5 *Vicki Gordon Kaufman*
CAF _____
CMU _____
CTR _____
EAG 5 Encls.
LEG _____
LIN 5 _____
OPC _____
RCH _____
SEC 1 _____
WAS _____
OTH _____

DOCUMENT NUMBER-DATE

01630 JAN 30 88

FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition of IMC-Agrico Company)
for a Declaratory Statement Confirming)
Non-Jurisdictional Nature of Planned)
Self-Generation.)
_____)

Docket No. 971313-EU

Filed: January 30, 1998

**IMC-AGRICO'S RESPONSE TO
TAMPA ELECTRIC COMPANY'S MOTION FOR EXPEDITED DISCOVERY RESPONSES**

IMC-Agrico Company (IMCA), pursuant to rule 25-22.037, Florida Administrative Code, files its response to Tampa Electric Company's (TECO) Motion for Expedited Discovery Responses.

1. On January 21, 1998 TECO served an extensive set of interrogatories and production requests on IMCA.
2. On January 23, TECO filed a motion requesting that IMCA object to any such discovery within 3 days and respond to the discovery within 10 days.¹
3. On January 27, 1998, the Commission entered Order No. PSC-98-0161-PCO-EU requiring IMCA to respond and/or object to discovery within 7 days. The Commission's order makes TECO's request moot. IMCA will comply with the 7-day

¹TECO included the same request in its discovery.

time frame for discovery set out in Order No. PSC-98-0161-PCO-EU.

Vicki Gordon Kaufman

John W. McWhirter, Jr.
McWhirter, Reeves, McGlothlin,
Davidson, Rief & Bakas, P.A.
100 North Tampa Street, Suite 2800
Post Office Box 3350
Tampa, Florida 33601-3350
Telephone: (813) 224-0866

Joseph A. McGlothlin
Vicki Gordon Kaufman
McWhirter, Reeves, McGlothlin,
Davidson, Rief & Bakas, P.A.
117 South Gadsden Street
Tallahassee, Florida 32301
Telephone: (850) 222-2525

Attorneys for IMC Agrico Company

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of IMC-Agrico Company's foregoing Response to Tampa Electric Company's Motion for Expedited Discovery Responses has been furnished by U.S. Mail, Hand Delivery(*) or Federal Express(**) this 30th day of January, 1998, to the following:

Richard Bellak*
Florida Public Service Commission
Division of Legal Services
2540 Shumard Oak Boulevard
Room 301F
Tallahassee, Florida 32399-0850

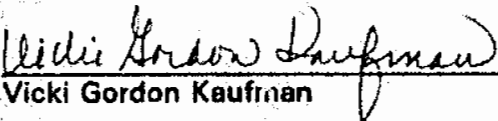
Lee L. Willis*
James D. Beasley
Ausley & McMullen
Post Office Box 391
227 South Calhoun Street (32301)
Tallahassee, Florida 32302

Michelle Hershel*
Florida Electric Cooperatives
Association, Inc.
Post Office Box 590
2916 Apalachee Parkway (32301)
Tallahassee, Florida 32302

James F. McGee**
Florida Power Corporation
Post Office Box 14042
3201 34th Street, South (33711)
St. Petersburg, Florida 33733-4042

Charles A. Guyton*
Steel Hector and Davis
First Florida Bank Building
125 South Monroe Street, Suite 601
Tallahassee, Florida 32301-1804

Richard Zambo**
598 S.W. Hidden River Avenue
Palm City, Florida 34990


Vicki Gordon Kaufman