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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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000824-ET

In re: Review of Florida Power Corporation's Earnings, Including Effects of Proposed Acquisition of Florida Power Corporation by Carolina Power & Light

DOCKET NO. 000824-ET
COMMISSION CLERK

Submitted for Filing:
December 18, 2001

FLORIDA POWER CORPORATION'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS TO FLORIDA INDUSTRIAL POWER USERS GROUP

Pursuant to Rule 1.350, Fla. R. Civ. P. and Rule 28-106.206, F.A.C., Florida Power Corporation ("FPC") requests that the Florida Industrial Power Users Group ("FIPUG") produce documents at the Offices of Carlton Fields, P.A., One Progress Plaza, 200 Central Avenue, Suite 2300, St. Petersburg, FL 33701, on or before January 18, 2002, or at such other time and place as the parties may agree on prior to this date.

The following requests are aimed at discovering information about those proposed experts, consultants and/or witnesses who intend to offer testimony on behalf of FIPUG on the date FIPUG is required to serve intervenor testimony as established by the Commission in this case on or about January 18, 2002. If the date for filing intervenor testimony is altered for any

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reason, FIPUG should still be able to respond to this discovery on or before the filing deadline for such testimony.

I. DEFINITIONS

For the purposes of this Request, the following terms shall have the following definitions:

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FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

A. The words "you," "your" and "yourself" mean FIPUG and all other persons acting or purporting to act on behalf of FIPUG during the time period referred to hereafter, including all persons offering testimony on FIPUG's behalf in this proceeding.

B. The words "person" or "persons" mean all natural persons and entities, including but not limited to: corporations, companies, partnerships, limited partnerships, joint ventures, trusts, estates, associations, public agencies, departments, bureaus or boards.

C. The terms "document" or "documents" mean the original (or, if the original is not available, then a copy) of each copy or draft of all written, printed, typed, recorded or graphic matter and all photographic matter, however produced or reproduced, now or formerly within your actual or constructive possession, custody or control or of which you or any of your personal representatives have knowledge. "Document" or "documents" shall include, but are not limited to, all records, correspondence, telegrams, computer records, printouts or analyses, memoranda, memoranda of telephone conversations or meetings, reports, studies, filings, notes, charges, lists, analyses, graphs, diagrams, cost or bid estimates, books, expense reports, invoices, receipts, payment vouchers, reports pertaining to conferences or telephone calls, notebooks, diaries, calendars, books of account, ledgers, journals and other financial records and personal records kept or maintained by you, all handbills or written advertisements, bid documents, and all contracts or agreements entered into by you.

D. The terms "identify" or "identity of" shall mean: (1) when used with respect to a person, to state the person's full name, present or last known business and residential addresses, and present or last known employer and position; (2) when used with respect to a document, to describe the document by character (e.g., letter, report, memorandum, etc.), author, date, and to state its present location and custodian; (3) when used with respect to an oral communication, to

identify the persons making and receiving the communication, the approximate date and time of the communication, and a summary of its content or substance.

E. The words "relating to" or "pertaining to" shall mean concerning, respecting, referring to, summarizing, digesting, embodying, reflecting, establishing, tending to establish, tending not to establish, evidencing, comprising, connected with, commenting on, responding to, disagreeing with, showing, describing, analyzing, representing, constituting, or including.

F. The use of the singular shall be deemed to include the plural and use of the masculine shall be deemed to include the feminine as appropriate, and vice versa.

G. Please indicate which documents or groups of documents are produced in response to each particular request.

II. DOCUMENTS TO PRODUCE

In reference to each expert identified in response to Interrogatory No. 1 of FPC's First Set of Interrogatories to FIPUG, please provide:

1. All direct, rebuttal, or sir-rebuttal testimony filed by the expert in the last five (5) years relating to the same and/or similar topic on which the expert is filing testimony in this proceeding.

2. All workpapers, spreadsheets, electronic files, or other materials referred to and/or relied upon by the expert in the course of preparing his/her testimony in this proceeding.

3. All databases (in electronic format) used by the expert in the course of preparing his/her testimony in this proceeding.

4. All articles published or submitted for publication by the expert in the last five (5) years on the same topic and/or a topic similar to the one that the expert is filing testimony on in this proceeding.

5. All texts, treatises, textbooks, or other materials referred to and/or relied upon by the witness in the course of preparing his/her testimony in this proceeding.

6. All documents, spreadsheets, data, on disk if available, used by the witness in the development of exhibits to his/her testimony, if any.

7. All source documents used to create the exhibits to the witness' testimony.

8. All orders in your possession, custody or control issued by state regulatory commissions on merger related issues.

9. 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.

Respectfully submitted,



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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of foregoing has been furnished via hand delivery (where indicated by *), via facsimile transmission, and via U.S. Mail to the following this 18th day of December, 2001.

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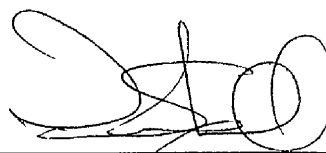
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