

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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-EI

Submitted for Filing: December 21, 2001

RECEIVED D-FPSC 01 DEC 21 PM 2:20 COMMISSION CLERK

FLORIDA POWER CORPORATION'S OBJECTIONS TO STAFF'S TENTH SET OF INTERROGATORIES TO FLORIDA POWER CORPORATION (NOS. 228-251)

Pursuant to § 350.0611(1), Fla. Stat. (2000), Fla. Admin. Code R. 28-106.206, and Fla. R. Civ. P. 1.340, Florida Power Corporation ("FPC") objects to The Staff of the Florida Public Service Commission's Tenth Set of Interrogatories (Nos. 228-251) and states as follows:

GENERAL OBJECTIONS

FPC objects to any interrogatory that calls for information protected by the attorney-client privilege, the work product doctrine, the accountant-client privilege, the trade secret privilege, or any other applicable privilege or protection afforded by law, whether such privilege or protection appears at the time the response is first made to these interrogatories or is later determined to be applicable based on the discovery of documents, investigation or analysis. FPC in no way intends to waive any such privilege or protection.

In certain circumstances, FPC may determine upon investigation and analysis that information responsive to certain interrogatories to which objections are not otherwise asserted are confidential and proprietary and should be produced only under an appropriate confidentiality agreement and protective order, if at all. By agreeing to provide such information in response to such interrogatory, FPC is not waiving its right to insist upon appropriate protection of

- APP
CAF
CMP
COM
CTR
ECR
LEG
OPC
PAI
RGO
SEC
SER
OTH

RECEIVED & FILED [Signature] FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE 15968 DEC 21 5 FPSC-COMMISSION CLERK

confidentiality by means of a confidentiality agreement and protective order. FPC hereby asserts its right to require such protection of any and all documents that may qualify for protection under the Florida Rules of Civil Procedure and other applicable statutes, rules and legal principles.

FPC objects to these interrogatories and any definitions and instructions that purport to expand FPC's obligations under applicable law.

FPC objects to these interrogatories to the extent they are intended to require any expert/consultant retained by FPC in connection with this proceeding to provide a response, except those interrogatories that are expressly permitted to be directed at an expert/consultant as set forth in Florida Rule of Civil Procedure 1.280(b)(4). Rule 1.340 permits interrogatories to be directed only to parties, and FPC is not obligated to have experts/consultants respond to interrogatories other than those limited interrogatories that are specifically authorized as stated above. However, in the spirit of cooperation, FPC will agree at this point to have its experts/consultants provide responses to this set of interrogatories, but preserves its right to refuse to continue to do so at any point should it so choose. FPC in no way intends to waive this objection.

FPC also objects to these interrogatories to the extent they purport to require FPC to prepare information in a particular format or perform calculations not previously prepared or performed as an attempt to expand FPC's obligations under applicable law. Further, FPC objects to these interrogatories to the extent they purport to require FPC to conduct an analysis or create information not prepared by FPC in the normal course of business. FPC will comply with its obligations under the applicable rules of procedure.

FPC incorporates by reference all of the foregoing general objections into each of its specific objections set forth below as though pleaded therein.

In addition, FPC reserves its right to count interrogatories and their sub-parts (as permitted under the applicable rules of procedure) in determining whether it is obligated to respond to additional interrogatories served by any party.

INTERROGATORIES

- 228. Explain in specific detail how the normal fluctuation of cash receipts and disbursements increased the projected test year's Cash balance on Schedule B-1, page 2 of 2. (Iwenjiora)**
- 229. Was a formula use to determine the amount of increase referenced in question no. 228? If so, please provide the formula. (Iwenjiora)**
- 230. According to the explanation on Schedule B-27, page 5 of 7, the Customer Accounts Receivable balance for the year ended December 31, 2002, increased from the year ended December 31, 2000, because of the growth in energy usage from the existing customer base coupled with higher fuel costs driving up per unit prices. Based on the company's current economic indicators, will this trend continue into and beyond December 31, 2002? (Iwenjiora)**
- 231. Are there any other factors, besides those mentioned in question no. 230, that would cause the percentage increase for Customer Accounts Receivable to exceed the percentage increase for the corresponding December 31, 2002 Revenue Account referenced in question no. 230? If so, please explain. (Iwenjiora)**
- 232. What has been included in Other Accounts Receivable on Schedule B-1, page 2 of 2 for both December 31, 2000 and December 31, 2002? (Iwenjiora)**

- 233. Specify the breakdown of the accounts and amounts for each receivable identified in response to question no. 232. (Iwenjiora)**

Florida Power objects to this interrogatory to the extent it purports to require FPC to prepare information of a type or in a format not usually utilized or tracked by the company in the normal course of business as unduly burdensome. Florida Power will provide the information in the manner in which it is available.

- 234. Provide a detail schedule explaining what has been included in the Accounts Receivable from Associated Co. balance for each affiliate included on Schedule B-1, page 2 of 2 for the year ending 2000 and 2002? (Iwenjiora)**

Florida Power objects to this interrogatory to the extent it purports to require FPC to prepare information of a type or in a format not usually prepared or tracked by the company in the normal course of business as unduly burdensome. Florida Power will provide the information in the manner in which it is available.

- 235. Is interest being received for Accounts Receivable from Associated Companies? If so, is the interest reflected above the line or below the line. (Iwenjiora)**

- 236. What was the amount of Accounts Receivable from Associated Co. that was excluded from the 2000 calculation because of the merger? (Iwenjiora)**

- 237. Regarding accounts receivable from Associated Co. that is now reclassified as a third party vendor, how much has been recognized in 2002? Has interest been recognized? (Iwenjiora)**

- 238. What are the specific accounts and amounts included in the Prepayments and Miscellaneous account on Schedule B-1, page 2 of 2 for the year 2000 and 2002? (Iwenjiora)**

239. How much interest is being earned from the trust referenced on Schedule B-27, page 6 of 7? (Iwenjiora)
240. Concerning Prepayments and Miscellaneous, how have the gains associated with the sale of investments been recorded? Specifically how much has been accrued annually in the unfunded reserve for December 31, 2002? (Iwenjiora)
241. What is the amount in the nuclear decommissioning-retail account for 2000 and 2002? (Iwenjiora)
242. Provide a calculation to support the 13 month average remaining balance in the Other Regulatory Assets accounts for the nuclear decommissioning-retail for December 31, 2002. (Iwenjiora)
243. Explain in more detail how the change in Clearing Account is due to timing issues involving allocation of IT costs. What are the timing issues? How were those issues quantified. (Iwenjiora)
244. Provide an explanation and calculation that reflects why the Accounts Payable balance increased for the years ending December 31, 2000 to December 31, 2002. (Iwenjiora)
245. Provide detail of amounts included in Accounts Payable to Associated Co. for each affiliate as shown on Schedule B-1, page 2 of 2. (Iwenjiora)
246. What are the services provided and the cost for each affiliate for the amounts identified in response to question no. 245? (Iwenjiora)
247. Provide an explanation and calculation that states why the Accounts Payable balance to Associated Companies increased for the years ending December 31, 2000 to December 31, 2002. (Iwenjiora)

248. Explain in specific details why the Accrued Taxes Payable balance increased on Schedule B-1, page 2 of 2 for the year ending December 31, 2002 compared to the year ending December 31, 2000. (Iwenjiora)
249. Is there a lag in the payment of income taxes for the years ended December 31, 2000, and December 31, 2002? If so, provide the calculation. (Iwenjiora)
250. Have non-interest bearing accounts been excluded from Accrued Interest Payable? If not, provide schedule detailing the amounts. (Iwenjiora)
251. ... What has been included in Miscellaneous Current and Accrued Liabilities? Explain why the balance in this account decreases for the year ending December 31, 2000 to the year December 31, 2002. (Iwenjiora)

Respectfully submitted,



James A. McGee
FLORIDA POWER CORPORATION
Post Office Box 14042
St. Petersburg, FL 33733-4042
Telephone: (727) 820-5184
Facsimile: (727) 820-5519

Gary L. Sasso
James Michael Walls
Jill H. Bowman
W. Douglas Hall
CARLTON FIELDS, P. A.
Post Office Box 2861
St. Petersburg, FL 33731
Telephone: (727) 821-7000
Facsimile: (727) 822-3768
Attorneys for Florida Power Corporation

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of foregoing has been furnished via hand delivery
(where indicated by *) and via U.S. Mail to the following this 21st day of December, 2001.

Mary Anne Helton, Esquire **
Adrienne Vining, Esquire
Bureau Chief, Electric and Gas
Division of Legal Services
Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850
Phone: (850) 413-6096
Fax: (850) 413-6250
Email: mhelton@psc.state.fl.us

Jack Shreve, Esquire
Public Counsel
John Roger Howe, Esquire
Charles J. Beck, Esquire
Deputy Public Counsel
Office of Public Counsel
c/o The Florida Legislature
111 West Madison St., Room 812
Tallahassee, FL 32399-1400
Phone: (850) 488-9330
Attorneys for the Citizens of the State of
Florida

Daniel E. Frank
Sutherland Asbill & Brennan LLP
1275 Pennsylvania Avenue, N.W.
Washington, D.C. 20004-2415
Telephone: (202) 383-0838
Counsel for Walt Disney World Co.

Russell S. Kent, Esq.
Sutherland Asbill & Brennan LLP
2282 Killearn Center Blvd.
Tallahassee, FL 32308-3561
Telephone: (850) 894-0015
Counsel for Walt Disney World Co.

Thomas A. Cloud, Esq.
Gray, Harris & Robinson, P.A.
301 East Pine Street, Ste. 1400
P.O. Box 3068
Orlando, FL 32801
Phone: (407) 244-5624
Fax: (407) 244-5690
Attorneys for Publix Super Markets, Inc.

John W. McWhirter, Jr., Esquire
McWhirter, Reeves, McGlothlin, Davidson,
Decker, Kaufman, Arnold & Steen, P.A.
400 North Tampa Street, Suite 2450
Tampa, FL 33601-3350
Telephone: (813) 224-0866
Fax: (813) 221-1854
Counsel for Florida Industrial Power Users
Group

Joseph A. McGlothlin, Esquire
Vicki Gordon Kaufman, Esquire
McWhirter, Reeves, McGlothlin, Davidson,
Decker, Kaufman, Arnold & Steen, P.A.
117 South Gadsden
Tallahassee, FL 32301
Telephone: (850) 222-2525
Fax: (85) 222-5606
Counsel for Florida Industrial Power Users
Group and Reliant Energy Power Generation,
Inc.

Michael B. Twomey, Esq.
8903 Crawfordville Road (32305)
P.O. Box 5256
Tallahassee, FL 32314-5256
Phone: (850) 421-9530
Fax: (850) 421-8543
Counsel for Sugarmill Woods Civic
Association, Inc. and Buddy L. Hansen



Attorney