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December 28, 2001

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VIA HAND DELIVERY

Blanca S. Bayo, Director
Division of Records and Reporting
Betty Easley Conference Center
4075 Esplanade Way
Tallahassee, Florida 32399-0870

Re: Docket No.: 000824-EI

Dear Ms. Bayo:

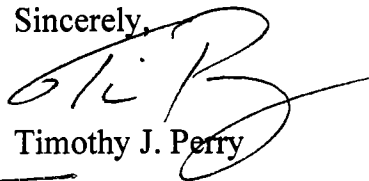
On behalf of the Florida Industrial Power Users Group (FIPUG), enclosed for filing and distribution are the original and 15 copies of the following:

- ▶ Florida Industrial Power Users Group's Objections to Florida Power Corporation's First Set of Interrogatories (Nos. 1 - 2) to the Florida Industrial Power Users Group, and *16178-01*
- ▶ Florida Industrial Power Users Group's Objections to Florida Power Corporation's First Set of Requests for Production of Documents (Nos. 1 - 9) to the Florida Industrial Power Users Group. *16179-01*

Please acknowledge receipt of the above on the extra copy and return the stamped copies to me. Thank you for your assistance.

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Sincerely,



Timothy J. Perry

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Me
FPSC-BUREAU OF RECORDS

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 Corporation by Carolina Power & Light

Docket No.: 000824-EI
Filed: December 28, 2001

FLORIDA INDUSTRIAL POWER USERS GROUP'S OBJECTIONS TO FLORIDA POWER CORPORATION'S FIRST SET OF INTERROGATORIES (NOS. 1 - 2) TO THE FLORIDA INDUSTRIAL POWER USERS GROUP

Pursuant to Rule 28-106.206, Florida Administrative Code, and Rule 1.340, Florida Rules of Civil Procedure, the Florida Industrial Power Users Group ("FIPUG") Objects to Florida Power Corporation's ("FPC") First Set of Interrogatories (Nos. 1-2) and states as follows:

General Objections

1. FIPUG 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. FIPUG in no way intends to waive any such privilege or protection.

2. In certain circumstances, FIPUG 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, FIPUG is not waiving its right to insist upon appropriate protection of

confidentiality by means of a confidentiality agreement and protective order. FIPUG 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.

3. FIPUG objects to these interrogatories and any definitions and instructions that purport to expand FIPUG's obligations under applicable law. FIPUG will comply with applicable law.

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

5. Further, FIPUG objects to these interrogatories to the extent they purport to require FIPUG to conduct an analysis or create information not prepared by FIPUG's experts or consultants in their preparation for this case. FIPUG will comply with its obligations under the applicable rules of procedure.

6. In addition, FIPUG reserves its right to count interrogatories and 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.

7. FIPUG reserves its right pursuant to Rule 1.340(c), Florida Rules of Civil Procedure to produce documents and records for inspection in lieu of an answer. Without waiving any other objection, FIPUG will produce the documents where they are kept in the ordinary course of business.

8. For each specific objection made below, FIPUG incorporates by reference all of the foregoing general objections into each of its specific objections as though pleaded therein.

Specific Objections

9. At this point in time, FIPUG has not definitively identified its witnesses. Therefore, FIPUG objects to Interrogatory No. 2(e) on the basis that it is vague, irrelevant, overbroad and unduly burdensome in that it requests identification of proceedings in which the witness has offered testimony on any topic. To the extent that the response to this interrogatory does not involve an inordinate amount of research, FIPUG will attempt to respond; however, until the actual witnesses are identified, FIPUG preserves this objection for the record. Further, FIPUG may elect the option to produce the documents where they are kept in the ordinary course of business pursuant to Rule 1.340(c), Florida Rules of Civil Procedure.

10. As stated above, FIPUG has not yet definitively identified its witnesses. Therefore, FIPUG objects to Interrogatory 2(f) on the basis that it is vague, overbroad, irrelevant and unduly burdensome. To the extent that the response to this interrogatory does not involve an inordinate amount of research, FIPUG will attempt to respond; however, until the actual witnesses are identified, FIPUG preserves this objection for the record. Further, FIPUG may elect the option to produce the documents where they are kept in the ordinary course of business pursuant to Rule 1.340(c), Florida Rules of Civil Procedure.

11. FIPUG objects to Interrogatory No. 2(h) on the basis that it is irrelevant, overbroad and unduly burdensome.



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Attorneys for the Florida Industrial Power
Users Group

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Objections to Florida Power Corporation's First Set of Interrogatories (Nos. 1-2) to the Florida Industrial Power Users Group has been furnished by (*) hand delivery, (**) Facsimile, or U.S. Mail to the following this 28th day of December 2001:

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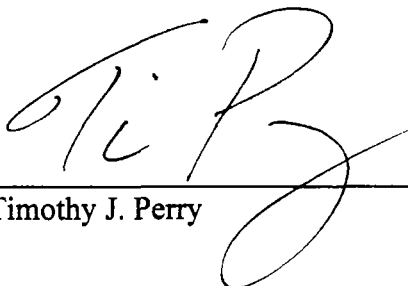
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