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December 28, 2001

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DEC 31 AM 9:36
COMMISSION
CLERK
VIA FEDERAL EXPRESS

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

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

Dear Ms. Bayo:

Florida Power Corporation ("FPC" or the "Company") is filing herewith are the original and one (1) copy of the following:

1. Florida Power Corporation's Objections to The Florida Industrial Power Users Group's Third Set of Interrogatories (Nos. 34-39) to Florida Power Corporation;
2. Florida Power Corporation's Objections to The Florida Industrial Power Users Group's Third Request for Production of Documents to Florida Power Corporation (Nos. 36-40); and
16181-01
3. Florida Power Corporation's Notice of Compliance with Commission December 19, 2001 Order.

We request you acknowledge receipt and filing of the above by stamping the additional copy of this letter and returning it to me in the self-addressed, stamped envelope provided.

If you or your Staff have any questions regarding this filing, please contact me at (727) 821-7000.

Very truly yours,

Gary L. Sasso
Gary L. Sasso *js*

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COM
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Enclosures

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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 & Light

DOCKET NO. 000824-EI

Submitted for Filing:
December 31, 2001

**FLORIDA POWER CORPORATION'S OBJECTIONS TO
THE FLORIDA INDUSTRIAL POWER USERS GROUP'S THIRD
REQUEST FOR PRODUCTION OF DOCUMENTS TO
FLORIDA POWER CORPORATION (NOS. 36-40)**

Pursuant to § 350.0611(1), Fla. Stat. (2000), Fla. Admin. Code R. 28-106.206, and Fla. R. Civ. P. 1.350, Florida Power Corporation ("FPC") objects to The Florida Industrial Power Users Group's ("FIPUG") Third Request for Production of Documents and states as follows:

GENERAL OBJECTIONS

FPC objects to any request that calls for the production of documents 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 requests 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 documents that respond to certain requests 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 produce documents in response to this request, FPC is not waiving its right to insist upon appropriate protection of confidentiality by

DOCUMENT NUMBER - DATE

16181 DEC 31 2001

FPSC-COMMISSION CLERK

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 definitions and instructions to the extent they purport to require FPC to provide documents or other information on diskette. FPC will entertain specific requests to produce electronic copies of documents that so exist in the normal course of business in a format designed to preserve the integrity of those documents.

FPC objects to those requests to the extent they purport to require FPC to prepare information or documents or perform calculations that FPC has not prepared or performed in the normal course of business as an attempt to expand FPC's obligations under applicable law. FPC will comply with applicable law.

FPC further objects to these requests and any definitions or instructions that purport to expand FPC's obligations under applicable law. FPC will comply with applicable law.

FPC objects to any request that requires the production of "all" or "each" as it cannot give assurances, even after a good faith and reasonably diligent attempt, that "all" or "each" responsive document will be found. Indeed, it may well be impossible to assure compliance with the exercise of reasonable diligence.

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

DOCUMENTS REQUESTED

36. For each FPC generating unit where either the commodity supplier or the transporter of fuel is an affiliate of FPC, please provide all documentation in FPC's possession which shows that the commodity price, or transportation charge, is priced at or below market. Include all analyses or summaries of requests for proposals undertaken to establish the commodity and transportation service market price.

FPC objects to this request as irrelevant, immaterial and not reasonably calculated to lead to the discovery of admissible evidence in a proceeding concerning base rates as FPC does not recover the fuel costs in base rates.

37. For each affiliate expense included in the MFRs, please provide any documentation in FPC's possession which shows that the price of the service or commodity obtained from an affiliate is lower than the cost FPC incurred for this service prior to its merger with CP&L, and also that the price is at or below the market value of the service.

38. Concerning the Crystal River nuclear unit, please provide, on electronic spreadsheets, the development of the nuclear decommissioning expense and the annual depreciation expense.

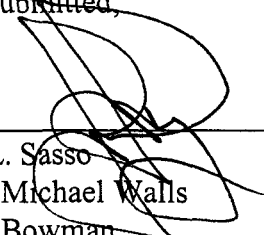
FPC objects to this request as irrelevant, immaterial and not reasonably calculated to lead to the discovery of admissible evidence in this proceeding, as the matter has already been determined by the Commission in Docket 001835.

39. Provide any analyses or studies conducted by the Company to examine the potential system benefits of introducing real-time pricing options for its customers.

40. Provide all documents supporting your response to Interrogatory No. 36 regarding investigations to establish the market value of affiliate services.

Respectfully submitted,

James A. McGee
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of foregoing has been furnished via federal express (where indicated by **) and via U.S. Mail to other counsel of record as listed below this 20th day of December, 2001.

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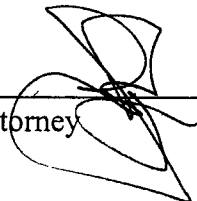
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A handwritten signature in black ink, consisting of several overlapping loops and curves, is written over a horizontal line. The word "Attorney" is printed in a serif font directly below the signature.