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COMMISSION  
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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-E1  
ORDER NO.  
ISSUED:

STAFF'S OBJECTIONS TO FLORIDA POWER CORPORATION'S FIRST SET OF INTERROGATORIES AND FIRST REQUEST FOR PRODUCTION OF DOCUMENTS TO STAFF

In order to preserve its rights, pursuant to Rule 28-106.206, Florida Administrative Code, and Rules 1.340 and 1.350, Florida Rules of Civil Procedure, the Staff files the following objections to the First Set of Interrogatories and First Request for Production of Documents to Staff served by Florida Power Corporation (FPC) on December 28, 2001.

Staff objects to producing documents at the place designated by FPC. Staff will produce responsive documents as they are kept in the ordinary course of business, as described in Rule 1.350(b) of the Florida Rules of Civil Procedure. These documents are kept in the normal course of business at the Florida Public Service Commission in Tallahassee. Staff will work with FPC to determine a mutually agreeable location for the production of responsive documents by or on January 28, 2002.

Staff objects to any request by FPC for documents or information that did not exist on the date the discovery requests were served.

Staff objects to any request by FPC for documents or information which is proprietary or confidential information relating to entities other than FPC or its affiliates.

Staff objects to any request by FPC for documents or information that are protected by the work product doctrine, attorney-client privilege, or any other applicable privilege or protection at law.

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

DOCUMENT NUMBER-DATE

00196 JAN-78

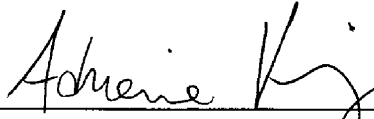
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Staff specifically objects to FPC's Request for Production No. 8 on the grounds that it is overbroad and unduly burdensome. Staff is under no duty to perform research for FPC. FPC has the same access to state regulatory orders as does Staff.

Staff specifically objects to FPC's Interrogatory No. 2(h) and Request for Production No. 9 to the extent that they request documents or information not referred to or relied upon by a witness. FPC's requests are overbroad, irrelevant, and unduly burdensome.

Respectfully submitted this 7<sup>th</sup> day of January, 2002.



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MARY ANNE HELTON, SENIOR ATTORNEY  
ADRIENNE E. VINING, STAFF ATTORNEY

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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

DATED: JANUARY 7, 2002

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of STAFF'S OBJECTIONS TO FLORIDA POWER CORPORATION'S FIRST SET OF INTERROGATORIES AND FIRST REQUEST FOR PRODUCTION OF DOCUMENTS TO STAFF has been furnished to the following by U. S. Mail this 7<sup>th</sup> day of January 2002:

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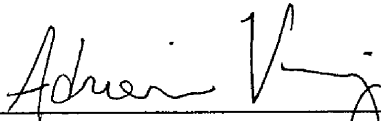
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