

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for Determination of Need)
for Proposed Electrical Power Plant in)
Martin County of Florida Power and)
Light Company)
_____)

DOCKET NO. 020262-EP

RECEIVED - FPSC
02 AUG - 5 PM 4:11
COMMISSION
CLERK

In re: Petition for Determination of Need)
For Proposed Electrical Power Plant in)
Manatee County of Florida Power and)
Light Company)
_____)

DOCKET NO. 020263-EI

Filed: August 5, 2002

**FLORIDA POWER & LIGHT COMPANY'S
NOTICE OF TAKING TELEPHONE DEPOSITION**

TO: Michael B. Twomey, Esq.
P.O. Box 5256
Tallahassee, Florida 32314
Telephone: 850-421-9530
FAX: 850-421-8543

PLEASE TAKE NOTE THAT, PURSUANT TO Florida Rule of Civil Procedure 1.310,
Florida Power & Light Company ("FPL") will take the following telephone deposition at the
time and location indicated:

**Ernie Bach
Executive Director
Florida Action Coalition Team
August 13, 2002
10:00 a.m. EDT
Largo, Florida**

The deponent shall bring to his deposition copies of documents concerning the
organization, officers, and membership of the Florida Action Coalition Team ("FACT") and any

- AUS _____
- CAF _____
- CMP _____
- COM _____
- CTR _____
- ECR _____
- GCL _____
- OPC _____
- MMS _____
- SEC 1
- OTH _____

RECEIVED & FILED
RLM

DOCUMENT NUMBER - DATE
FPSC-BUREAU OF RECORDS - 08178 AUG-5 02

FPSC-COMMISSION CLERK

documents concerning the decision by FACT members or representatives to intervene in FPL's Determination of Need proceeding.

The foregoing will take place telephonically before a court reporter, notary public, or before some other officer authorized by law to take depositions. Said deposition is to be used for discovery purposes, for use at trial, or both, and will continue from day to day until complete. Parties may attend the deposition telephonically via the following conference call number:

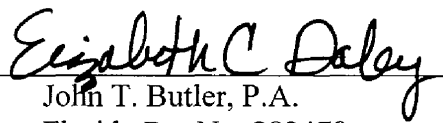
1-888-664-9856 (Passcode: 288537).

Individuals with disabilities needing a reasonable accommodation to participate in this proceeding should contact John T. Butler, Esq., at (305) 577-2939. If hearing impaired, call 1-800-955-8771 (TDD) or 1-800-955-8770 (V) via Florida Relay Service for assistance.

Please govern yourselves accordingly.

R. Wade Litchfield, Esq.
Attorney
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, Florida 33408-0420
Telephone: 561-691-7101

Steel Hector & Davis LLP
Attorneys for Florida Power & Light
Company
200 South Biscayne Boulevard
Suite 4000
Miami, Florida 33131-2398
Telephone: 305-577-2872
Facsimile: 305-577-7001

By: 
John T. Butler, P.A.
Florida Bar No. 283479
Elizabeth C. Daley
Florida Bar No. 0104507

CERTIFICATE OF SERVICE
Docket Nos. 020262-EI and 020263-EI

I HEREBY CERTIFY, that on this 5th day of August, 2002, a copy or courtesy copy (*) of Florida Power & Light Company's Notice of Taking Deposition of FACT representative was served electronically (**) and by U.S. Mail to the following:

Martha Carter Brown, Esq.**
Legal Division
Florida Public Service Commission
2540 Shumard Oak Boulevard
Room 370
Tallahassee, Florida 32399-0850
mbrown@psc.state.fl.us

D. Bruce May, Jr., Esq.**
Karen D. Walker
Holland & Knight LLP
315 S Calhoun Street
Suite 600
Tallahassee, Florida 32301
dbmay@hklaw.com

Robert Scheffel Wright, Esq.**
Diane K. Kiesling, Esq.
John T. LaVia, III, Esq.
Landers & Parsons, P.A.
310 W. College Avenue
Tallahassee, Florida 32301
schef@landersandparsons.com

R. L. Wolfinger
South Pond Energy Park, LLC
c/o Constellation Power Source
111 Market Place, Suite 500
Baltimore, MD 21202-7110

Joseph A. Regnery, Esq.
Timothy R. Eves
Calpine Eastern Corporation
2701 North Rocky Point Drive
Suite 1200
Tampa, Florida 33607

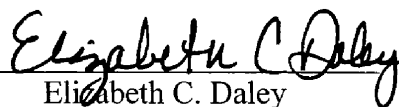
Michael B. Twomey, Esq.**
P.O. Box 5256
Tallahassee, Florida 32314-5256
miketwomey@talstar.com

Jon C. Moyle, Jr., Esq.**
Cathy M. Sellers, Esq.
Moyle Flanigan Katz
Raymond & Sheehan, P.A.
118 North Gadsden Street
Tallahassee, Florida 32301
jmoylejr@moylelaw.com

Ernie Bach, Executive Director**
Florida Action Coalition Team
P.O. Box 100
Largo, Florida 33779-0100
ernieb@gte.net

John W. McWhirter*
McWhirter Reeves, McGlothlin,
Davidson, Decker, Kaufman, & Arnold, P.A.
400 North Tampa Street, Suite 3350
Tampa, Florida 33602
Telephone: (813) 224-0866
Facsimile: (813) 221-1854

Vicki Gordon Kaufman*
Timothy J. Perry
McWhirter Reeves, McGlothlin,
Davidson, Decker, Kaufman, &
Arnold, P.A.
117 South Gadsden Street
Tallahassee, Florida 32301
Telephone: (850) 222-2525
Facsimile: (850) 222-5606

By: 
Elizabeth C. Daley

TAL_1998 43239v1 08/05/2002