

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: APPLICATION FOR AMENDMENT OF CERTIFICATES NOS. 340-W AND 397-S TO ADD TERRITORY IN PASCO COUNTY BY MAD HATTER UTILITY, INC.

DOCKET NO. 021215-WS

PASCO COUNTY'S INTERROGATORIES TO MAD HATTER UTILITY, INC.

TO: F. Marshall Deterding, Esq. 2548 Blairstone Pines Drive Tallahassee, FL 32301

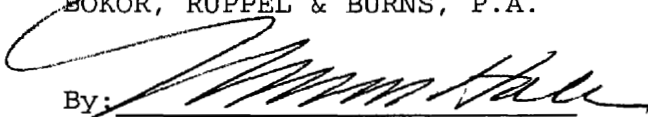
Pasco County, through its undersigned attorney, hereby propounds interrogatories 1 through 3, to Mad Hatter Utility, Inc.

NOTICE OF SERVICE

I HEREBY CERTIFY that the original and one copy of Interrogatories 1 through 3 have been furnished by U.S. Mail this 27th day of Febryary, 2003, to the above-named addressee and a copy to Jennifer Rodan, Esq., Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399.

- AUS _____
- CAF _____
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- OPC _____
- MMS _____
- SEC I
- OTH _____

JOHNSON, BLAKELY, POPE, BOKOR, RUPPEL & BURNS, P.A.

By: 

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DOCUMENT NUMBER-DATE

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TO MAD HATTER UTILITY, INC.

Pasco County requests Mad Hatter Utility, Inc., answer under oath the following interrogatories:

DEFINITIONS

Unless otherwise indicated, the following definitions shall be applicable

A. The term "you," "your," or the "Company," as used herein, means Mad Hatter Utility, Inc., its agents, servants, representatives, officers, directors, stockholders, employees, attorneys, expert witnesses, accountants, auditors, and all other persons over whom Mad Hatter Utility, Inc., has control or authority or who have been hired, retained or employed for any purpose by Mad Hatter Utility, Inc., and all other persons acting or purporting to act on Mad Hatter Utility, Inc.'s behalf, and any predecessor or affiliate to whose interests in any matter relevant to the subject matter of this litigation Mad Hatter Utility, Inc., has succeeded.

B. Your answers to the following Interrogatories shall reflect and contain the knowledge of all persons referred to in definition A.

C. The term "person" or "persons" include all natural persons and entities, including without limitation, any individual, corporation, business, partnership, limited partnership, joint venture group, association, firm, trust, estate, public agency, department, bureau, board, body politic, unit, or other organization, and shall include all officers, directors, employees, agents, trustees, accountants, or any other representative thereof.

D. To "identify a person," or equivalent language means to state the full name of such person, last known address, telephone number, and, if employed, give the job title or position of the person and the name, address, and telephone number of the employer. If the words "identify" or "identification" are used with respect to a person other than a natural person, state the type of person (corporation, partnership, government agency, etc.), full name, the address of its principal place of business and the address of its principal place of business concerned with each matter inquired of in these interrogatories. When asked to identify a person who has knowledge of any particular matter, if the response is made that a person other than a natural person has such knowledge, identify the individual or individuals employed by or associated with the person other than a natural person who possesses such knowledge.

E. To "identify a document," or equivalent language, means to state its date (or if not dated, the date it was prepared or received) the type of document (e.g., letter, memorandum,

telegram, chart, photographic reproduction), the author and its addressee, or title if there is no author and addressee, its present location, the individual or person presently the custodian or custodians thereof, and state a general description of its contents. If you have claimed or intend to claim any privilege recognized in law against the production of any document that you are required to identify herein, in addition to the foregoing information concerning such document, please state the number of pages of such document, and state whether such document contains or relates to facts or opinions or both and state the privilege which you have claimed or intend to claim with respect to such document.

F. The term "document," as used herein means the original (or if the original is not available, then a copy) of all written, printed, typed, recorded or graphic matter, and all tangible things, of every type, kind and description, however produced, copies or reproduced, whether draft or final, original or reproductions, signed or unsigned, approved, sent, received, redrafted, executed, erased or otherwise defaced or mutilated, from whomever and wherever obtained, including, without limitation, any and all of the following: abstracts, accruals, acknowledgments, advertisements in any newspapers, magazines or trade journals, affidavits, agent or record letters, agreements, analyses, annual reports, applications, appointment books, appointment records, appraisals, articles, articles of incorporation and amendments thereto, audio recordings whether or not transcribed, audit programs, audit instructions and other

audit materials, audit reports, balance sheets, bids, billing, bills, bills of lading, binders, blanks, blueprints, books, books of account, brochures, budgets, bulletins, by-laws and amendments thereto, cablegrams, calendars, cash flow projections, certificates, certificates of deposit, change orders, chargers, charts, checks and checking account records, circulars, commitment letters, communications, compilations, computer cards, computer cartridges, computer diskettes, computer printouts, computer programs, computer readouts, computer tapes, confessions, confirmation and responses to confirmations, contracts, corporate documents, correspondence, court pleadings, covenants, credit analyses or reports, data compilations from which information can be obtained or translated through detection devices, data processing cards, disks, and tapes or computer-generated interpretations thereof, date records, delivery records, desk calendars, diagrams, diaries, drafts, draw or funding requests, drawings, entries, estimates, expense records or reports, field notes, files, filings of records, films, financial analyses, financial statements, forms and form documents, graphs, handbooks, handwritten notes or transcripts of such notes, income statements, indices, instruments and interoffice communications, inventory tags and records, invoices, itemizations, joint venture agreements, journals, leases, ledgers, letters, licenses, liens, logs, mail receipts (registered or certified), management reports, manuals, maps, market studies, meeting reports, memoranda, memoranda of all conversations of any kind

and by any means (including telephone), mortgages, minutes or records of meetings, including director's meetings, newspapers, magazines or trade journals, articles or advertisements, notations, notebooks, notes, offers, operating statements, opinions, order forms, orders, overlays, pamphlets, payroll records, permits, personal statements or interviews or summaries thereof, personnel files, photocopies, photographs, pictures, plans, plats, press releases, proformas, projections, proposals, prospectuses, publications, purchase orders, releases, receipts, recordings, records, records of account, records of telephone conversations, regulations, rent rolls, reports, requests, requisitions, research, resolutions, reversals, scraps of paper, security instruments, sketches, specifications, stock certificates or records, studies, submissions, summaries, tapes or tape recordings or transcripts thereof, tax returns and records, telecopies, telegrams, telephone bills, records or invoices, telexes, texts, time records, title reports, policies and commitments, tracings, training manuals, transcripts, transparencies, travel records, receipts and vouchers, treasury bills, valuations, video recordings, warehouse receipts, wire records or transfers, writings or workpapers, as well as any other matter or media similar to any of the foregoing, however denominated, along with all non-identical (or, by reason of subsequent annotation, no longer identical) copies, drafts, or versions thereof and all copies thereof containing any commentary, notations or markings whatsoever.

G. The terms "evidencing, documenting, or relating to" and "supporting" each mean concerning, respecting, referring to, summarizing, digesting, embodying, reflecting, identifying, establishing or not establishing, tending to establish or not establish, evidencing or not evidencing, supporting or not supporting, compromising, connected with, commonly known as, responding to, agreeing or disagreeing with, showing, describing, analyzing, representing, constituting or including.

INSTRUCTIONS

1. Please answer each interrogatory and sub-part thereof separately using the interrogatory number and sub-part reference in your answer or response. Space is provided for each answer, but if that space is insufficient, you are to continue your answers on a separate sheet signifying the continuation of the answer to the question for which you lack space.

2. If you have answered or responded to any interrogatory by using the words "inapplicable" or "not applicable," or words of similar import, please state why you have answered or responded in that manner and state the facts which serve as a basis for such position.

3. If you (i) do not have the information, or (ii) you do not have and cannot obtain the information necessary to answer or respond to any interrogatory or sub-part thereof, please explicitly state whether (i) or (ii) hereof is the appropriate response and explain as to (i) what steps are necessary to

obtain the required information or what action has been taken to obtain the required information.

4. Where the knowledge or information to any interrogatory is not known by the party to whom these interrogatories are propounded, and said party knows who has the information, the party answering these interrogatories shall provide the name, address and telephone number of such person.

5. Please regard these interrogatories as continuing to the full extent permitted and if at any time before trial you obtain any additional or different information, please promptly file supplemental answers setting forth such information as well as the calendar date on which and circumstances as to how the additional or different information was obtained by you.

6. If you answer or respond to any interrogatory or subpart thereof by proffering documents, please also:

a. Describe in detail your "burden" in deriving or ascertaining the answer, and state why it is substantially the same for you as Defendant;

b. Specify and identify all documents from which such answer can in fact be derived or ascertained;

c. Produce and designate such documents separately by interrogatory number.

INTERROGATORIES

1. Identify all persons by name, address and telephone number with knowledge of the allegations in the application filed in this action; and for each person so identified, summarize the knowledge held by each.

2. Identify by name, address and telephone number all witnesses you intend to call or may call at the administrative hearing of this matter.

3. Do you intend to call any expert witnesses at the administrative hearing of this matter? If so, please identify by name and address any and all experts consulted or engaged by you or on your behalf regarding the subject matter of the amended complaint; the subject matter on which the expert was consulted or is expected to testify; the substance of the facts, the opinions and a summary of the grounds for each opinion.

MAD HATTER UTILITY, INC.

By: _____
Its:

STATE OF FLORIDA)

COUNTY OF _____)

BEFORE ME, this day personally appeared _____, the _____ of Mad Hatter Utility, Inc., who, being first duly sworn, deposes and says that the foregoing answers to interrogatories propounded by plaintiff are true and correct to the best of his/her knowledge and belief.

Notary Public
My commission expires

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy hereof has been served upon Marion Hale, Esquire, Post Office Box 1368, Clearwater, Florida, 34617, by regular U.S. mail, this ____ day of _____, 2003.

Attorney for Mad Hatter
Utility, Inc.