

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Complaints by Southeastern)
Utilities Services, Inc. on behalf)
of various customers against) Docket No.: 030623
Florida Power and Light) Filed: January 5, 2004
Company concerning thermal)
demand meter error.)
_____)

SOUTHEASTERN UTILITIES SERVICES, INC.
NOTICE OF TAKING DEPOSITION DUCES TECUM

TO: Kenneth A. Hoffman, Esquire
Rutledge, Ecenia, Purnell & Hoffman, P.A.
215 South Monroe Street
Tallahassee, Florida 32301

PLEASE TAKE NOTE, THAT PURSUANT TO Florida Rule of Civil Procedure 1.310,
Southeastern Utilities Services, Inc. ("SUST") will take the following depositions at the times and
locations indicated:

Keith Herbster
Florida Power & Light Company
9250 West Flagler Street, Room 1606
Miami, Florida 33174
January 16, 2004
9:00 a.m. and

Brian Faircloth
Florida Power & Light Company
9250 West Flagler Street, Room 1606
Miami, Florida 33174
January 16, 2004
1:00 p.m.

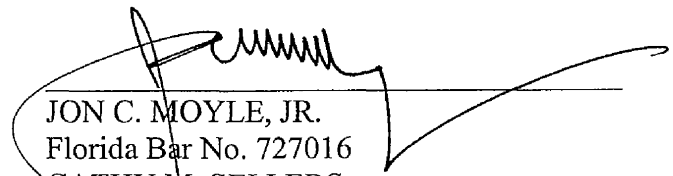
The deponents shall bring to this deposition copies of documents as set forth in
Attachment A. "Documents" shall mean the original and any non-identical copies of any writing
or record, including, but not limited to, a book, pamphlet, periodical, letter, memorandum,

telegram, report, study, interoffice or intraoffice, handwritten or other notes, working paper, draft, application, permit, chart, paper, graph, survey, index, tape, disc, data sheet or data processing card, computer printout, or any other written, recorded, transcribed, filed or graphic matter, however produced or reproduced. "You", "your", "Company" or "FPL" refers to Florida Power and Light Company, its employees and authorized agents.

The foregoing will take place 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.

Individuals with disabilities needing a reasonable accommodation to participate in this proceeding should contact Jon C. Moyle, Jr., Esquire at 850/681-3828. 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.



JON C. MOYLE, JR.
Florida Bar No. 727016
CATHY M. SELLERS
Florida Bar No. 0784958
MOYLE, FLANIGAN, KATZ, RAYMOND
& SHEEHAN, P.A.
The Perkins House
118 North Gadsden Street
Tallahassee, Florida 32301
(850) 681-3828 (telephone)
(850) 681-8788 (facsimile)
Attorneys for Southeastern Utilities
Services, Inc.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 5th day of January, 2004, a true and correct copy of the foregoing has been furnished by Hand Delivery* and U.S. Mail to the following:

*Cochran Keating
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Bill Walker
Florida Power & Light Company
215 South Monroe Street, Suite 810
Tallahassee, FL 32301

*Kenneth A. Hoffman
Rutledge, Ecenia, Purnell & Hoffman
Post Office Box 551
Tallahassee, FL 32302-0551

R. Wade Litchfield
Law Department
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, FL 33408-0420

Daniel Joy
785 SunTrust Bank Plaza
1800 Second Street
Sarasota, FL 34236

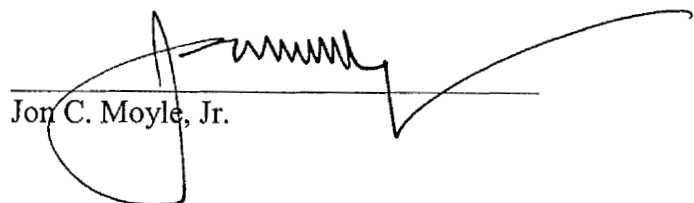

Jon C. Moyle, Jr.

Exhibit A

All documents you relied upon when calibrating 1-V thermal demand meters.

All documents relating to 1-V thermal demand meters provided to you by Landis and Gyr.

All documents relating to the thermal demand meters found on page 2 of this document.

All correspondence you have received, including e-mails, relating 1-V thermal demand meters.

All documents regarding how 1-V thermal demand meters are to be tested for accuracy.

All documents regarding the percent of scale that 1-V thermal demand are tested to determine accuracy.

All documents regarding temperature affects upon thermal demand meters.

All documents you have regarding the accuracy of 1-V thermal demand meters.

Customer Name	City	Account Number	Old Meter Number
BEST BUY#551 12395 Sunrise Blvd	SUNRISE	97114-18237	1V55381
BEST BUY #550 1880 Palm Bch Lakes	WEST PALM BEACH	63169-50366	1V50842
BEST BUY #554 20540 S R 7	BOCA RATON	30591-38093	1V53825
J C PENNEY #2132 2076 9 ST N.	NAPLES	90964-37216	1V 52475
J C PENNEY #1514 DESOTA SQ MALL	BRADENTON	07064-37886	1V7179D
Dillard 9001 W Atlantic Blv, DILLARD'S TAMIAMI TRAIL	Coral Springs PORT CHARLOTTE	2801172467 5118046985	1V5216D 1V7166D
target Fruitville Sarasota	sarasota	49909-58540	1V5871D
Target 3251 Hollywood Blv,	Hollywood	771059334	1V7032D
Target 21637 SR#7,	Boca Raton	287311708	1V5885D
Target 1200 Linton Blv,	Delray Beach	1385410566	1V5025D
Target 6150 14 St W,	Bradenton	36908-36659	1V5192D
Target 4271 Tamiami Trail S,	Venice	59543-43371	1V5159D
Target 1400 Tamiami Trail,	Port Charlotte	10054-45984	1V5887D
Target 1901 N Congress Av,	Boyton Beach	39242-15316	1V7001D
Target 13711 S Tamiami Trail	Ft Myers	42298-19083	1V7019D
Target 2750 W New Haven Ave	Melbourne Village	5419800197	1V5209D
OCEAN PROPERTIES HOLIDAY INN 100 RIVERFRONT	BRADENTON	70876-34924	1V52093
Home Depot 3860 NORTHLAKE BLVD	LAKE PARK	0076326479	1V55848
2829 W NEW HAVEN AVE	MELBOURNE VILLAGE	5201107132	1V51240
1500 SW 8TH ST	BOYNTON BEACH	6924616326	1V7165D
1800 TAMIAMI TRL	PORT CHARLOTTE	3043340953	1V5517D
9820 GLADES RD #HOMEDEPOT	BOCA RATON	7674516658	1V53337
3451 NW FEDERAL HWY	JENSEN BEACH	1929328472	1V5036D