

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 16, 2004
Company concerning thermal)
demand meter error.)

OCEAN PROPERTIES, INC.
NOTICE OF TAKING DEPOSITIONS 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,
Ocean Properties, Inc., hereby notices the following depositions will be taken at the times and
locations indicated:

Keith Herbster
Florida Power & Light Company
9250 West Flagler Street, Room 1606
Miami, Florida 33174
January 27, 2004
9:00 a.m. and

Brian Faircloth
Florida Power & Light Company
9250 West Flagler Street, Room 1606
Miami, Florida 33174
January 27, 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,

DOCUMENT NUMBER - DATE

00691 JAN 16 04

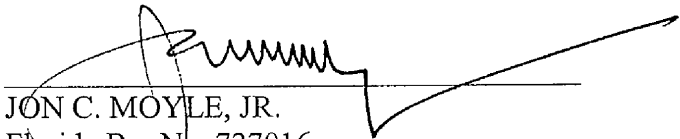
FPSC-COMMISSION CLERK

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
DIANA K. SHUMANS
Florida Bar No. 0675822
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 Ocean Properties, Inc.

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.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 16th 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:

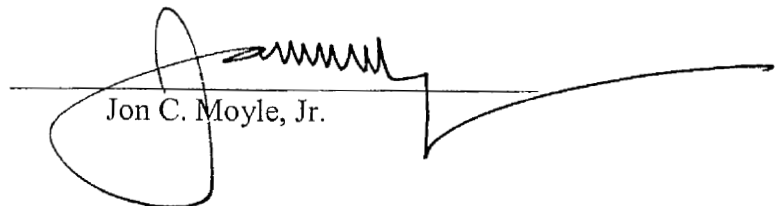
*Cochran Keating
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

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

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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.