

ORIGINAL

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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and Purchased Power Cost)
Recovery Clause and Generating)
Performance Incentive Factor)
)

DOCKET NO. 040001-EI
October 21, 2004

COMMISSION
CLERK

CROSS-NOTICE OF TAKING DEPOSITION
DUCES TECUM OF TOM HARTMAN

TO: R. Wade Litchfield
Natalie Smith
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, Florida 33408-0420

PLEASE TAKE NOTE, THAT PURSUANT TO Florida Rule of Civil Procedure 1.310

The undersigned will take the following depositions at the times and locations indicated:

Tom Hartman
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, Florida 33408
Thursday, October 28, 2004
Upon the conclusion of questions asked by counsel for staff of the Florida Public Service Commission.

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

CMP _____ purposes, for use at trial, or both, and will continue from day-to-day until complete. Deponent
COM _____ shall bring with him to the deposition all documents relied upon in preparing his pre-filed direct
CTR 1 _____ and rebuttal testimony.
ECR _____

GCL _____ Individuals with disabilities needing a reasonable accommodation to participate in this
OPC _____ proceeding should contact Jon C. Moyle, Jr., Esquire at 850/681-3828. If hearing impaired, call
MMS _____
RCA _____ 1/800-955-8771 (TDD) or 1/800/955-8770 (V) via Florida Relay Service for assistance.
SCR _____

SEC 1 _____
OTH _____

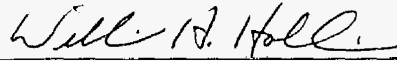
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PLEASE GOVERN YOURSELVES ACCORDINGLY.



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Attorneys for Thomas K. Churbuck

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by Federal Express to those listed below with an asterisk and the remainder by U.S. Mail without an asterisk this day the 21st day of October, 2004.

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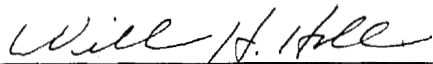
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