

ORIGINAL

JAMES E. "JIM" KING, JR.  
President

JOHNNIE BYRD  
Speaker



STATE OF FLORIDA  
OFFICE OF PUBLIC COUNSEL



c/o THE FLORIDA LEGISLATURE  
111 WEST MADISON ST.  
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TALLAHASSEE, FLORIDA 32399-1400  
850-488-9330

Harold McLean  
Public Counsel

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COMMISSION  
CLERK

January 14, 2005

Ms. Blanca S. Bayó, Director  
Division of the Commission Clerk  
and Administrative Services  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0870

RE: Progress Energy Florida, Inc.'s petition for approval of storm cost recovery clause for extraordinary expenditures related to Hurricanes Charley, Frances, Jeanne, and Ivan - FPSC Docket No. 041272-EI

Dear Ms. Bayó:

Enclosed please find an original and one copy of the Amended Notice of Deposition for filing in the above referenced docket. The date of the depositions was inadvertently omitted from the original Notice of Deposition.

Please indicate the time and date of receipt on the enclosed duplicate of this letter and return it to our office.

- CMP \_\_\_\_\_
- COM \_\_\_\_\_
- CTR \_\_\_\_\_
- ECR \_\_\_\_\_
- GCL \_\_\_\_\_
- OPC \_\_\_\_\_
- MMS \_\_\_\_\_
- RCA \_\_\_\_\_
- SCR \_\_\_\_\_
- SEC   1   PC/pwd
- OTH \_\_\_\_\_ Enclosures

Sincerely,

Patricia A. Christensen  
Associate Public Counsel

RECEIVED & FILED

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

**ORIGINAL**

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for approval of storm cost recovery clause for recovery of extraordinary expenditures related to Hurricanes Charley, Frances, Jeanne, and Ivan, by Progress Energy Florida, Inc.

Docket No. 041272-EI  
Filed: January 14, 2005

**AMENDED NOTICE OF DEPOSITION**

TO: John Burnett  
Carlton Fields Law Firm  
Post Office Box 3239  
Tampa, FL 33607-3239

NOTICE is hereby given that Patricia A. Christensen of the Office of Public Counsel will take depositions at the offices of Carlton Fields Offices, 4221 W. Boy Scout Boulevard, Corporate Center 3, at International Plaza, Tampa, FL 33607, on Monday, January 24, 2004, of the following persons at the times indicated:

Mark Wimberly	9:00 a.m.
Corporate representative(s) within the company who are knowledgeable of the Florida transmission and distribution organization budgets for 2003, 2004 and 2005, budget variance reports for 2004 to date, business plans for 2003, 2004 and 2005, development of storm cost estimates for capital, labor, material and supplies, overheads, contract crews, tree trimming crews and any other storm recovery issues relevant to the transmission and distribution organization.	10:00 a.m.
Corporate representative who is the overall coordinator of the development and the production of the storm cost estimates that have been submitted by Progress Energy in this docket	10:30 a.m.
Corporate representative who is the subject matter expert regarding the capital cost calculations included in the storm recovery request, including the handling of replacement transactions, cost of removal and booking of new capital additions into the corporate records.	11:00 a.m.
Javier Portuondo	1:00 p.m.

These depositions shall be taken upon oral examination before an official court reporter or other officer authorized by law to take depositions. These depositions are being taken for purposes of discovery, for use at trial, or for any other purposes allowed under the Florida Rules of Civil Procedure and the Rules of the Florida Public Service Commission.

Any person requiring some accommodation at these depositions because of a physical impairment should call the Office of Public Counsel at (800) 342-0222 at least 48 hours prior to the deposition. Any person who is hearing or speech impaired, please contact the Office of Public Counsel by using the Florida Relay Service, which can be reached at 1-800-955-8771 (TDD).

For parties who wish to attend by telephone the call in number is: Non-Suncom (850) 414-6477 Suncom 994-6477.

PLEASE GOVERN YOURSELF ACCORDINGLY.

Respectfully submitted,



Patricia A. Christensen  
Associate Public Counsel

Office of Public Counsel  
111 W. Madison Street, Room 812  
c/o The Florida Legislature  
Tallahassee, FL 32399-0850

(850) 488-9330

Attorney for the Citizens  
of the State of Florida

**CERTIFICATE OF SERVICE  
DOCKET NO. 041272-EI**

I HEREBY CERTIFY that a true and correct copy of the foregoing Notice of Deposition has been furnished by hand-delivery(\*) or facsimile(\*\*) and U.S. Mail to the following parties on this 14th day of January, 2005:

Jennifer Brubaker, Esquire\*  
Jennifer Rodan, Esquire  
Division of Legal Services  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850

Vicki Gordon Kaufman, Esquire\*\*  
Timothy J. Perry, Esquire  
McWhirter Reeves  
117 S. Gadsden Street  
Tallahassee, Florida 32301

James A. McGee, Esquire\*\*  
Progress Energy Service Company, LLC  
100 Central Avenue  
St. Petersburg, Florida 33701

Bonnie E. Davis, Esquire\*\*  
Progress Energy Florida, Inc.  
106 East College Avenue, Suite 800  
Tallahassee, Florida 32301-7740

John W. McWhirter, Jr.\*\*  
McWhirter Reeves  
400 North Tampa Street, Suite 2450  
Tampa, Florida 33601-3350

Gary Sasso  
James Walls  
John Burnett\*\*  
Carlton Fields Law Firm  
Post Office Box 3239  
Tampa, FL 33607-3239

Michael B. Twomey, Esquire\*\*  
Post Office Box 5256  
Tallahassee, FL 32314-5256

  
Patricia A. Christensen  
Associate Public Counsel