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From:

James A. McGee [jmcgee@tampabay.rr.com]

Sent:

Wednesday, March 30, 2005 7:25 PM

To:

Filings@psc.state.fl.us

Cc:

Jennifer Brubaker; Jennifer Rodan; Perry, Tim; McGlothlin, Joe; miketwomey@talstar.com

Subject:

Docket No. 041272-EI, Notice Publication Affidavits

Attachments: Affidavits - Service Hearings Notice.pdf

This electronic filing is made by

James A. McGee

P.O. Box 14042

St. Petersburg, FL 33733

727-820-5184

james.mcgee@pgnmail.com

Docket No. 041272-EI

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

On behalf of Progress Energy Florida.

Consisting of 9 pages.

The documents attached for filing are Progress Energy's

Affidavits and Certifications regarding the

CMP publication of service hearing notices,
OM including a filing letter and a certificate of service.
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JAMES A. MCGEE
ASSOCIATE GENERAL COUNSEL
PROGRESS ENERGY SERVICE COMPANY, LLC

March 30, 2005

VIA ELECTRONIC FILING

Ms. Blanca S. Bayó, Director Division of the Commission Clerk and Administrative Services Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, Florida 32399-0850

Re: Docket No. 041272-EI

Dear Ms. Bayó:

Enclosed for filing in the subject docket on behalf of Progress Energy Florida, Inc., are the affidavits and certifications of the St. Petersburg Times, the Tallahassee Democrat, the Lakeland Ledger, the Ocala Star Banner, and the Orlando Sentinel, which attest to the publication in their respective newspapers of notices for the service hearings conducted by the Commission in this proceeding.

Please acknowledge your receipt of the above filing as provided in the Commission's electronic filing procedures. Thank you for your assistance in this matter.

Very truly yours,

s/ James A. McGee

JAM/scc Enclosure

cc: Parties of record



March 30, 2005

Progress Bretgy 410 Santh Wilmington 51 PEB 14A PEB 14A

AFFIDAVIT OF PUBLICATION

STATE OF PLORUDA

Before the undersigned surfrority personally appeared, Christine Paul, who on Department of the St. Petersburg Times, a daily newspaper published in St. Petersburg, Pinellas County, Florida. Client, Progress Energy, ran a 4 x 6, "Storm Service Hearing" and on March 1, 2005 in the St. Petersburg Times.

Signature Churtie Course Signature of Muraga

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Jour 2005

Notary Public

NOTICE OF PUBLIC HEARINGS

The Florida Public Service Commission has scheduled six customer service hearings as part of its decision-making process in Docket No. 041272-El, regarding the request of Progress Energy Florida for approval of a storm cost recovery clause to recover extraordinary costs incurred as a result of Hurricanes Charley, Frances, Jeanne and Ivan.

Service Hearing Schedule

The customer service hearings will be conducted by the commission at the times and places indicated below:

Tuesday, March 15, 2005

10 a.m. - 2 p.m.

City Council Chambers, City Hall, 2nd Roor

151 SE Osceola Avenue

Ocala, Florida

Tuesday, March 15, 2005

6 p.m. - 9 p.m.

City Council Chambers, City Hall

120 East Main Street

Apopka, Florida

Wednesday, March 16, 2005

10 a.m. - 2 p.m.

City Commission Chambers, City Hall

450 North Wilson Avenue

Barrow, Florida

Wednesday, March 18, 2005

6 p.m. - 9 p.m.

City Council Chambers, 2nd Floor, City Hall

175 5th Street North

St. Petersburg, Florida

Thursday, Merch 17, 2005

10 a.m. - 2 p.m.

City Council Chambers, 3rd Floor, City Hall

112 South Osceola Avenue

Clearwater, Florida

Wednesday, March 30, 2005

9:30 a m

Room 148, Betty Easley Conference Center

4075 Esplanado Way

Tallahassee, Florida

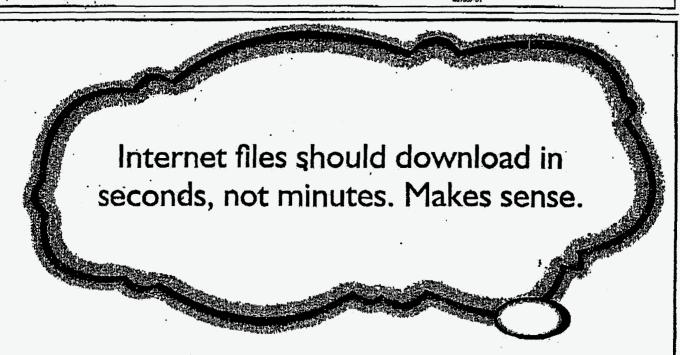
The purpose of these hearings is to provide customers of Progress Energy Florida the opportunity to testify before the commission on the quality and adequacy of Progress Energy's service restoration activities following the four hurricanes that impacted its service territory in August and September 2004, the appropriate mechanism for recovery of storm-related restoration costs, and other appropriate matters as determined by the commission. Customers who wish to present testimony are urged to appear at the beginning of the hearing, since the hearing may be adjourned early if no witnesses are present to testify.

Customer comments regarding Progress Energy's request may also be submitted to the commission at the following address: Director, Division of the Commission Clerk and Administrative Services, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida, 32399-0850. Such comments should refer to Docket No. 041272-El. In addition, customers may contact Progress Energy with questions or comments relating to the request through its Web site at progress-energy.com/stormhearing.

..., person requiring some accommodation at the service hearings because of a physical impairment should call the Division of the Commission Clerk and Administrative Services at 1-850-413-6770 at least 48 hours prior to the meeting. Any person who is hearing or speech impaired, please contact the Florida Public Service Commission using the Florida Relay Service, which can be reached at 1-800-955-8771 (TDD).



430133-01





AFFIDAVIT OF DISTRIBUTION

STATE OF Florida
COUNTY OF Leon
I, April Spooner , being duly sworn on oath says he/she is and during all times herein stated has been the publisher of the publisher's designated agent in charge of the publication known as
The Tallahassee Democrat ("Publisher")
and has full knowledge of the facts herein stated as follows:
The ad for <u>Progress Energy</u> ("Advertiser") was distributed to Publisher's full circulation on the <u>1</u> day of <u>March</u> , 2005.
By: A. Sporner

Subscribed and sworn to before me
this 31st day of, 2005. Notary Seal:

Notary Fublic

CAASMA JAMES
MY COMMISSION # DD 099040
EXPIRES: Maton 11, 2006
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The Florida Public Service Commission bas scheduled six customer service hearings as part of its decision-making process in Docket No. 041272-EL regarding the request of Progress Energy Florida for approval of a storm cost recovery clause to recover extraordinary costs incurred as a result of Hurricanes Charley Frances, Jeanne and Ivan

Service Hearing Schedule

The customer service hearings will be conducted by the commission at the times and places indicated below.

Tuesday, March 15, 2005 10 a.m. — 2 p.m.

City Council Chambers, City Hall, 2nd Floor

151 SE Osceola Avenue

Ocala, Horida

Tuesday, March 15, 2005

6 p.m. – 9 p.m.

City Conneil Chambers, City Hall.

120 East Main Street

Apopka, Florida

Wednesday, March 15, 2005

70 s.m. - 2 p.m. City Commission Chambers, City Hall

450 North Wilson Avenue

Bartow, Florida

Wednesday, March 16, 2005

6 p.m: - 9 p.m.

City Council Chambers, 2nd Roor, City Hall

175 5th Street North

St. Petersburg, Florida

Thursday, March 17, 2005

18:2.m. - 2 p.m.

City Council Chambers, 3rd Floor, City Hall

112 South Osceola Avenue

Clearwater, Florida

Wednesday, March 30, 2005

9:30 a.m.

Room 148, Betty Easley Conference Center

4075 Esplanade Way

Tallahassee: Florida

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Any person requiring some accommodation at the service hearings because of a physical impairment should call the Division of the Commission . Clerk and Administrative Services at 1-850-413-6770 at least 48 hours prior to the meeting. Any person who is hearing or speech impaired, please contact the Florida Public Service Commission using the Florida Relay Service, which can be reached at 1-800-955-8771 (TDD).

Progress Energy

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"Some people may believe Publix is going to get even stronger," he said.

Mary Toothman can be reached at mary toothman Otheledger.com or 863-802-7533.

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. The case has huge implications for cruise lines, which could be forced to pay for retrofitting ships. The worldwide industry estimates two-thirds of its passenvers are Americans.

Goldstein said the National La-

DUL ACTURDING WIT PRODUCT BURITY to the crews of foreign-flagged vessels that stop in U.S. ports. "but when Americans are involved" circumstances change.

The justices seemed concerned about stepping into an intersection of the law of the sea. U.S. rules and the laws of foreign

COUNTAIGO.

"You are saving the U.S. the world," Justice Ruth ! Ginsburg told Goldstein.

The passengers drew su for their position from the J Department, which says th abilities act applies.

The cruise lines and dist groups had urged the Sur Court to take the case, notin federal appeals court Louisiana and Florida reopposite conclusions on wh the disabilities act applies industry.

NOTICE OF PUBLIC HEARINGS

The Florida Public Service Commission has scheduled six customer service hearings as part of its decision-making process in Docket Mo. 041272-Et, regarding the request of Progress Energy Florida for approval of a storm cost recovery clause to recover extraordingry costs incurred as a result of Hutticanes Charley, Frances. Jeanne and Ivan

Service Hearing Schedule

The customer service hearings will be conducted by the commission at the times and places indicated below:

Tuesdey, March 15, 2005

10 a.m. - 2 p.m. City Council Chambers, City Hall, 2nd Hoor 157 SE Osceola Avenue .

Ocala, Florida

Tuesday, March 15, 2005

6 p.m. - 9 p.m.

City Council Chambers, City Hall

120 East Main Street

Apopla, Florida

Wednesday, March 16, 2005

10 a.m. - 2 p.m.

City Commission Chambers, City Hall

450 North Wilson Avenue

Bartow, Florida

Wednesday, Warch 16, 2005 .

6 p.m. - 9 p.m.

City Council Chambers, 2nd Hoor, City Hall

175 5th Street North

St. Petersburg, Florida

Thursday, March 17, 2005

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City Council Chembers, 3rd Floor, City Hall

112 South Osceola Avenue

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Wednesday, March 30, 2005

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Hoom 143, Betty Easley Conference Center

4075 Esplanade Way

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The purpose of these hearings is to provide customers of Propress Energy Florida the opportunity to testify before the commission on the quality and adequacy of Progress Energy's service restoration activities following the four hurricanes that impacted its service territory in August and September 2004, the appropriate mechanism for recovery of storm-middled restoration costs, and other appropriate matters as determined by the commission. Customers who wish to present testimony are used to appear at the beginning of the hearing, since the hearing may be adjourned early if no witnesses are present to testify.

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Any person requiring some accommodation at the service hearings because of a physical impairment should call the Division of the Commission Clark and Administrative Services at 1-850-413-6770 at least 48 hours prior to the meeting. Any person who is hearing or speech impelied, please contact the Florida Public Service Commission using the Hoxida Relay Service, which can be reached at 1-ROP-955-8771 (TOD).

Progress Energy







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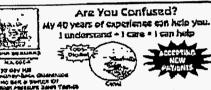
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Ca Program Emily

Progress Energy ran a storm service hearing ad on 3/1/05 in the Orlando Sentinel. Muz A MOUNT EXFEURIUF

PROGRESS ENERGY FLORIDA

Docket No. 041272-EI

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing Affidavits and Certifications regarding Progress Energy Florida's publication of service hearing notices has been furnished to the following individuals by electronic mail the 30th day of March, 2005.

Jennifer Brubaker, Esquire
Jennifer Rodan, Esquire
Office of the General Counsel
Economic Regulation Section
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Michael B. Twomey, Esquire Post Office Box 5256 Tallahassee, FL 32314-5256 Timothy J. Perry, Esquire
McWhirter Reeves McGlothlin Davidson
Kaufman & Arnold, P.A.
117 South Gadsden Street
Tallahassee, FL 32301

Joseph A. McGlothlin, Esquire Office of the Public Counsel c/o The Florida Legislature 111 West Madison St., Room 812 Tallahassee, FL 32399-1400

s/ James A. McGee
Attorney