

# ORIGINAL

## Matilda Sanders

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**From:** BURNS.DANA [BURNS.DANA@leg.state.fl.us]  
**Sent:** Friday, October 21, 2005 4:56 PM  
**To:** Filings@psc.state.fl.us  
**Cc:** Adrienne Vining; Bill\_Walker@fpl.com; gperko@hgslaw.com; JAS@beggsllane.com; jmcwhirter@mac-law.com; jmoylejr@moylslaw.com; john.butler@steelhector.com; Jennifer Rodan; lwillis@ausley.com; mark\_hoffmann@csx.com; RegDept@Tecoenergy.com; schef@landersandparsons.com; sdriteno@southernco.com; southflorida@fpuc.com; tompsi@aol.com; tperry@mac-law.com; Wade\_Litchfield@fpl.com; karen.white@tyndall.af.mil; miketwomey@talstar.com; craig.paulson@tyndall.af.mil; CHRISTENSEN.PATTY; POUCHER.EARL; DAVIS.PHYLLIS; McGLOTHLIN.JOSEPH; Charles Beck; MERCHANT.TRICIA; alex.glenn@pgnmail.com; nhorton@lawfla.com; craepple@hgslaw.com  
**Subject:** Docket No. 050001-EI  
**Attachments:** 050001 notice of deposition(corporate rep)-3efile.doc

On behalf of Joseph A. McGlothlin, Office of Public Counsel  
 111 W. Madison Street, Room 812  
 Tallahassee, FL 32399-1400  
 Email: [mcglothlin.joseph@leg.state.fl.us](mailto:mcglothlin.joseph@leg.state.fl.us)  
 Phone: (850) 488-9330  
 Fax: (850) 488-4491

1. This filing is to be made in Docket Number: 050001-EI, In Re: Fuel and Purchased Power Cost Recovery Clause with Generating Performance Incentive Factor
2. Attached for filing on behalf of Office of Public Counsel is a Notice of Deposition.
3. There are a total of four (4) pages for filing

Dana Burns  
 488-9330

CMP \_\_\_\_\_  
 COM \_\_\_\_\_  
 CTR 1 \_\_\_\_\_  
 ECR \_\_\_\_\_  
 GCL \_\_\_\_\_  
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 SEC 1 \_\_\_\_\_  
 OTH \_\_\_\_\_

DOCUMENT NUMBER DATE

10281 OCT 21 05

FPSC-COMMISSION CLERK

10/24/2005

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and purchased power )  
cost recovery clause with )  
generating performance incentive )  
factor. )  
\_\_\_\_\_ )

Docket No. 050001-EI

Date: October 24, 2005

NOTICE OF DEPOSITION

TO: Gary V. Perko, Esquire  
Carolyn S. Raeppe, Esquire  
Hopping Law Firm  
P.O. Box 6526  
Tallahassee, FL 32314

NOTICE is hereby given that, pursuant to agreement of counsel, Joseph A. McGlothlin of the Office of Public Counsel will take the deposition of the corporate representative(s) of Progress Energy Florida, Inc. (PEF) identified below at the 8202 West Venable Street, Crystal River, Florida 34429, on Thursday, October 27, 2005, at the time indicated:

Corporate representative: The officer or employee of PEF who has responsibility for overseeing and administering, from PEF's perspective, the contractual arrangement between PEF and Progress Fuels Corporation pursuant to which Progress Fuels Corporation supplies coal and transportation services to PEF.	10:00 a.m.
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This deposition shall be taken upon oral examination before an official court reporter or other officer authorized by law to take depositions. This deposition is 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.

PLEASE GOVERN YOURSELF ACCORDINGLY.

s/ Joseph A. McGlothlin  
Joseph A. McGlothlin  
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. 050001-EI**

I HEREBY CERTIFY that a true and correct copy of the foregoing Notice of Deposition has been furnished by electronic mail and U.S. Mail to the following parties on this 24th day of October, 2005:

Jennifer Rodan  
Adrienne Vining  
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Tallahassee, FL 32399-0850

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s/ Joseph A. McGlothlin  
Joseph A. McGlothlin  
Associate Public Counsel