

Matilda Sanders

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Sent: Monday, October 09, 2006 3:27 PM
To: Filings@psc.state.fl.us
Cc: Bill Walker; Brenda Irizarry; Capt. Damund Williams; Cecilia Bradley; Cheryl Martin; Jack Shreve; James D. Beasley; James W. Brew; Jeffrey A. Stone; John McWhirter, Jr. ; John T. Butler; Joseph A. McGlothlin; Karin S. Torain; Lee L. Willis; Lisa Bennett; Lt. Col. Karen White; Michael B. Twomey; Norton H. Horton, Jr. ; R. Wade Litchfield; Robert Scheffel Wright; Russell Badders; Susan D. Ritenour; Tim Perry
Subject: PSC Docket 060001 Filing
Attachments: PEF Notice Withdrawal of Discovery.pdf

ORIGINAL

Attached for filing and service in Docket 060001 is Progress Energy Florida, Inc.'s Notice of Withdrawal of Discovery [directed to OPC, AARP and Attorney General]. Paper service copies will be sent by U.S. Mail to counsel and parties of record.

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DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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

DOCKET NO.: 060001-EI

Filed: October 9th, 2006

**PROGRESS ENERGY FLORIDA, INC.'S
NOTICE OF WITHDRAWAL OF DISCOVERY**

Progress Energy Florida, Inc. hereby gives notice of withdrawal of discovery filed in Florida Public Service Commission Docket No. 060001-EI as listed below:


1. Progress Energy Florida, Inc.'s Fourth Request for Production of Documents to Office of Public Counsel (Nos. 97-103) served September 21, 2006;
2. Progress Energy Florida, Inc.'s First Set of Interrogatories to AARP (No. 1 (a-f)) served October 3, 2006;
3. Progress Energy Florida, Inc.'s Request for Production of Documents to AARP (Nos. 1-8) served October 3, 2006;
4. Progress Energy Florida, Inc.'s First Set of Interrogatories to Charles J. Crist, Jr. as Attorney General (No. 1 (a-f)) served October 3, 2006; and
5. Progress Energy Florida, Inc.'s Request for Production of Documents to Charles J. Crist, Jr. as Attorney General (Nos. 1-8) served October 3, 2006.

Progress Energy Florida, Inc. filed this discovery, which relates to Citizen's Petition to Require Progress Energy Florida to Refund to Customer \$143 Million, Representing Past Excessively High Fuel Costs Stemming from Failure to Utilize the Most Economical Sources of Coals for Crystal River Units 4 and 5 and Proposed Procedure and Schedule filed August 10, 2006, in Docket No. 060001-EI. Because Docket No. 060658-EI has been established to address

this Petition, Progress Energy Florida, Inc. withdraws the discovery as listed above and will re-serve the discovery requests in Docket No. 060658-EI.

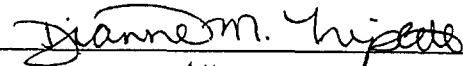
Respectfully submitted this 9th day of October, 2006.

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of Progress Energy Florida, Inc.'s Notice of Withdrawal of Discovery has been furnished by electronic mail and U.S. Mail on this 9th day of October, 2006 to all counsel as listed on the attached service list.



Attorney

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