

Matilda Sanders

ORIGINAL

From: John W McWhirter [jmcwhirter@mac-law.com]  
 Sent: Monday, October 16, 2006 7:27 AM  
 To: Filings@psc.state.fl.us  
 Cc: Bill Walker, Esq.; Brenda Irizarry; Capt. Damund Williams; Cheryl Martin; Harold Mclean; James Beasley, Esq.; James W. Brew; Jeffrey Stone, Esq.; John Butler, Esq.; John McWhirter; Joseph A. McGlothlin; Karin S. Torain; Lee Willis, Esq.; Lisa Bennett; Lt. Col. Karen White; Michael B. Twomey; Norton H. Horton, Jr.; Robert Scheffel Wright, Esq.; Russell Badders, Esq.; Susan D. Ritenour (Gulf Power); Wade Litchfield, Esq.  
 Subject: FIPUG Deposition Cross Notice  
 Attachments: 061016 Cross notice of depositions.doc

1. John W. McWhirter, Jr., McWhirter Reeves & Davidson, P.A., 400 N. Tampa St. Tampa, FL 33602, [jmcwhirter@mac-law.com](mailto:jmcwhirter@mac-law.com) is the person responsible for this electronic filing;
2. The filing is to be made in Docket 0600001-EI, In re: Fuel and Purchased Power Cost Recovery Clause with Generating Performance Incentive Factor Fuel and Cost Recovery Clause The filing is made on behalf of the Florida Industrial Power Users Group;
3. The total number of pages is 3; and
4. The attached document is The Florida Industrial Power User Group's Cross Deposition Notice.

John McWhirter  
 813.224.0866

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DOCUMENT NUMBER-DATE  
 09534 OCT 16 06  
 FPSC-COMMISSION CLERK

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 16th, 2006

THE FLORIDA INDUSTRIAL POWER USERS GROUP'S  
CROSS-NOTICE OF TELEPHONIC DEPOSITIONS

TO: Lee L. Willis  
James D. Beasley  
Ausley & McMullen  
227 S. Calhoun Street  
Tallahassee, Florida 32301

NOTICE is hereby given that the Florida Industrial Power Users Group (FIPUG) will take the deposition of the following individuals at the following location and time indicated:

NAME	DATE and TIME	ORIGINAL NOTICING PARTY
Carlos Aldazabal	Wednesday October 18 <sup>th</sup> 1:00PM	FPSC STAFF
Joann Wehle,	Wednesday October 18 <sup>th</sup> 1:00PM	FPSC STAFF
Benjamin Smith	Wednesday October 18 <sup>th</sup> 1:00PM	FPSC STAFF

Since the depositions of the above named individuals have already been noticed by the Florida Public Service Commission Staff, FIPUG states that it plans to ask its deposition questions, if any, at the conclusion of Staff's deposition.

The deponents should bring with them copies of all the work papers or other materials used by them in the preparation of any testimony filed in this docket or used in the preparation of any responses to staff's discovery requests in this docket.

The deposition is being taken for purposes of discovery, for use at trial, or for any other purpose allowed under the Florida Rules of Civil Procedure, the Uniform Rules of Procedure,

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and the Rules of the Florida Public Service Commission.

Please govern yourselves accordingly.

## CERTIFICATE OF SERVICE

**I HEREBY CERTIFY** that a true and correct copy of the foregoing the Florida Industrial Power Users Group's Prehearing Statement has been furnished by e-mail and U.S. Mail this 16th day of October 2006, to the following:

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