

Matilda Sanders

ORIGINAL

**From:** ROBERTS.BRENDA [ROBERTS.BRENDA@leg.state.fl.us]  
**Sent:** Tuesday, October 17, 2006 9:42 AM  
**To:** Filings@psc.state.fl.us  
**Cc:** McGLOTHLIN.JOSEPH; POUCHER.EARL; MERCHANT.TRICIA; bill\_feaster@fpl.com; Cochran Keating; Mike Twomey; Bill Walker; Brenda Irizarry; cecilia\_bradley@oag.state.fl.us; CHRISTENSEN.PATTY; Cochran Keating; damund.williams@tyndall.af.mil; Federal Executive Agencies; gsasso@carltonfields.com; jack\_shreve@oag.state.fl.us; James W. Brew; JAS@beggslane.com; john butler; John McWhirter; John Rogers; john.burnette; Karin S. Torain; Lee Willis; Lisa Bennett; Mike Twomey; Norman H. Horton; paul lewis; R. Alexander Glenn; Schef Wright; sdriteno@southernco.com; southflorida@fpuc.com; Tim Perry; Wade\_Litchfield@fpl.com  
**Subject:** e-filing (Dkt. Nos. 060001-EI & 060362-EI)  
**Attachments:** 060001.Cross-Notice of Depo (yupp and dubin)10-17.sversion.doc

CMP \_\_\_\_\_  
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 CTR   /    
 ECR \_\_\_\_\_  
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 SCR \_\_\_\_\_  
 SGA \_\_\_\_\_  
 SEC   /    
 OTH \_\_\_\_\_

Electronic Filing

a. Person responsible for this electronic filing:

Charles J. Beck, Deputy Public Counsel  
 Office of Public Counsel  
 c/o The Florida Legislature  
 111 West Madison Street, Room 812  
 Tallahassee, FL 32399-1400  
 (850) 488-9330  
 beck.charles@leg.state.fl.us

b. Docket Nos. 060001-EI & 060362-EI

In re: Fuel and Purchased Power Cost Recovery Clause with Generating Performance Incentive Factor and  
 In re: Petition to recovery natural gas storage project costs through fuel cost recovery clause, by Florida Power & Light Company.

c. Document being filed on behalf of Office of Public Counsel

d. There are a total of 4 pages.

e. The document attached for electronic filing is Citizens' Notice of Service.

(See attached file: 060001.Cross-Notice of Depo (yupp and dubin)10-17.sversion.doc)

Thank you for your attention and cooperation to this request.

Brenda S. Roberts  
 Secretary to Charles J. Beck, Deputy Public Counsel.  
 Office of Public Counsel  
 Telephone: (850) 488-9330  
 Fax: (850) 488-4491

DOCUMENT NUMBER-DATE

09572 OCT 17 g

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

In re: Petition to recover natural gas storage  
project costs through fuel cost recovery clause,  
by Florida Power & Light Company.

Docket No. 060362-EI

Filed: October 17, 2006

**OFFICE OF PUBLIC COUNSEL'S  
CROSS-NOTICE OF DEPOSITION**

TO: R. Wade Litchfield, Esquire  
John Butler, Esquire  
Florida Power & Light Company  
700 Universe Blvd.  
Juno Beach, FL 33408-0420

NOTICE is hereby given that the Office of Public Counsel will take the  
deposition of the following individual at the following location and time indicated:

NAME	DATE and TIME	LOCATION
Gerard Yupp	Friday, October 20, 2006 9:30 a.m.	Room 362 Gunter Building 2540 Shumard Oak Blvd. Tallahassee, FL 32399 Witness may participate telephonically; dial-in number for all parties will be provided by e-mail.
Kori M. Dubin	Friday, October 20, 2006 9:30 a.m.	Room 362 Gunter Building 2540 Shumard Oak Blvd. Tallahassee, FL 32399 Witness may participate telephonically; dial-in number for all parties will be provided by e-mail.

DOCUMENT NUMBER-DATE

09572 OCT 17 06

FPSC-COMMISSION CLERK

Since the deposition of the individuals named above have already been noticed by the Florida Public Service Commission, the Office of Public Counsel states that they will plan to ask their deposition questions, if any, at the conclusion of the deposition by the Florida Public Service Commission.

The witness should bring copies of all the work papers or other materials used by the witness in the preparation of his testimony filed in this docket or used by the witness in the preparation of responses to Staff and Public Counsel'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, and the Rules of the Florida Public Service Commission.

The participant number will be provided to parties via electronic mail by the PSC prior to the deposition.

Please govern yourselves accordingly.

Respectfully submitted,

s/ Charles J. Beck  
Charles J. Beck  
Deputy Public Counsel  
Florida Bar No. 217281  
Office of Public Counsel  
111 West 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

**DOCKET NO. 060001-EI**

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a copy of the foregoing has been furnished by U.S.

Mail and electronic mail to the following parties on this 17<sup>th</sup> day of October, 2006.

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