

Matilda Sanders

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Sent: Monday, March 05, 2007 10:24 AM
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Subject: Deposition of Daniel J. Lawton
Attachments: LAWTON depo.pdf

ORIGINAL

This electronic filing is made by:

John T. Burnett
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727-820-5184
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Docket: 060658-EI

In re: Petition on behalf of Citizens of the State of Florida to require Progress Energy Florida, Inc. to refund to customers \$143 million

On behalf of Progress Energy Florida

Consisting of 4 pages.

The attached document for filing is Progress Energy Florida's Notice of Taking Deposition of Daniel J. Lawton (a PDF document)

<<LAWTON depo.pdf>> CMP _____
 COM _____
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 SGA _____
 SEC _____
 OTH _____

DOCUMENT NUMBER-DATE
01989 MAR-5 6
FPSC-COMMISSION CLERK

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition on behalf of Citizens of the
State of Florida to require Progress Energy
Florida, Inc. to refund to customers \$143 million

Docket No. 060658-EI

Submitted for Filing: March 5, 2007

**PROGRESS ENERGY FLORIDA, INC.'S
NOTICE OF TAKING DEPOSITION DUCES TECUM**

TO: Joseph A. McGlothlin, Esq.
Office of Public Counsel
111 W. Madison St.
Room 812
Tallahassee, FL 32399

NOTICE is hereby given that Progress Energy Florida, Inc. ("PEF") will take the deposition of the following individual at the offices of Accurate Stenotype Reporters, 2894 Remington Green Lane, Tallahassee, FL 32308, on Friday, March 23, 2007 at 9:00 a.m.:

Daniel J. Lawton
Diversified Utility Consultants
12113 Roxie Drive, Suite 110
Austin, Texas 78729

Counsel may appear telephonically: Dial in number: 888-868-1060
When prompted, enter participant code: 7278205185, followed by #.
When prompted, state your name.

The deposition shall be taken upon oral examination before an official court reporter or other officer authorized by law to take depositions. 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 and the Rules of the Florida Public Service Commission.

The deponent may appear telephonically, however, deponent should have with him and is requested to provide to undersigned counsel the following documents in advance of the deposition:

DOCUMENT NUMBER-DATE

01989 MAR-5 5

FPSC-COMMISSION CLERK

1. Any and all documents Mr. Lawton has relied upon in forming his opinion and that have not been previously produced to PEF by OPC in response to discovery requests in this docket.

PLEASE GOVERN YOURSELF ACCORDINGLY.

s/ John T. Burnett

R. Alexander Glenn
Deputy General Counsel – Florida
John T. Burnett
Associate General Counsel
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4421 W. Boy Scout Blvd.
Ste. 1000 (33607)
Post Office Box 3239
Tampa, FL 33601-3239
Telephone: (813) 223-7000
Facsimile: (813) 229-4133

Court Reporter:

Accurate Stenotype Reporters
2894 Remington Green Lane
Tallahassee, FL 32308
(850) 878-2221

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of Progress Energy Florida, Inc.'s Notice of Taking Deposition in Docket No. 060658-EI has been furnished by regular U.S. mail to the following this 5th day of March, 2007.

s/ John T. Burnett

Attorney

Lisa Bennett, Esq.
Florida Public Service Commission
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