

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for determination of need
for Levy Units 1 and 2 nuclear power plants,
by Progress Energy Florida, Inc.

Docket No. 080148-EI

Submitted for Filing: April 30, 2008

**PROGRESS ENERGY FLORIDA'S OBJECTIONS TO
WHITE SPRINGS AGRICULTURAL CHEMICALS, INC. d/b/a PCS PHOSPHATE
- WHITE SPRINGS' SECOND SET OF INTERROGATORIES (NOS. 12-15)**

Pursuant to Fla. Admin. Code R. 28-106.206, Rule 1.340 of the Florida Rules of Civil Procedure, and the Order Establishing Procedure in this matter, Progress Energy Florida, Inc. ("PEF") hereby serves its objections to the White Springs Agricultural Chemicals, Inc. d/b/a PCS Phosphate – White Springs' ("White Springs") Second Set of Interrogatories (Nos. 12-15) and states as follows:

GENERAL OBJECTIONS

With respect to the "Definitions" and "Instructions" in White Springs' Second Set of Interrogatories, PEF objects to any definitions or instructions that are inconsistent with PEF's discovery obligations under applicable rules. If some question arises as to PEF's discovery obligations, PEF will comply with applicable rules and not with any of White Springs' definitions or instructions that are inconsistent with those rules. Furthermore, PEF objects to any interrogatory that calls for PEF to create data or information that it otherwise does not have because there is no such requirement under the applicable rules and law.

PEF objects to White Springs' definition "(i)" given that Progress Energy Florida, Inc. is to include its parent company, affiliates, and subsidiaries in the meaning of this

entity. PEF objects to any definition or interrogatory that seeks to encompass persons or entities who are not parties to this action or that are not subject to discovery under applicable rules.

PEF also objects to any Interrogatory or Request for Production that purports to require PEF or its experts to prepare studies, analyses, or to do work for White Springs that has not been done for PEF, presumably at PEF's cost.

Additionally, PEF generally objects to White Springs' interrogatories to the extent that they call for data or information protected by the attorney-client privilege, the work product doctrine, the accountant-client privilege, the trade secret privilege, or any other applicable privilege or protection afforded by law.

Finally, PEF reserves the right to supplement any of its responses to White Springs' Interrogatories if PEF cannot locate the answers immediately due to their magnitude and the work required to aggregate them, or if PEF later discovers additional responsive information in the course of this proceeding.

By making these general objections at this time, PEF does not waive or relinquish its right to assert additional general and specific objections to White Springs' discovery at the time PEF's response is due.



R. ALEXANDER GLENN

General Counsel - Florida

JOHN T. BURNETT

Associate General Counsel – Florida

PROGRESS ENERGY SERVICE COMPANY, LLC

299 First Avenue North

St. Petersburg, FL 33701

Telephone: (727) 820-5184

Facsimile: (727) 820-5519

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished to counsel and parties of record as indicated below via electronic and U.S. Mail this 30th day of April, 2008.



JOHN T. BURNETT

Katherine Fleming, Esq.
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

James W. Brew
Brickfield, Burchette, Ritts & Stone, P.C.
1025 Thomas Jefferson Street, NW
Eighth Floor, West Tower
Washington, DC 20007-5201

Charles Gauthier
Dept. of Community Affairs
Division of Community Planning
2555 Shumard Oak Blvd.
Tallahassee, FL 32399-2100

E. Leon Jacobs, Jr.
Williams Law Firm
1720 S Gadsden St.
MS 14, Suite 202
Tallahassee, FL 32302-1101

Southern Alliance for Clean Energy
P.O. Box 1842
Knoxville, TN 37901

Stephen C. Burgess, Esq.
J. R. Kelly, Esq.
Office of Public Counsel
111 W. Madison St., Room 812
Tallahassee, FL 32399

Karin S. Torain
PCS Administration (USA), Inc.
Skokie Boulevard, Suite 400
Northbrook IL 60062

Michael P. Halpin
Dept. of Environmental Protection
Siting Coordination Office
2500 Blairstone Road, MS 48
Tallahassee, FL 32301