

Ruth Nettles

From: Al Taylor [Al.Taylor@bbrslaw.com]
Sent: Monday, May 12, 2008 12:40 PM
To: Filings@psc.state.fl.us
Cc: 'mwalls@carltonfields.com'; 'charles.gauthier@dca.state.fl.us'; 'paul.lewisjr@pgnmail.com'; 'Mike.Halpin@dep.state.fl.us'; 'john.burnett@pgnmail.com'; 'Kelly.jr@leg.state.fl.us'; Jay Brew; 'burgess.steve@leg.state.fl.us'; 'alex.glenn@pgnmail.com'; 'dtriplett@carltonfields.com'; Caroline Klancke; Katherine Fleming; Jean Hartman; Keino Young; 'Ljacobs50@comcast.net'; 'inglishydro@hotmail.com'; 'RobBrinkman@cox.net'
Subject: Docket No. 080148 - PCS Phosphate's Cross-Notice of Telephonic Depositions
Attachments: Cross Notice_051208.doc

a. Person responsible for filing

James W. Brew
Brickfield, Burchette, Ritts & Stone, P.C.
1025 Thomas Jefferson Street, N.W.
Eighth Floor West Tower
Washington, D.C. 20007
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b. Docket No. 080148-EI, In Re: Petition for Determination of Need for Levy Units 1 and 2 Nuclear Power Plants

c. Filed on behalf of White Springs Agricultural Chemicals, Inc. d/b/a PCS Phosphate – White Springs

d. Total Pages = 5

e. Cross-Notice of Telephonic Depositions of White Springs Agricultural Chemicals, Inc. d/b/a PCS Phosphate – White Springs (attached as Cross Notice_051208.doc)

F. Alvin Taylor
BRICKFIELD BURCHETTE RITTS & STONE, PC
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DOCUMENT NUMBER-DATE

03919 MAY 12 8

FPSC-COMMISSION CLERK

BRICKFIELD BURCHETTE
RITTS & STONE, PC

May 12, 2008

VIA ELECTRONIC FILING

Ms. Ann Cole
Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re: Docket No. 080148-EI
Petition for Determination of Need for Levy Units 1 and 2
Nuclear Power Plants, by Progress Energy Florida, Inc.

Dear Ms. Cole:

Attached for filing in the above-referenced Docket, please find White Springs Agricultural Chemicals, Inc. d/b/a PCS Phosphate – White Springs’ Cross-Notice of Telephonic Depositions for John Siphers, Sasha A. J. Weintraub and Daniel L. Roderick. Your assistance in this matter is greatly appreciated.

Should you have any questions, please contact me.

Very truly yours,

s/James W. Brew
James W. Brew

cc: Service List

DOCUMENT NUMBER-DATE
03919 MAY 12 08
FPSC-COMMISSION CLERK

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
FILED: MAY 12, 2008

CROSS-NOTICE OF TELEPHONIC DEPOSITIONS

TO: John T. Burnett and R. Alexander Glenn
Progress Energy Service Company, LLC
Post Office Box 14042
St. Petersburg, Florida 33733-4042

NOTICE is hereby given that the Attorneys of White Springs Agricultural Chemicals, Inc. d/b/a PCS Phosphate – White Springs (“PCS Phosphate”) will take the telephonic deposition of the following named individuals indicated below:

| NAME | DATE and TIME | LOCATION |
|-----------------------|--|---|
| John Siphers | Tuesday, May 13, 2008 10:00 AM (ET) | Room 382D, Gunter Building 2540 Shumard Oak Blvd. Tallahassee, FL 32399 |
| Sasha A. J. Weintraub | Tuesday, May 13, 2008 (immediately following the conclusion of Witness Siphers’ deposition) | Room 382D, Gunter Building 2540 Shumard Oak Blvd. Tallahassee, FL 32399 |
| Daniel L. Roderick | Wednesday, May 14, 2008 10:00 AM (ET) | Room 382D, Gunter Building 2540 Shumard Oak Blvd. Tallahassee, FL 32399 |

The witnesses should bring copies of all the work papers or other materials used by the witness in the preparation of any testimony filed in this docket or used by the witness in the preparation of any responses to Staff’s discovery requests in this docket. **Since the deposition will be taken by telephone, please have a Notary Public available to swear in the witness.**

Since the depositions of the individuals named above have already been noticed by the FPSC Staff, PCS Phosphate states that it will plan to ask its deposition questions, if any, at the conclusion of the depositions by FPSC Staff.

These telephone depositions are 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.

Please note that parties may participate in these depositions by calling the telephone number to be provided by separate email. Parties may also attend in person.

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

Please govern yourselves accordingly.

Respectfully submitted,

s/ James W. Brew _____

James W. Brew

F. Alvin Taylor

Brickfield, Burchette, Ritts & Stone, P.C.

1025 Thomas Jefferson Street, N.W.

Eighth Floor, West Tower

Washington, D.C. 2007

Attorneys for

White Springs Agricultural Chemicals, Inc.

d/b/a PCS Phosphate – White Springs

CERTIFICATE OF OATH

STATE OF _____

COUNTY OF _____

I, the undersigned authority, certify that _____
personally appeared before me at _____ and was duly sworn by
me to tell the truth.

WITNESS my hand and official seal in the City of _____, County of
_____, State of _____, this _____ day of _____,
2008.

Notary Public

State of _____

Personally known _____ OR produced identification _____.

Type of identification produced _____.

DOCUMENT NUMBER-DATE

03919 MAY 12 8

FPSC-COMMISSION CLERK

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
 DATED: MAY 12, 2008

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that the original and one correct copy of CROSS NOTICE OF TELEPHONIC DEPOSITIONS has been served by electronic and/or U.S. mail to John T. Burnett and R. Alexander Glenn, Progress Energy Service Company, LLC, Post Office Box 14042, St. Petersburg, Florida 33733-4042, and that a true copy thereof has been furnished to the following by electronic and/or U. S. mail this 12th day of May, 2008:

| | |
|---|---|
| J. Michael Walls/Dianne M. Tripplett Carlton Fields Law Firm Post Office Box 3239 Tampa, FL 33601-3239 | John T. Burnett/R. Alexander Glenn Progress Energy Service Company, LLC Post Office Box 14042 St. Petersburg, FL 33733-4042 |
| Paul Lewis, Jr. Progress Energy Florida, Inc. 106 East College Avenue, Suite 800 Tallahassee, FL 32301-7740 | Katherine Fleming Florida Public Service Commission 2540 Shumard Oak Blvd. Tallahassee, FL 32399 |
| Stephen Burgess Office of Public Counsel c/o The Florida Legislature 111 W. Madison Street, Room 812 Tallahassee, FL 32399-1400 | Charles Gauthier Department of Community Affairs Division of Community Planning 2555 Shumard Oak Boulevard Tallahassee, FL 32399-2100 |
| Michael P. Halpin Department of Environmental Protection Siting Coordination Office 2500 Blairstone Road, MS 48 Tallahassee, FL 32301 | Karin S. Torain PCS Administration (USA), Inc. Suite 400 Skokie Blvd. Northbrook, IL 60062 |
| E. Leon Jacobs, Jr. Williams Law Firm 1720 S Gadsden St. MS 14, Suite 202 Tallahassee, FL 32302-1101 | Dean Edwards Inglis Hydropower, LLC P.O. Box 1565 Dover, FL 33527 |
| Southern Alliance for Clean Energy P.O. Box 1842 Knoxville, TN 37901 | |

s/ F. Alvin Taylor _____