

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and purchased power cost recovery clause with generating performance incentive factor.

DOCKET NO. 080001-EI

DATED: OCTOBER 8, 2008

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COMMISSION  
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NOTICE OF PANEL DEPOSITION  
DUCES TECUM

TO: James Beasley and Lee Willis, Esquires  
Ausley & McMullen Law Firm  
P.O. Box 391  
Tallahassee, FL 32302

NOTICE is hereby given that the Staff of the Florida Public Service Commission will take panel depositions duces tecum of the following named individuals at the following location and time indicated:

NAME	DATE and TIME	LOCATION
Carlos Aldazabal Benjamin Smith Joann Wehle	Friday, October 17, 2008 10:00 AM	Room 362, Gunter Building 2540 Shumard Oak Blvd. Tallahassee, FL 32399

Each witness should bring:

1. His or her testimony and exhibits filed in Docket No. 080001-EI, and copies of all workpapers or other materials the witness used to prepare his or her testimony, including;
  - Final true-up testimony and exhibits filed March 3, 2008
  - Risk management testimony, exhibits and/or reports filed April 3, 2008
  - 2008 Actual/Estimated testimony filed August 4, 2008
  - 2009 Projection testimony filed September 2, 2008
2. All interrogatories sent by staff to TECO in this docket and TECO's responses and copies of all the work papers or other materials used by the in the preparation of any responses to Staff's discovery requests in this docket;
3. Order No. 14546, issued July 8, 1985, in Docket No. 850001-EI-B;
4. Order No. PSC-00-1744-PAA-EI, issued September 26, 2000, in Docket No. 991779-EI;
5. Order No. PSC-04-0999-FOF-EI, issued October 12, 2004, in Docket No. 031033-EI;
6. Order PSC-05-0312-FOF-EI, issued March 21, 2005, in Docket No. 031033-EI;

DOCUMENT NUMBER-DATE

09535 OCT-9 8

FPSC-COMMISSION CLERK

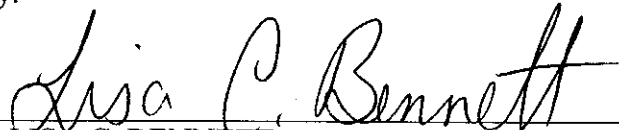
8. Any notes or comments or internal documents in TECO's possession that comments on the staff Audit Report;
9. All responses to requests for data and information from the staff auditor used to prepare the staff audit report;
10. The complete calculation of the escalation factors used pursuant to the waterborne transportation contract with TECO Transport for 2007 and through 2008;
11. Supporting documentation for the calculation of the escalation factors (Platts, CPI source documents);
12. All of TECO's A Schedules covering January 2007 through August 2008;
13. All of TECO's PSC Form 423 forms covering January 2006 through August 2008;
14. All of TECO's FERC Form 423 forms covering January 2006 through August 2008.

Please remember to have a notary public present at the beginning of each deposition in order to swear in the witness.

These 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.

The conference number will be provided by separate email.

Please govern yourselves accordingly.



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LISA C. BENNETT  
SENIOR ATTORNEY  
FLORIDA PUBLIC SERVICE COMMISSION  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850  
(850) 413-6230

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that the original and one correct copy of NOTICE OF DEPOSITION DUCES TECUM of Carlos Aldazabal, Benjamin Smith, and Joann Wehle has been served by electronic and U. S. mail to James Beasley and Lee Willis, Esquires, Ausley & McMullen Law Firm, P.O. Box 391, Tallahassee, Florida 32302, on behalf of TAMPA ELECTRIC COMPANY and that a true copy thereof has been furnished to the following by electronic and U. S. mail this 8<sup>th</sup> day of October, 2008:

R. W. Litchfield/J. T. Butler/N. F. Smith  
Florida Power & Light Company  
700 Universe Blvd.  
Juno Beach, FL 33408

Messer Caparello & Self, P. A.  
Norman H. Horton, Jr.  
P. O. Box 15579  
Tallahassee, FL 32317

Florida Industrial Power Users Group  
c/o John McWhirter, Jr./Harold McLean  
McWhirter Reeves Law Firm  
P.O. Box 3350  
Tampa, FL 33601-3350

Gulf Power Company  
Susan D. Ritenour  
One Energy Place  
Pensacola, FL 32520-0780

Jeffrey A. Stone, Russell A. Badders, and  
Steven Griffin  
Beggs & Lane Law Firm  
P. O. Box 12950  
Pensacola, Florida 32591-2950

Florida Power & Light Company  
Bill Walker  
215 South Monroe Street, Ste. 810  
Tallahassee, FL 32301-1859

Tampa Electric Company  
Paula K. Brown  
P. O. Box 111  
Tampa, FL 33601-0111

Florida Public Utilities Company  
G. Bachman/C. Martin/M. Khojasteh  
P. O. Box 3395  
West Palm Beach, FL 33402-3395

Progress Energy Service Company, LLC  
John T. Burnett/R. Alexander Glenn  
P. O. Box 14042  
100 Central Avenue  
St. Petersburg, FL 33733-4042

Office of Public Counsel  
Patricia Christensen/J. R. Kelly/S. C. Burgess  
c/o The Florida Legislature  
111 West Madison Street, #812  
Tallahassee, FL 32399-1400

Progress Energy Florida, Inc.  
Paul Lewis, Jr.  
106 East College Avenue, Suite 800  
Tallahassee, FL 32301-7740

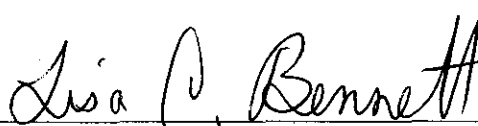
Michael B. Twomey  
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Karin S. Torain  
PCS Administration (USA), Inc.  
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Northbrook, IL 60062

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

White Springs Agricultural Chemicals, Inc.  
P.O. Box 300  
White Springs, FL 32096

Office of Attorney General  
Cecilia Bradley  
The Capitol – PL01  
Tallahassee, FL 32399-1050



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LISA C. BENNETT  
SENIOR ATTORNEY  
FLORIDA PUBLIC SERVICE COMMISSION  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850  
(850) 413-6230

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 \_\_\_\_\_,  
20\_\_\_\_\_.

\_\_\_\_\_  
Notary Public

State of \_\_\_\_\_

Personally known \_\_\_\_\_ OR produced identification \_\_\_\_\_.

Type of identification produced \_\_\_\_\_.