

Dorothy Menasco

From: Al Taylor [Al.Taylor@bbrslaw.com]
Sent: Friday, June 26, 2009 4:15 PM
To: Filings@psc.state.fl.us
Cc: 'Bryan.Anderson@fpl.com'; Lisa Bennett; Jennifer Brubaker; 'john.burnett@pgnmail.com'; 'jessica.cano@fpl.com'; 'janusman@att.net'; 'alex.glenn@pgnmail.com'; 'Ljacobs50@comcast.net'; 'vkaufman@kagmlaw.com'; 'paul.lewisjr@pgnmail.com'; 'jmcwhirter@mac-law.com'; 'RMiller@pcsphosphate.com'; 'jmoyle@kagmlaw.com'; Charles Rehwinkel; 'KSTorain@potashcorp.com'; Keino Young; 'Walls, J. Michael'; 'Triplett, Dianne'; 'Bernier, Matthew R.'; Jay Brew; x7525w@yahoo.com; SaporitoEnergyConsultants@gmail.com; shayla.mcneill@tyndall.af.mil
Subject: PSC Docket No. 090009 - Cross Notice of Telephonic Deposition
Attachments: Cross_Notice_090009-EI.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
 Tel: (202) 342-0800
 Fax: (202) 342-0807
jwb@bbrslaw.com
- b. Docket No. 090009-EI, In Re: Nuclear Cost Recovery Clause
- c. Filed on behalf of White Springs Agricultural Chemicals, Inc. d/b/a PCS Phosphate – White Springs
- d. Total Pages = 5
- e. PCS Phosphate's Cross- Notice of Telephonic Deposition

F. Alvin Taylor
 BRICKFIELD BURCHETTE RITTS & STONE, PC
 1025 Thomas Jefferson St, N.W.
 Eighth Floor, West Tower
 Washington, DC 20007
 202-342-0800
 Fax: 202-342-0807
ataylor@bbrslaw.com

6/29/2009

DOCUMENT NUMBER-DATE

06455 JUN 26 8

FPSC-COMMISSION CLERK

**BRICKFIELD BURCHETTE
RITTS & STONE, PC**

June 29, 2009

VIA ELECTRONIC FILING

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

Re: Docket No. 090009-EI
Nuclear Cost Recovery Clause

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 Garry Miller, Jeffrey Lyash, and Jon Franke. Your assistance in this matter is greatly appreciated.

Should you have any questions, please contact me.

Very truly yours,

s/ F. Alvin Taylor
James W. Brew
F. Alvin Taylor

cc: Service List

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Nuclear Cost Recovery Clause.

DOCKET NO. 090009-EI

FILED: June 26, 2009

CROSS-NOTICE OF TELEPHONIC DEPOSITIONS

TO: Dianne Triplett
Carlton Fields Law Firm
4221 W. Boy Scout Boulevard, Suite 1000

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 |
|---------------|-------------------------------------|---|
| Garry Miller | Thursday, July 2, 2009 9:00 a.m. | Carlton Fields Law Firm 4221 W. Boy Scout Boulevard Suite 1000 Tampa, FL 33600 |
| Jeffrey Lyash | Friday, July 10, 2009 9 a.m. | Carlton Fields Law Firm 4221 W. Boy Scout Boulevard Suite 1000 Tampa, FL 33600 |
| Jon Franke | Friday, July 10, 2009 1:00 p.m. | Carlton Fields Law Firm 4221 W. Boy Scout Boulevard Suite 1000 Tampa, FL 33600 |

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 Office of Public Counsel (“OPC”), PCS Phosphate states that it will plan to ask its deposition questions, if any, at the conclusion of the depositions by FPSC Staff (“OPC”).

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
06455 JUN 26 8
FPSC-COMMISSION CLERK

Please govern yourselves accordingly.

Respectfully submitted,

/s/ F. Alvin Taylor

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

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Nuclear Cost Recovery Clause.

DOCKET NO. 090009-EI

DATED: June 26, 2009

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 U. S. mail to Diane M. Triplett, Carlton Fields Law Firm, P.O. Box 3239, Tampa, FL 33601-3239, and that a true copy thereof has been furnished to the following by electronic and/or U. S. mail this 26th day of June, 2009:

| | |
|--|---|
| John T. Burnett/Alexander Glenn Progress Energy Service Company, LLC P.O. Box 14042 St. Petersburg, FL 33733-4042 | Mr. Paul Lewis, Jr. Progress Energy Florida, Inc. 106 East College Avenue, Suite 800 Tallahassee, FL 32301-7740 |
| Matthew R. Bernier Carlton Fields Law Firm 215 South Monroe Street, Suite 500 Tallahassee, FL 32401-1866 | Mr. Wade Litchfield Florida Power & Light Company 215 South Monroe Street, Suite 810 Tallahassee, FL 32301-1859 |
| J. Michael Walls/Diane M. Triplett Carlton Fields Law Firm P.O. Box 3239 Tampa, FL 33601-3239 | Bryan J. Anderson/Jessica Cano Florida Power & Light Company 700 Universe Boulevard Juno Beach, FL 33418 |
| John McWhirter, Jr. c/o McWhirter Law Firm Florida Industrial Power Users Group P.O. Box 3350 Tampa, FL 33601 | Vicki G. Kaufman/Jon C. Moyle, Jr. Florida Industrial Power Users Group 118 North Gadsden Street Tallahassee, FL 32301 |
| Honorable Charles S. Dean Senate Majority Whip 311 Senate Office Building 404 South Monroe Street Tallahassee, FL 32399-1100 | Honorable Mike Fasano 8217 Massachusetts Avenue New Port Richey, FL 34653 |

| | |
|--|---|
| <p>Southern Alliance for Clean Energy, Inc. E. Leon Jacobs 1720 South Gadsden Street MS 14 Suite 20 Tallahassee, FL 32301</p> | <p>Keino Young/Lisa Bennett 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850</p> |
| <p>Thomas Saporito Saporito Energy Consultants P.O. Box 8413 Jupiter, FL 33760</p> | <p>Randy B. Miller White Springs Agriculture Chemicals, Inc. P.O. Box 300 White Springs, FL 32096</p> |
| <p>J.R. Kelly/C. Beck/C. Rehwinkel Office of Public Counsel c/o The Florida Legislature 111 W. Madison Street, Room 812 Tallahassee, FL 32399-1400</p> | <p>Shayla L. McNeill, Capt, USAF c/o AFLSA/JACL-ULT Federal Executive Agencies 139 Barnes Drive, Suite 1 Tyndall AFB, FL 32403-5319</p> |
| <p>Mark Ballast 2965 Longbrooke Way Clearwater, FL 33760</p> | |

s/ Al Taylor
F. Alvin Taylor