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Ruth Nettles

From: Costello, Jeanne [jcostello@carltonfields.com]  
 Sent: Friday, July 24, 2009 3:21 PM  
 To: Filings@psc.state.fl.us  
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 Subject: Filing Docket 090009

Attachments: Notice of Taking Deposition - Gunderson.pdf; Notice of Taking Deposition - Cooper.pdf; Notice of Taking Deposition - Bradford.pdf



Notice of Taking Deposition  
 Notice of Taking Deposition  
 Notice of Taking Deposition

<<Notice of Taking Deposition - Gunderson.pdf>> Do <<Notice of Taking Deposition - Cooper.pdf>> ck <<Notice of Taking Deposition - Bradford.pdf>> et 090009 In re: Nuclear Power Plant Cost Recovery Clause

1. This filing is made by

Jeanne Costello on behalf of Dianne M. Triplett  
 Carlton Fields, P.A.  
 4221 W. Boy Scout Boulevard, Suite 1000  
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2. This filing consists of:

- a. Progress Energy Florida's Notice of Taking Deposition Duces Tecum - Arnold Gunderson (5 pages)
- b. Progress Energy Florida's Notice of Taking Deposition Duces Tecum - Dr. Mark Cooper (5 pages); and
- c. Progress Energy Florida's Notice of Taking Deposition Duces Tecum - Peter Bradford (5 pages)

3. These filings are made on behalf of Progress Energy Florida, Inc.

DOCUMENT NUMBER-DATE  
 07566 JUL 24 8  
 FPSC-COMMISSION CLERK

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In Re: Nuclear Power Plant  
Cost Recovery Clause

Docket No. 090009-EI  
Submitted for Filing: July 24, 2009

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

To: E. Leon Jacobs, Jr.  
Williams & Jacobs, LLC  
1720 S. Gadsden Street MS 14  
Suite 201  
Tallahassee, FL 32301

Gary A. Davis  
Gary A. Davis & Associates  
P.O. Box 649  
Hot Springs, NC 28743

NOTICE is hereby given that Progress Energy Florida, Inc. will take the deposition duces tecum of the following named individual at the following location and time indicated:

Arnold Gundersen	Thursday, July 30, 2009 9:00 am	TO BE DETERMINED
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Upon oral examination before an official court reporter or other officer authorized by law to take depositions.

The deponent is requested to have with him all documents listed on the attached Schedule A, as well as his prefiled testimony and exhibits.

The deposition is being taken for purposes of discovery, for use at trial, or for any other purposes allowed under the Florida Rules of Civil Procedure and the Rules of the Florida Public Service Commission.

Please govern yourself accordingly.

Respectfully submitted,



JAMES MICHAEL WALLS

Florida Bar No. 0706242

DIANNE M. TRIPLETT

Florida Bar No. 0872431

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Court Reporter:

To Be Announced after location is determined.

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY 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 24<sup>th</sup> day of July, 2009.

  
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## SCHEDULE A

The deponent should bring with him the following documents:

1. All documents reviewed to draft testimony in this docket. The deponent may instead bring a list of all such documents reviewed, provided that all the documents were produced by PEF in the course of discovery in this proceeding.
2. All time records (with PEF-specific work broken out separately) reflecting work done to develop the PEF-specific testimony, including but not limited to expense statements, timesheets, invoices, fee credits, and expense reports.
3. All bills rendered to Southern Alliance for Clean Energy ("SACE") for the services provided by Fairewinds Associates, Inc. for the purpose of developing the PEF-specific testimony.
4. Any and all agreements between Fairewinds Associates, Inc. and SACE regarding the PEF-specific testimony, including but not limited to engagement agreements, consulting agreements, and documents reflecting the scope of the work Fairewinds Associates, Inc. was to perform.
5. Any and all reports, other than the pre-filed testimony, that Fairewinds Associates, Inc. prepared or drafted with respect to the Levy Nuclear Project and/or the CR3 Uprate project.