#### **Ruth Nettles**

From: Stedman, Faye [FayeStedman@andrewskurth.com] on behalf of Spina, Jennifer

[JenniferSpina@andrewskurth.com]

Sent: Thursday, August 13, 2009 5:52 PM

To: Filings@psc.state.fl.us

Cc: Anna Williams; Bethany Burgess; Brian Armstrong; Cecilia Bradley; Dan Moore; Griffiths, Meghan; Jack Leon;

Jean Hartman; John McWhirter; John T. Butler; Jon Moyle; Joseph McGlothlin; Lisa Bennett; Marcus Braswell; Martha Brown; Mendiola, Lino; Natalie Smith; Purdy, Lisa M.; Robert Scheffel Wright; Robert Sugarman;

080677-EI 090130-FT

Shayla M. McNeill; Spina, Jennifer; Sundback, Mark F.; Tamela Perdue; Thomas Saporito; Vicki Kaufman;

Wade Litchfield; Wiseman, Kenneth L.

Subject: 080677-El, Cross Notice of Deposition Duces Tecum of Renae Deaton

Attachments: SFHHA - Cross-Notice of Deposition of FPL Witness Deaton.pdf

## **Electronic Filing**

a. Person responsible for this electronic filing:

Kenneth L. Wiseman Andrews Kurth LLP 1350 I Street, NW Suite 1100

Washington, DC 20005 202-662-2715 (phone) 202-662-2739 (fax)

- b. Docket No. 080677-EI.
- c. Document being filed on behalf of South Florida Hospital and Healthcare Association (SFHHA).
- d. There is a total of 5 pages.
- e. The document attached for electronic filing is SFHHA 's Cross Notice of Deposition Duces Tecum of Renae

Deaton

(See attached SFHHA - Cross-Notice of Deposition of FPL Witness Deaton.pdf)

Thank you for your attention and cooperation to this request.

#### Regards.

Faye Stedman on behalf of Jennifer Spina AndrewsKurth, LLP 1350 I Street, NW Suite 1100 Washington, DC 20005 202-662-2700 202-662-2739 (fax)

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8/14/2009

FPSC-COMMISSION CLERK

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#### BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for rate increase by	)	Docket No. 080677-EI
Florida Power & Light Company	)	
	)	
In re: 2009 depreciation and dismantlement	)	Docket No. 090130-EI
study by Florida Power & Light Company	)	Dated: August 14, 2009

# SOUTH FLORIDA HOSPITAL AND HEALTHCARE ASSOCIATION'S CROSS NOTICE OF TELEPHONIC DEPOSITION DUCES TECUM

TO: John T. Butler, Esquire, Florida Power & Light Company 700 Universe Blvd., Juno Beach, Florida 33408-0420

PLEASE TAKE NOT THAT, PURSUANT TO Florida Rule of Civil Procedure 1.310, South Florida Hospital and Healthcare Association ("SFHHA") will take the telephonic deposition upon oral examination of **RENAE DEATON**. The foregoing deposition will take place on **Thursday**, **August 20**, **2009 at 3:00 p.m.** at the following location:

Keefe, Anchors, Gordon & Moyle, P.A. The Perkins House 118 North Gadsden Street Tallahassee, FL 32301

The witness should bring copies of all the work papers or other materials used by the witness in the preparation of any testimony filed in the captioned docket(s) or used by the witness in the preparation of any responses to SFHHA's discovery requests in the captioned docket(s). Since the deposition will be taken by telephone, please have a Notary Public available to swear in the witness. Counsel wishing to appear via telephone may call 1-888-808-6959 and enter Conference ID No. 4136206. Counsel may also appear in person.

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

DOCUMENT NUMBER-DATE
08452 AUG 148

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WAS:154263.1

Individuals with disabilities needing a reasonable accommodation to participate in this proceeding should contact Kenneth L. Wiseman, Esq. at (202) 662-2715. If hearing impaired, call 1-800-955-8771 (TDD) or 1-800-955-8770 (V) via Florida Relay Service for assistance.

Kenneth L. Wiseman Mark F. Sundback Jennifer L. Spina 1350 I Street, NW Suite 1100 Washington, DC 20005 Tel: (202) 662-2700 Fax: (202) 662-2739

Lino Mendiola Meghan Griffiths 111 Congress Avenue Suite 1700 Austin, TX 78701

Tel: (512) 320-9200 Fax: (512) 320-9292

Attorneys for South Florida Hospital and Healthcare Association

By: /s/ Kenneth L. Wiseman
Kenneth L. Wiseman

# **CERTIFICATE OF OATH**

STATE OF			
COUNTY OF			
I, the undersigned authority, certify	y that	·	
personally appeared before me at			and was duly sworn by
me to tell the truth.			
WITNESS my hand and official seal in the	ne City of		, County of
, State of	_, this	day of	
20			
	Notary Pub	lic	
	State of		
Personally known OR produced ide	ntification	·	
Type of identification produced			

### **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a copy of the foregoing has been furnished by electronic mail and U.S. mail to the following parties on this 14th day of August, 2009 to the following:

Robert A. Sugarman
D. Marcus Braswell, Jr., Esq.
I.B.E.W. System Council U-4
c/o Sugarman Law Firm
100 Miracle Mile, Suite 300
Coral Gables, FL 33134

J.R. Kelly Office of Public Counsel c/o The Florida Legislature 111 W. Madison Street, Room 812 Tallahassee, FL 32399-1400

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John T. Butler Florida Power & Light Company 700 Universe Boulevard Juno Beach, FL 33408-0420 Mr. Wade Litchfield Florida Power & Light Company 215 South Monroe Street, Suite 810 Tallahassee, FL 32301-1859

Robert Scheffel Wright c/o Florida Retail Federation 225 South Adams Street, Suite 200 Tallahassee, FL 32301 Jack Leon, Natalie Smith Senior Attorney Florida Power & Light Company 9250 W. Flagler Street, Suite 6514 Miami, Florida 33174

Bill McCollum, Attorney General Cecilia Bradley, Senior Assistant General Florida Bar No. 0363790 Office of the Attorney General The Capitol – PL01 Tallahassee, FL 32399-1050 Bethany Burgess Brian P. Armstrong Nabors, Giblin & Nickerson, PA 1500 Mahan Drive, Suite 200 Tallahassee, FL 32308

John W. McWhirter, Jr. c/o McWhirter Law Firm PO Box 3350 Tampa, FL 33601 Joseph McGlothlin Office of Public Counsel c/o The Florida Legislature 111 W. Madison Street, Room 812 Tallahassee, FL 32399-1400 Vicki Gordon Kaufman Jon C. Moyle, Jr. Keefe Anchors Gordon & Moyle 118 North Gadsden Street Tallahassee, Fl 32301

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Dan Moore/Stephanie Alexander Association For Fairness In Rate Making 316 Maxwell Road, Suite 400 Alpharetta, GA 30009

/s/ Kenneth L. Wiseman Kenneth L. Wiseman, Esq.