

**Diamond Williams**

100001-EI

**From:** Bruette Davis [bdavis@kagmlaw.com]  
**Sent:** Friday, October 15, 2010 2:45 PM  
**To:** Filings@psc.state.fl.us  
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**Subject:** Docket No. 100001-EI: Fuel docket  
**Attachments:** FIPUG Notice of Telephonic Deposition 10.15.10.pdf

In accordance with the electronic filing procedures of the Florida Public Service Commission, the following filing is made:

a. The name, address, telephone number and email for the person responsible for the filing is:

Vicki Gordon Kaufman  
 Jon C. Moyle, Jr.  
 Keefe Anchors Gordon & Moyle  
 118 North Gadsden Street  
 Tallahassee, FL 32301  
 (850) 681-3828  
[vkaufman@kagmlaw.com](mailto:vkaufman@kagmlaw.com)  
[jmoyle@kagmlaw.com](mailto:jmoyle@kagmlaw.com)

b. This filing is made in Docket No. 100001-EI.

c. The document is filed on behalf of Florida Industrial Power Users Group

d. The total pages in the document are 5 pages.

e. The attached document is Florida Industrial Power Users Group's Notice of Telephonic Deposition Duces Tecum.

Bruette Davis  
[bdavis@kagmlaw.com](mailto:bdavis@kagmlaw.com)



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**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

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

Docket No. 100001-EI  
Filed: October 15, 2010

**THE FLORIDA INDUSTRIAL POWER USERS GROUP'S  
NOTICE OF TELEPHONIC DEPOSITION DUCES TECUM**

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

NOTICE is hereby given that the Florida Industrial Power Users Group (FIPUG) will take the telephonic deposition of the following named individual indicated below:

NAME	DATE and TIME	LOCATION
Marcia Olivier 299 1 <sup>st</sup> Avenue North St. Petersburg, FL 33701	Thursday, October 21, 2010 9:00 a.m.	Keefe, Anchors, Gordon & Moyle, P.A. The Perkins House 118 North Gadsden Street Tallahassee, Florida 32301
Joseph McCallister 100 E. Davie Street Raleigh, NC 27601	Thursday, October 21, 2010 1:30 p.m.	

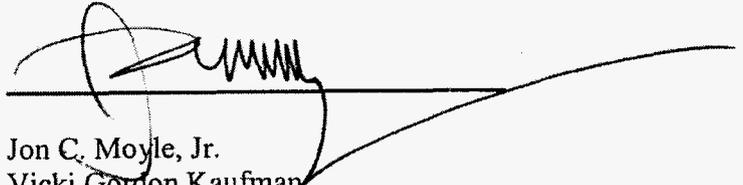
**DOCUMENTS REQUESTED**

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 this docket or used by the witness in the preparation of any responses to discovery requests in this docket. A call-in number and code will be provided at a later date. **Since the deposition will be taken by telephone, please have a Notary Public available to swear in the witness.**

This telephone 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, the Uniform Rules of Procedure, and the Rules of the Florida Public Service Commission.

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

Please govern yourself accordingly.

A handwritten signature in black ink, appearing to read 'Jon C. Moyle, Jr.', is written over a horizontal line. The signature is stylized with a large loop at the beginning and several vertical strokes.

Jon C. Moyle, Jr.  
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Attorneys for Florida Industrial  
Power Users Group

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 \_\_\_\_\_.

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of FIPUG's Notice of Telephonic Deposition Duces Tecum was furnished to the following, by electronic mail and U.S. Mail, on this 15th day of October, 2010:

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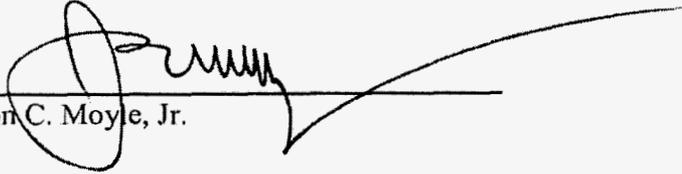
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Jon C. Moye, Jr.