

**Diamond Williams**

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**From:** Nita Gorman [ngorman@enviroattorney.com]  
**Sent:** Wednesday, July 27, 2011 3:36 PM  
**To:** Filings@psc.state.fl.us  
**Cc:** Anna Norris; Blaise N. Huhta; Bryan S. Anderson; Charles Rehwinkel; Erik L. Saylor; J. Michael Walls; James W. Brew; Jessica Cano; John T. Burnett; Jon C. Moyle, Jr.; Joseph McGlothlin; Karen White; Keino Young; Matthew Bernier; Matthew J. Feil; Paul Lewis, Jr.; Randy B. Miller; Vicki G. Kaufman; Whitlock, Jamie  
**Subject:** Docket No. 110009-EI  
**Attachments:** SACE Cross-Notice (Elnitsky).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:  
James S. Whitlock  
Gary A. Davis & Associates  
P. O. Box 649  
Hot Springs, NC 28743  
(828) 622-0044  
[jwhitlock@enviroattorney.com](mailto:jwhitlock@enviroattorney.com)
- b. This filing is made in Docket No. 110009-EI.
- c. The document is filed on behalf of SACE.
- d. The total pages in the document are 3 pages.
- e. The attached document is ***SACE's Cross-Notice of Telephonic Deposition***

Nita Gorman, Paralegal  
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DOCUMENT NUMBER-DATE  
05217 JUL 27 =  
FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Nuclear cost recovery clause.

DOCKET NO. 110009-EI

DATED: JULY 27, 2011

**SACE'S CROSS-NOTICE OF TELEPHONIC DEPOSITION**

TO: Charles Rehwinkel, Associate Counsel  
Office of Public Counsel  
c/o The Florida Legislature  
111 West Madison Street, Room 812  
Tallahassee, FL 32399-1400

**NOTICE** is hereby given that the Southern Alliance for Clean Energy ("SACE") will take the telephonic deposition of the following named individuals at the following location and time indicated:

NAME	DATE and TIME	LOCATION
John Elnitsky	Friday, July 29, 2011 9:00 a.m.	Progress Energy Florida 299 1 <sup>st</sup> Avenue North St. Petersburg, FL 33701

Upon oral examination before an official court reporter or other officer authorized by law to take depositions. The oral examination will continue from day to day until completed. Please bring with you copies of all the work papers or other materials used by you in the preparation of any testimony filed in this case or used by you in the preparation of any responses to Staff's discovery requests in this docket.

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

DOCUMENT NUMBER - DATE

05217 JUL 27 =

FPSC-COMMISSION CLERK

Please govern yourselves accordingly.

/s/ James S. Whitlock

Gary A. Davis, Esq.

James S. Whitlock, Esq.

Gary A. Davis & Associates

61 North Andrews Avenue

P.O. Box 649

Hot Springs, NC 28743

(828) 622-0044

*Attorneys for SACE*

**CERTIFICATE OF SERVICE**

**Docket No. 110009-EI**

I HEREBY CERTIFY that a true and correct copy of the foregoing **SACE'S CROSS NOTICE OF TELEPHONIC DEPOSITION** has been furnished by electronic mail (e-mail) and/or U.S. Mail this the 27<sup>th</sup> day of July, 2011.

Keino Young/Anna Williams Division of Legal Services Florida Public Service Commission 2540 Shumard Oak Blvd. Tallahassee, FL 32399-0850 kyoung@psc.state.fl.us anwillia@psc.state.fl.us	Vicki Gordon Kaufman Jon C. Moyle, Jr. c/o Keefe Law Firm Florida Industrial Power Users Group 118 North Gadsden Street Tallahassee, FL 32301 vkaufman@kagmlaw.com jmoyle@kagmlaw.com	Charles Rehwinkle/Joseph McGlothlin/ Erik L. Saylor Office of Public Counsel c/o The Florida Legislature 11 W. Madison Street, Room 812 Tallahassee, FL 32399-1400 rehwinkle.charles@leg.state.fl.us mcglothlin.joseph@leg.state.fl.us saylor.erik@leg.state.fl.us
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/s/ James S. Whitlock

*Counsel for SACE*