

Diamond Williams

From: Stright, Lisa [Lisa.Stright@pgnmail.com]
Sent: Friday, September 30, 2011 4:14 PM
To: Filings@psc.state.fl.us
Cc: Lisa Bennett; Keino Young; 'James W. Brew'; 'Vicki Gordon Kaufman'; 'Jon C. Moyle, Jr.'; 'schef@gbwlegal.com'; 'Charles Rehwinkel'; 'KELLY.JR'; Randy B. Miller; george@cavros-law.com; Karin Torain ; Lewis Jr, Paul; Burnett, John; Huhta, Blaise; Walls, J. Michael
Subject: E-filing & E-Service: PEF's Motion for Leave to File Witness Exhibits in Electronic Format (Dkt# 100437-EI)

Attachments: 100437 Motion to File Exhibits in Electronic Format.pdf

This electronic filing is made by:

John T. Burnett
299 First Avenue North
St. Petersburg, FL 33733
John.burnett@pgnmail.com

Docket No. 100437-EI

On Behalf of Progress Energy Florida, Inc.

Consisting of 4 Pages.

**The attached document for filing is PEF's
Motion for Leave to File Witness Exhibits in
Electronic Format in the above-referenced docket.**

Lisa Stright

Regulatory Analyst - Legal Dept.
Progress Energy Svc Co.
106 E. College Ave., Suite 800
Tallahassee, FL 32301
direct line: (850) 521-1425
VN 249-1425
lisa.stright@pgnmail.com

DOCUMENT NUMBER-DATE

07126 SEP 30 =

FPSC-COMMISSION CLERK

9/30/2011

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Examination of the outage and replacement
fuel/power costs associated with the CR3 steam
generator replacement project, by Progress Energy
Florida, Inc.

DOCKET NO. 100437-EI
Submitted for Filing: Sept. 30, 2011

**PROGRESS ENERGY FLORIDA, INC.'S MOTION FOR LEAVE TO FILE WITNESS
EXHIBITS IN ELECTRONIC FORMAT**

Progress Energy Florida, Inc. ("PEF or the "Company"), pursuant to Rules 28-106.211 and 28-106.204, Florida Administrative Code ("F.A.C."), and pursuant to the Order Establishing Procedure, Order No. PSC-11-0352-PCO-EI ("OEP"), in this docket, hereby moves for leave to file the Exhibits of witnesses Mr. Garry Miller and Mr. Jon Franke in electronic format on CD or DVD, and in support of this motion states as follows:

1. Pursuant to the OEP issued August 23, 2011, PEF is required to submit testimony and exhibits for Phase 1 of this docket in hard copy format to the Florida Public Service Commission (the "Commission") and parties of record on October 10, 2011.

2. During the process of testimony and exhibit preparation, PEF and its witnesses realized that many of the exhibits they intend to file on October 10, 2011 are not conducive to being distributed and reviewed in hard copy format. For example, many of the exhibits contain full color drawings or pictures and some contain computer animations. Additionally, many of the exhibits to the testimony of witnesses Mr. Franke and Mr. Miller are several thousand pages long.

3. Pursuant to Rule 28-106.211, F.A.C., "the presiding officer before whom a case is pending may issue any orders necessary to effectuate discovery, prevent delay, and promote the just, speedy, and inexpensive determination of all aspects of the case."

4. In the interests of efficiency and economy, PEF respectfully requests that PEF be granted leave to file the exhibits to Mr. Franke and Mr. Miller's testimony in electronic format, provided via CD or DVD, when it files its testimony for Phase 1 of this docket on October 10, 2011. The testimony itself will be filed in hard copy paper format with the appropriate number of copies provided and the exhibits on CD or DVD attached to the testimony.

5. No party would be prejudiced by this request and further it would result in more efficient review of the exhibits in question for the Commission and all parties.

6. Pursuant to Rule 28-106.204(3), F.A.C., PEF has conferred with all parties of record and is authorized to represent the following: OPC, PCS- White Springs, FRF and SACE have no objection to the motion. PEF counsel called counsel for FIPUG and at the time of filing this motion was not able to reach counsel for FIPUG.

WHEREFORE, PEF respectfully moves for leave to file the Exhibits of Witnesses Jon Franke and Garry Miller in electronic format via CD or DVD on October 10, 2011.

Respectfully submitted this 30th day of September, 2011.

s/ John T. Burnett
R. Alexander Glenn
General Counsel
John T. Burnett
Associate General Counsel
PROGRESS ENERGY FLORIDA, INC.
Post Office Box 14042
St. Petersburg, FL 33733-4042
Telephone: (727) 820-5184
Facsimile: (727) 820-5249

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 30th day of September, 2011.

s/ John Burnett
Attorney

Lisa Bennett
Keino Young
Staff Attorney
Florida Public Service Commission
2540 Shumard Oak Blvd
Tallahassee 32399
Phone: (850) 413-6218
Facsimile: (850) 413-6184
Email: anwillia@psc.state.fl.us
lbennett@psc.state.fl.us
kyoung@psc.state.fl.us

Progress Energy Florida, Inc.
Mr. Paul Lewis, Jr.
106 East College Avenue, Suite 800
Tallahassee, FL 32301-7740
Phone: (850) 222-8738
FAX: 222-9768
Email: paul.lewisjr@pgnmail.com

Brickfield Law Firm
James W. Brew/F. Alvin Taylor
Eighth Floor, West Tower
1025 Thomas Jefferson Street, NW
Washington, DC 20007
Phone: 202-342-0800
FAX: 202-342-0807
Email: jbrew@bbrslaw.com

Florida Retail Federation
Robert Scheffel Wright/John T. LaVia,
c/o Gardner Law Firm
1300 Thomaswood Drive
Tallahassee, FL 32308
Phone: 850-385-0070
FAX: 385-5416
Email: swright@gbwlegal.com

Florida Industrial Power Users Group
Vicki G. Kaufman/Jon C. Moyle, Jr.
c/o Keefe Law Firm
118 North Gadsden Street
Tallahassee, FL 32301
Phone: 850-681-3828
FAX: 681-8788
Email: vkaufman@kagmlaw.com

Office of Public Counsel
J.R. Kelly/Charles Rehwinkel/Erik Sayler
c/o The Florida Legislature
111 W. Madison Street, Room 812
Tallahassee, FL 32393-1400
Phone: (850) 488-9330
Email: rehwinkel.charles@leg.state.fl.us

PCS Administration (USA), Inc.
Karin S. Torain
Skokie Boulevard, Suite 400
Northbrook, IL 60062
Phone: 847-849-4291
Email: KSTorain@potashcorp.com

Progress Energy Service Company, LLC
John T. Burnett/R. Alexander Glenn
P.O. Box 14042
St. Petersburg, FL 33733-4042
Phone: 727-820-5184
FAX: 727-820-5519
Email: john.burnett@pgnmail.com

White Springs Agricultural Chemicals, Inc.
Randy B. Miller
Post Office Box 300
White Springs, FL 32096
Email: RMiller@pcsphosphate.com

Southern Alliance for Clean Energy
c/o George Cavros, Esq.
120 East Oakland Park Blvd., Suite 105
Fort Lauderdale, FL 33334
Phone: 954-563-0074
FAX: 866-924-2824
Email: george@cavros-law.com