

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Re: Application for limited proceeding for recovery of incremental storm restoration costs related to Hurricanes Irma and Nate, by Duke Energy Florida, LLC

DOCKET NO. 20170272-EI

FILED: March 1, 2019

NOTICE OF CONFIDENTIAL DEPOSITION DUCES TECUM

TO: Matthew R. Bernier
Duke Energy Florida, LLC
106 East College Avenue, Suite 800
Tallahassee, FL 32301
matthew.bernier@duke-energy.com

NOTICE is hereby given that pursuant to Rule 28-106.206 Florida Administrative Code, and Florida Rule of Civil Procedure 1.310 the Office of Public Counsel (OPC) will take the deposition of the following named individual/s at the location and time indicated below:

NAME	DATE and TIME	LOCATION
Corporate Representatives	Thursday, March 14, 2019 8:30am	Duke Energy Florida 299 First Avenue North St. Petersburg, FL 33701
	Friday, March 15, 2019 8:30am	

Please produce as a corporate representative the person or persons having overall responsibility and knowledge about the management and oversight of non-Duke line crew vendor contracts and contract compliance and Duke's maintenance and organization, in any accounting system (including, but not limited to, SAP), of the non-Duke line crew vendor invoices submitted for restoration work performed in the immediate aftermath of Hurricane Irma (including but not limited the actual preparation of the invoice (including the format used by the vendor and the format used or required by Duke and how Duke controls or regulates the invoice being ultimately

submitted for payment) and the person or persons having overall responsibility and knowledge about Duke's review and processing of the invoices for payment, including verification of the correctness of the billing and appropriateness of payment by Duke pursuant to the contractual arrangement that governs the rights and obligations of the vendor and Duke. A panel of representatives may be produced.

The deponent is requested to bring the documents which comprise or outline any and all agreements between Duke and each line crew contractor involved in restoration work related to Hurricane Irma for Duke, including documents which reference or relate to rates, pricing, payment terms, and terms governing the engagement and payment of line crews, from the time travel and services were requested by Duke (mobilization and work), through the time Duke released each respective line crew from service and/or demobilization was completed. The documents to be brought to the deposition include, but are not limited to, contract(s), mutual assistance agreement(s), vendor contracts and commitments, term sheets, and purchase orders, covering each of the line crew, vegetation management, and damage assessor contractors involved in restoration work regarding Hurricane Irma for Duke. Further, please produce the representatives identified in the Amended answers to OPC Interrogatories No. 65 and 66, to the extent not identified above.

A telephonic conference line will be made available if a party wishes to participate telephonically and has made arrangements to view confidential information. This deposition shall be taken upon oral examination before an official court reporter or other officer authorized by law to take depositions. The deposition is being taken for purposes of discovery, for use at trial, and for any other purposes allowed under the Florida Rules of Civil Procedure and the Rules of the Florida Public Service Commission. You may designate a panel of representatives.

Please govern yourselves accordingly.

J.R. KELLY
PUBLIC COUNSEL

/s/Charles J. Rehwinkel

Charles J. Rehwinkel
Deputy Public Counsel

Office of Public Counsel
c/o The Florida Legislature
111 West Madison Street, Room 812
Tallahassee, FL 32399-1400
(850) 488-9330

Attorneys for the Citizens of the
State of Florida

CERTIFICATE OF SERVICE
Docket No. 20170272-EI

I **HEREBY CERTIFY** that a true and correct copy of the foregoing has been furnished by electronic mail on this 1st day of March, 2019, to the following:

Ashley Weisenfeld
Rachael Dziechciarz
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850
aweisenf@psc.state.fl.us
RDziechc@psc.state.fl.us

Matthew R. Bernier
Duke Energy
106 East College Avenue, Suite 800
Tallahassee FL 32301
matthew.bernier@duke-energy.com

Robert Scheffel Wright/John T. LaVia
Gardner Law Firm
1300 Thomaswood Drive
Tallahassee FL 32308
jlavia@gbwlegal.com
schef@gbwlegal.com

Jon C. Moyle, Jr./Karen A. Putnal
Florida Industrial Power Users Group
c/o Moyle Law Firm, PA
118 North Gadsden Street
Tallahassee FL 32301
jmoyle@moylelaw.com
kputnal@moylelaw.com

Dianne M. Triplett
Duke Energy
299 First Avenue North
St. Petersburg FL 33701
dianne.triplett@duke-energy.com

James W. Brew/Laura A. Wynn
PCS Phosphate - White Springs
c/o Stone Law Firm
1025 Thomas Jefferson St., NW, Suite
800 West
Washington DC 20007
jbrew@smxblaw.com
law@smxblaw.com

/s/ Charles J. Rehwinkel
Charles J. Rehwinkel
Deputy Public Counsel