

AUSLEY & MCMULLEN

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February 20, 2004

HAND DELIVERED

Ms. Blanca S. Bayo, Director
Division of Commission Clerk
and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re: Review of Tampa Electric Company's waterborne transportation contract with
TECO Transport and associated benchmark; FPSC Docket No. 031033-EI

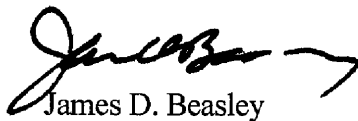
Dear Ms. Bayo:

Enclosed for filing in the above docket on behalf of Tampa Electric are the original and fifteen (15) copies of Notice of Deposition Duces Tecum of William B. McNulty.

Please acknowledge receipt and filing of the above by stamping the duplicate copy of this letter and returning same to this writer.

Thank you for your assistance in connection with this matter.

Sincerely,



James D. Beasley

JDB/pp
Enclosure

cc: All Parties of Record (w/enc.)
Accurate Stenotype Reporters (w/enc.)

DOCUMENT NUMBER-DATE

02558 FEB 20 3

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Review of Tampa Electric Company's
Waterborne transportation contract with
TECO Transport and associated benchmark.

DOCKET NO. 031033-EI
FILED: February 20, 2004

NOTICE OF DEPOSITION DUCES TECUM

TO: Mr. Wm. Cochran Keating III
Senior Attorney
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

PLEASE TAKE NOTICE THAT pursuant to Fla.R.Civ.P. 1.310, the undersigned will take the deposition of the following witness for the Staff of the Florida Public Service Commission before a court reporter of Accurate Stenotype Reporters, Inc. at the annex offices of Ausley & McMullen, 316 East Jefferson Street, Tallahassee, Florida 32302, as follows:

Deponent: William B. McNulty
Date & Time: 10:00 A.M., Thursday, February 26, 2004

This deposition is being taken for the purpose of discovery, for use at trial and for such other purposes as are permitted under the Florida Rules of Civil Procedure.

The designation of materials to be produced is as follows:

The deponent will please bring with him all documents relied upon by him in preparing his direct testimony, filed October 14, 2003 in Docket No. 030001-EI, and his supplemental direct testimony, filed October 23, 2003 in Docket No. 030001-EI, including, but not limited to, any and all railroad tariffs considered or relied upon by him in preparing his testimony.

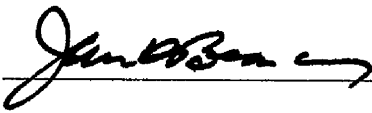
The examination of the deponent may continue from day to day until completed or may be adjourned to be reconvened at such later date as may be established by those in attendance at such deposition.

PLEASE BE GOVERNED ACCORDINGLY.

DATED this 20th day of February 2004.

Respectfully submitted,

LEE L. WILLIS
JAMES D. BEASLEY
JOHN P. FONS
Ausley & McMullen
Post Office Box 391
Tallahassee, FL 32303
(850) 224-9115

By: 
ATTORNEYS FOR TAMPA ELECTRIC COMPANY

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing Notice of Deposition, filed on behalf of Tampa Electric Company, has been furnished electronically (*) or U. S. Mail on this 20th day of February 2004 to the following:

Mr. Wm. Cochran Keating III*
Senior Attorney
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

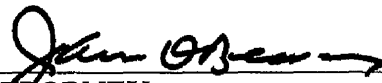
Ms. Vicki Gordon Kaufman
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ATTORNEY