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August 3, 2004

VIA HAND DELIVERY

Ms. Blanca S. Bayó, Director
Division of the Commission Clerk and
Administrative Services
Florida Public Service Commission
Betty Easley Conference Center
2540 Shumard Oak Boulevard, Room 110
Tallahassee, FL 32399-0850

COMMISSION
CLERK
AUG - 3 PM 3: 14
MED. FPSC

Re: Docket No. 030623-EI

Dear Ms. Bayó:

Enclosed for filing in the above-referenced docket on behalf of Florida Power & Light Company ("FPL") are the original and fifteen (15) copies of FPL's Notice of Taking Deposition *Duces Tecum*.

Please acknowledge receipt of this document by stamping the extra copy of this letter "filed" and returning the copy to me in the enclosed self-addressed stamped envelope. Please contact me if you have questions regarding this filing.


Sincerely,



Kenneth A. Hoffman

- CMP _____
- COM _____
- CTR _____
- ECR _____
- GCL _____
- OPC _____ KAH/knb
- MMS _____ Enclosures
- RCA _____
- SCR _____
- SEC L
- OTH _____

RECEIVED & FILED


FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

08430 AUG-3 04

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Complaints by Southeastern Utility Services,))
Inc. on behalf of various customers, against))
Florida Power & Light Company concerning))
thermal demand meter error))
_____)

Docket No. 030623-EI

Filed: August 3, 2004

**FLORIDA POWER & LIGHT COMPANY'S
NOTICE OF TAKING DEPOSITION DUCES TECUM**

TO: Jon C. Moyle, Jr., Esq.
William Hollimon, Esq.
Moyle, Flanigan, Katz, Raymond & Sheehan, P.A.
The Perkins House
118 North Gadsden Street
Tallahassee, FL 32301

NOTICE is hereby given that the undersigned counsel will take the deposition of BILL GILMORE upon oral examination before an official court reporter or other officer authorized by law to take depositions at the following location and time indicated:

September 9, 2004 (Thursday), at 9:00 a.m.
Moyle, Flanigan, Katz, Raymond & Sheehan, P.A.
The Perkins House
118 North Gadsden Street
Tallahassee, FL 32301

Please bring with you copies of all work papers or other documents or materials used by or relied upon by Mr. Gilmore in the preparation of any testimony filed by Mr. Gilmore in this case or used by or relied upon by Mr. Gilmore in the preparation of any responses to Florida Power & Light Company's ("FPL") 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 and the Rules of the Florida Public Service Commission, and will continue from day-to-day until complete.

DOCUMENT NUMBER-DATE

08430 AUG-3 2004

FPSC-COMMISSION CLERK

Please govern yourself accordingly.

Respectfully submitted,



Kenneth A. Hoffman, Esq.
J. Stephen Menton, Esq.
Rutledge, Ecenia, Purnell & Hoffman, P.A.
P. O. Box 551
Tallahassee, Florida 32302
Telephone: 850-681-6788

- - and - -

Natalie Smith, Esq.
Law Department
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, Florida 33408-0420
Telephone: 561-691-7101

Attorneys for Florida Power & Light Company

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of Florida Power & Light Company's Notice of Taking Deposition Duces Tecum has been furnished by Hand Delivery this 3rd day of August, 2004, to the following:

Cochran Keating, Esq.
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Room 370
Tallahassee, Florida 32399-0850

Jon C. Moyle, Jr., Esq.
William Hollimon, Esq.
Moyle, Flanigan, Katz, Raymond & Sheehan, P.A.
The Perkins House
118 North Gadsden Street
Tallahassee, FL 32301

By: Kenneth A. Hoffman
Kenneth A. Hoffman, Esq.

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