## **BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

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In re: Complaints by Southeastern Utilities services, Services, Inc. on behalf of various customers against Florida Power and Light Company concerning demand meter error.

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**Docket No.: 030623** Filed: August 4, 2004

## OCEAN PROPERTIES, LTD. CORRECTED NOTICE OF TAKING DEPOSITIONS DUCES TECUM

TO: Kenneth A. Hoffman, Esquire Rutledge, Ecenia, Purnell & Hoffman, P.A. 215 South Monroe Street, Suite 420 Tallahassee, Florida 32301

PLEASE TAKE NOTE, THAT PURSUANT TO Florida Rule of Civil Procedure 1.310,

Ocean Properties, Ltd. will take the following depositions at the times and locations indicated:

Chuck Cain	Dara Simmons
Florida Power & Light Company	Florida Power & Light Company
425 North Williamson Blvd.	425 North Williamson Blvd.
Daytona Beach, Florida 32114	Daytona Beach, Florida 32114
Wednesday, August 11, 2004	Wednesday, August 11, 2004
9:00 a.m.	1:30 p.m.
9.00 a.m.	1.50 p.m.

The deponents shall bring to this deposition copies of documents as set forth in Exhibit A. "Documents" means any written, recorded, filmed or graphic matter, whether produced, reproduced, or on paper, cards, tapes, film, electronic facsimile, electronic mail, computer storage device or any other media, including, but not limited to, memoranda, notes, minutes, records, photographs, correspondence, telegrams, diaries, bookkeeping entries, financial statements, tax returns, electronic mail transmissions, checks, check stubs, reports, studies, charts, graphs, statements, notebooks, handwritten notes, applications, agreements, books, pamphlets, periodicals, appointment calendars, records or recordings or oral conversations, work papers, and also including, but not limited to, originals, whether by interlineation, receipt stamp, notation, indication of copies **part opproceived or** R-DATE

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otherwise, and drafts, which are in the possession, custody or control of FPL or in the possession, custody or control of the present or former agents, representatives or attorneys of FPL, or any and all persons acting on its behalf, including documents at any time in the possession, custody or control of such individuals or entities or known by FPL to exist.

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"You", "your", "Company" or "FPL" refers to Florida Power and Light Company, its employees and authorized agents.

The foregoing will take place before a court reporter, notary public, or before some other officer authorized by law to take depositions. Said deposition is to be used for discovery purposes, for use at trial, or both, and will continue from day-to-day until complete.

Individuals with disabilities needing a reasonable accommodation to participate in this proceeding should contact Jon C. Moyle, Jr., Esquire at 850/681-3828. If hearing impaired, call 1/800-955-8771 (TDD) or 1/800/955-8770 (V) via Florida Relay Service for assistance.

PLEASE GOVERN YOURSELVES ACCORDINGLY.

anni JON C. MOYLE, JR. Florida Bar No. 727016 WILLIAM H. HOLLIMON Florida Bar No. 104868 MOYLE, FLANIGAN, KATZ, RAYMOND & SHEEHAN, P.A. The Perkins House 118 North Gadsden Street Tallahassee, Florida 32301 (850) 681-3828 (telephone) (850) 681-8788 (facsimile) jmoylejr@moylelaw.com bhollimon@moylelaw.com

Attorneys for Ocean Properties, Ltd.

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by

hand delivery to those listed below with an asterisk and the remainder by U.S. Mail without an

asterisk this 4<sup>th</sup> day of August, 2004.

Cochran Keating, Esquire Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850

Bill Walker Florida Power & Light Company 215 South Monroe Street, Suite 810 Tallahassee, FL 32301

\*Kenneth A. Hoffman Rutledge, Ecenia, Purnell & Hoffman Post Office Box 551 Tallahassee, FL 32302-0551

R. Wade Litchfield Law Department Florida Power & Light Company 700 Universe Boulevard Juno Beach, FL 33408-0420

Daniel Joy 785 SunTrust Bank Plaza 1800 Second Street Sarasota, FL 34236

Natalie Smith Law Department Florida Power & Light Company 700 Universe Boulevard Juno Beach, FL 33408-0420

mm Jon C. Moyle, Jr.