

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Review of 2007 Electric Infrastructure Storm Hardening Plan filed pursuant to Rule 25-6.0342, F.A.C., submitted by Progress Energy Florida, Inc.

Docket No. 070298-EI

Submitted for Filing: August 23, 2007

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PEF'S OBJECTIONS TO FCTA'S FIRST SET OF INTERROGATORIES (Nos. 1-29) AND FCTA'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS (Nos. 1-24)

Pursuant to Fla. Admin. Code R. 28-106.206, the Florida Rules of Civil Procedure, and the Order Governing Procedure in this matter, Progress Energy Florida, Inc. ("PEF") hereby serves its objections to the Florida Cable and Telecommunications Association's ("FCTA's") First Set of Interrogatories (Nos. 1-29) and FCTA's First Request for Production of Documents (Nos. 1-24) and states as follows:

GENERAL OBJECTIONS

With respect to the "Definitions" and "Instructions" in FCTA's First Set of Interrogatories and FCTA's First Request for Production of Documents, PEF objects to any definitions or instructions that are inconsistent with PEF's discovery obligations under applicable rules. If some question arises as to PEF's discovery obligations, PEF will comply with applicable rules and not

with any of FCTA's definitions or instructions that are inconsistent with those rules. Furthermore, PEF objects to any request or question that calls for PEF to create data or information that it otherwise does not have because there is no such requirement under the applicable rules and law.

PEF objects to any definition, instruction, request, or interrogatory that seeks to encompass persons or entities who are not parties to this action or that are not subject to discovery under applicable rules. Additionally, PEF generally objects to FCTA's interrogatories to the extent that they call for data or information protected by the attorney-client privilege, the work product doctrine, the

- CMP 1
- COM
- CTR
- ECR
- GCL 2
- OPC
- RCA 1
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accountant-client privilege, the trade secret privilege, or any other applicable privilege or protection afforded by law.

Finally, PEF objects to any attempt by FCTA to evade any numerical limitations set on interrogatories or requests by asking multiple independent questions or requests within single individual questions and subparts. By making these general objections at this time, PEF does not waive or relinquish its right to assert additional general and specific objections to FCTA's discovery at the time PEF's response is due.

SPECIFIC OBJECTIONS TO INTERROGATORIES

Interrogatory No. 5: PEF objects to Interrogatory No. 5 as irrelevant and immaterial given that it has no apparent direct relation to subjects at issue in this proceeding with respect to PEF's Plan.

Interrogatory No. 6: PEF objects to Interrogatory No. 6 as irrelevant and immaterial given that it has no apparent direct relation to subjects at issue in this proceeding with respect to PEF's Plan.

Interrogatory No. 7: PEF objects to Interrogatory No. 7 as irrelevant and immaterial given that it has no apparent direct relation to subjects at issue in this proceeding with respect to PEF's Plan.

Interrogatory No. 8: PEF objects to Interrogatory No. 8 as irrelevant and immaterial given that it has no apparent direct relation to subjects at issue in this proceeding with respect to PEF's Plan.

Interrogatory No. 12: PEF objects to this question, in part, as irrelevant and immaterial given that it has no apparent direct relation to subjects at issue in this proceeding with respect to PEF's Plan.

Interrogatory No. 13: PEF objects to this interrogatory as vague and ambiguous. PEF also objects to this question as irrelevant and immaterial given that it has no apparent direct relation to subjects at issue in this proceeding with respect to PEF's Plan.

Interrogatory No. 15: PEF objects to this question as irrelevant and immaterial given that it has no apparent direct relation to subjects at issue in this proceeding with respect to PEF's Plan.

Interrogatory No. 16: PEF objects to this question as irrelevant and immaterial given that it has no apparent direct relation to subjects at issue in this proceeding with respect to PEF's Plan.

Interrogatory No. 17: PEF objects to this question as irrelevant and immaterial given that it has no apparent direct relation to subjects at issue in this proceeding with respect to PEF's Plan.

Interrogatory No. 18: PEF objects to this question as irrelevant and immaterial given that it has no apparent direct relation to subjects at issue in this proceeding with respect to PEF's Plan.

Interrogatory No. 19: PEF objects to this question as irrelevant and immaterial given that it has no apparent direct relation to subjects at issue in this proceeding with respect to PEF's Plan.

Interrogatory No. 20: PEF objects to this question as irrelevant and immaterial given that it has no apparent direct relation to subjects at issue in this proceeding with respect to PEF's Plan.

Interrogatory No. 21: PEF objects to this question as irrelevant and immaterial given that it has no apparent direct relation to subjects at issue in this proceeding with respect to PEF's Plan.

Interrogatory No. 22: PEF objects to this question as irrelevant and immaterial given that it has no apparent direct relation to subjects at issue in this proceeding with respect to PEF's Plan.

Interrogatory No. 23: PEF objects to this question as irrelevant and immaterial given that it has no apparent direct relation to subjects at issue in this proceeding with respect to PEF's Plan.

Interrogatory No. 25: PEF objects to this question as irrelevant and immaterial given that it has no apparent direct relation to subjects at issue in this proceeding with respect to PEF's Plan.

Interrogatory No. 26: PEF objects to this question as irrelevant and immaterial given that it has no apparent direct relation to subjects at issue in this proceeding with respect to PEF's Plan.

Interrogatory No. 27: PEF objects to this question as irrelevant and immaterial given that it has no apparent direct relation to subjects at issue in this proceeding with respect to PEF's Plan.

Interrogatory No. 28: PEF objects to this question as irrelevant and immaterial given that it has no apparent direct relation to subjects at issue in this proceeding with respect to PEF's Plan.

SPECIFIC OBJECTIONS TO REQUEST FOR PRODUCTION OF DOCUMENTS

Request for Production No. 5: PEF objects to this request as irrelevant and immaterial given that it has no apparent direct relation to subjects at issue in this proceeding with respect to PEF's Plan.

Request for Production No. 6: PEF objects to this request as irrelevant and immaterial given that it has no apparent direct relation to subjects at issue in this proceeding with respect to PEF's Plan.

Request for Production No. 9: PEF objects to this request as vague and ambiguous. PEF also objects to this request as irrelevant and immaterial given that it has no apparent direct relation to subjects at issue in this proceeding with respect to PEF's Plan.

Request for Production No. 11: PEF objects to this request as irrelevant and immaterial given that it has no apparent direct relation to subjects at issue in this proceeding with respect to PEF's Plan.

Request for Production No. 12: PEF objects to this request as irrelevant and immaterial given that it has no apparent direct relation to subjects at issue in this proceeding with respect to PEF's Plan.

Request for Production No. 13: PEF objects to this request as irrelevant and immaterial given that it has no apparent direct relation to subjects at issue in this proceeding with respect to PEF's Plan. PEF also objects to this request because it calls for PEF to produce proprietary copies of software.

Request for Production No. 14: PEF objects to this request as irrelevant and immaterial given that it has no apparent direct relation to subjects at issue in this proceeding with respect to PEF's Plan.

Request for Production No. 15: PEF objects to this request as irrelevant and immaterial given that it has no apparent direct relation to subjects at issue in this proceeding with respect to PEF's Plan.

Request for Production No. 16: PEF objects to this request as irrelevant and immaterial given that it has no apparent direct relation to subjects at issue in this proceeding with respect to PEF's Plan.

Request for Production No. 17: PEF objects to this request as irrelevant and immaterial given that it has no apparent direct relation to subjects at issue in this proceeding with respect to PEF's Plan.

Request for Production No. 18: PEF objects to this request as irrelevant and immaterial given that it has no apparent direct relation to subjects at issue in this proceeding with respect to PEF's Plan.

Request for Production No. 19: PEF objects to this request as irrelevant and immaterial given that it has no apparent direct relation to subjects at issue in this proceeding with respect to PEF's Plan.

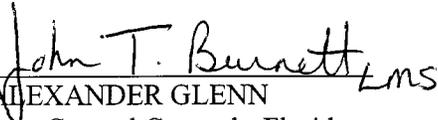
Request for Production No. 20: PEF objects to this request, in part, as irrelevant and immaterial given that it has no apparent direct relation to subjects at issue in this proceeding with respect to PEF's Plan. PEF also objects to this request as overbroad and unduly burdensome because, if read literally, this request could call for any and all documents that PEF has dealing with the engineering, design, construction, maintenance, inspection, and operation of its poles.

Request for Production No. 21: PEF objects to this request, in part, as irrelevant and immaterial given that it has no apparent direct relation to subjects at issue in this proceeding with respect to PEF's Plan.

Request for Production No. 23: PEF objects to this request as irrelevant and immaterial given that it has no apparent direct relation to subjects at issue in this proceeding with respect to PEF's Plan.

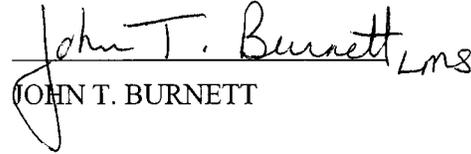
Request for Production No. 24: PEF objects to this request as irrelevant and immaterial given that it has no apparent direct relation to subjects at issue in this proceeding with respect to PEF's Plan.

Respectfully submitted,


R. ALEXANDER GLENN
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via U.S. Mail this 23rd day of August, 2007 to all parties of record as indicated below.


JOHN T. BURNETT

<p>Lorena Holley, Esq. Keino Young, Esq. Office of General Counsel Florida Public Service Commission 2540 Shumard Oak Blvd. Tallahassee, FL 32399-0850</p> <p>AT&T Florida Ms. Jennifer Kay c/o Nancy Sims 150 S. Monroe Street, Suite 400 Tallahassee, FL 32301</p> <p>Maria T. Browne Davis Law Firm 1919 Pennsylvania Ave., NW, Suite 200 Washington, DC 20006</p> <p>Ms. Beth Keating, Esq. Akerman Senterfitt 106 E. College Avenue, Suite 1200 Tallahassee, FL 32301</p>	<p>Florida Cable Telecommunications Assoc. 246 E. 6th Avenue, Suite 100 Tallahassee, FL 32303</p> <p>Susan Masterson Embarq Florida, Inc. 1313 Blairstone Road Tallahassee, FL 32301</p> <p>Mr. David Christian Verizon Florida, LLC 106 E. College Ave., Suite 710 Tallahassee, FL 32301</p> <p>Dulaney O’Roark, III Verizon Florida, LLC 6 Concourse Pkwy, Suite 600 Atlanta, GA 30328</p>
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