

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Petition for Determination ) DOCKET NO. 140110-EI  
of Need for Citrus County Combined )  
Cycle Power Plant ) SERVED: July 11, 2014  
\_\_\_\_\_ )

**CALPINE CONSTRUCTION FINANCE COMPANY, L.P.'S  
OBJECTIONS TO DUKE ENERGY FLORIDA, INC.'S  
FIRST SET OF INTERROGATORIES TO  
CALPINE CONSTRUCTION FINANCE COMPANY, L.P. (NOS. 1 (a)-(f))**

Pursuant to Rule 28-106.206, Florida Administrative Code, Rule 1.340, Florida Rules of Civil Procedure ("F.R.C.P."), and the Order Establishing Procedure (as amended) in this docket, Calpine Construction Finance Company, L.P. ("Calpine") hereby files its objections to Duke Energy Florida, Inc.'s ("DEF") First Set of Interrogatories (Nos. 1(a)-(f)), which were propounded on Calpine after 5:00 p.m. on July 2, 2014.

**GENERAL OBJECTIONS**

Calpine generally objects to DEF's First Set of Interrogatories on the grounds set forth in paragraphs A-H below. Each of Calpine's specific objections, and each of Calpine's responses, will be subject to and qualified by these general objections.

A. Calpine objects to any interrogatory that requests information protected by the attorney-client privilege, the work product doctrine, the accountant-client privilege, the trade secret privilege, or any other applicable privilege or protection afforded by law, whether such privilege or

protection appears at the time response is first made to these interrogatories or is later determined to be applicable for any reason. Calpine in no way intends to waive any such privilege or protection. Calpine will provide a privilege log consistent with Florida law within a reasonable time or as may be agreed to by the parties to the extent that an interrogatory calls for the production of privileged or protected documents or information.

B. Calpine objects to any interrogatory that requests Calpine to divulge confidential proprietary business information and/or the compilation of information that is considered confidential proprietary business information. Calpine in no way intends to waive any applicable claim of confidentiality and will produce such information only under the terms of an appropriate confidentiality agreement.

C. Calpine objects to any definitions or instructions accompanying the interrogatories to the extent that they are inconsistent with and expand the scope of discovery specified in the Florida Rules of Civil Procedure that are incorporated into the Model Rules of Procedure or the Commission's rules on discovery. If some question arises as to Calpine's discovery obligations, Calpine will comply with applicable rules and not with any of the definitions or instructions accompanying the discovery requests that are inconsistent with or exceed the

requirements of those rules. Furthermore, Calpine objects to any interrogatory that calls for Calpine to create data or information that it otherwise does not have because there is no such requirement under the applicable rules and law.

D. Calpine objects to the interrogatories to the extent that they ask Calpine to identify "all" documents or information of any nature. It is possible that not every relevant document may have been reviewed or considered in developing Calpine's responses to the discovery requests. Rather, Calpine will provide all the information that Calpine obtained after a good faith, reasonable and diligent search conducted in connection with these interrogatories. To the extent that the interrogatories propose to require more, Calpine objects to the interrogatories individually and collectively on the grounds that compliance would impose an undue burden or expense on Calpine.

E. Calpine objects to each interrogatory to the extent that it seeks information that is not relevant to the subject matter of this docket and is not reasonably calculated to lead to the discovery of admissible evidence.

F. Calpine objects to each interrogatory to the extent it is vague, ambiguous, overly broad, burdensome, imprecise, or utilizes terms that are subject to multiple interpretations but

are not properly defined or explained for purposes of such interrogatories.

G. Calpine expressly reserves and does not waive any objections it may have to the admissibility, authenticity or relevancy of the information provided in its responses to these interrogatories.

H. Calpine objects to providing information already in the public record, that is as easily accessible to DEF, or that is already in DEF's possession.

**SPECIFIC OBJECTIONS TO SPECIFIC INTERROGATORIES**

1. With respect to any and all person(s) you intend or expect to call as an expert witness at the final hearing of this above-captioned matter, please state the following:

(a) Identify each such witness and his or her employer or the organization he or she is associated with in any professional capacity;

(b) State the subject matter on which the expert is expected to testify;

(c) State the substance of the facts and opinions to which each such witness is expected to testify;

(d) Provide a summary of the grounds for each opinion for each such witness;

(e) Identify all reports rendered by any such witness which summarize his or her opinions and conclusions, and which will be relied upon or offered into evidence in connection with his or her testimony in this proceeding; and

(f) State the scope of employment of each such witness in this proceeding and the compensation for such services.

**SPECIFIC OBJECTIONS**

Calpine objects to this interrogatory (including all subparts) to the extent that it seeks information from testifying expert witnesses that is beyond the scope of discovery by written interrogatory permitted by Rule 1.280(b)(5), F.R.C.P. Calpine's response will comply with the applicable rules.

Respectfully submitted this 11th day of July, 2014.

  
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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing was furnished to the following, by electronic delivery, on this 11th day of July, 2014.

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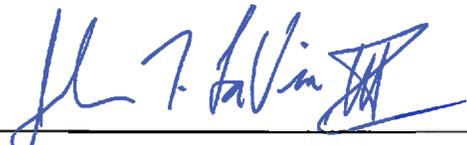
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