

# ORIGINAL

**Matilda Sanders**

**From:** BURNS.DANA [BURNS.DANA@leg.state.fl.us]  
**Sent:** Tuesday, August 16, 2005 3:24 PM  
**To:** Filings@psc.state.fl.us  
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**Subject:** Docket No. 050078-EI (Notice of Deposition Duces Tecum)  
**Attachments:** 050078-noticeofdeposition(crisp)(efile).doc

On behalf of Patricia A. Christensen, Office of Public Counsel  
 111 W. Madison Street, Room 812  
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1. This filing is to be made in Docket Number: 050078-EI, Petition for a Rate Increase By Progress Energy Florida, Inc.
2. Attached for filing on behalf of Office of Public Counsel is a Notice of Deposition Duces Tecum of John B. Crisp.
3. There are a total of four (4) pages for filing

Dana S. Burns

CMP \_\_\_\_\_  
 COM \_\_\_\_\_  
 CTR   1   \_\_\_\_\_  
 ECR \_\_\_\_\_  
 GCL \_\_\_\_\_  
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 SCR \_\_\_\_\_  
 SGA \_\_\_\_\_  
 SEC   1   \_\_\_\_\_  
 OTH \_\_\_\_\_

DOCUMENT NUMBER-DATE

07948 AUG 16 05

8/16/2005

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for rate increase by Progress Energy Florida, Inc.

DOCKET NO. 050078-EI

DATED: AUGUST 16, 2005

NOTICE OF DEPOSITION DUCES TECUM

TO: Gary Sasso, Esq./James Walls, Esq./John Burnett, Esq.  
CARLTON FIELDS LAW FIRM,  
Attorneys for Progress Energy Florida, Inc.  
Post Office Box 3239  
Tampa, FL 33601-3239

NOTICE is hereby given that the Office of Public Counsel will take the deposition of John B. Crisp at the Florida Public Service Commission, Room 362 Gunter Building, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850 on Tuesday, August 23, 2005, at 9:30 a.m.

The deposition shall be taken upon oral examination before an official court reporter or other officer authorized by law to take depositions. The deposition is being taken for purposes of discovery, for use at trial, or for any other purposes allowed under the Florida Rules of Civil Procedure and the Rules of the Florida Public Service Commission.

The deponent is requested to bring with him the following documents:

1. Any and all documents provided to him by Progress Energy Florida, Inc. ("PEF") that are related to the preparation of the testimony filed by Mr. Crisp on behalf of PEF and that have not been produced to OPC by PEF in response to discovery requests in this docket.

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

2. Any and all workpapers relating to the revised load factor set forth in the rebuttal testimony filed by Mr. Crisp that have not been produced to OPC by PEF in response to discovery requests in this docket.

PLEASE GOVERN YOURSELF ACCORDINGLY.

HAROLD MCLEAN  
PUBLIC COUNSEL

s/ Patricia A. Christensen  
Joseph A. McGlothlin  
Associate Public Counsel  
Florida Bar No. 163771

Patricia A. Christensen  
Associate Public Counsel  
Florida Bar No. 0989789

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(850) 488-9330

Attorneys for the Citizens  
of the State of Florida

Counsel Telephonic Appearance:  
(850) 921-5400  
SunCom 291-5400

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished electronically and via U.S. Mail this 16<sup>th</sup> day of August, 2005 to all counsel of record as indicated below.

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