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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

98 NOV -3 PM 3:46

In Re: Joint Petition for)
Determination of Need for an)
Electrical Power Plant in Volusia)
County by the Utilities Commission,)
City of New Smyrna Beach, Florida,)
and Duke Energy New Smyrna Beach)
Power Company Ltd., L.L.P.)

DOCKET NO. 981042-EM

RECORDS AND REPORTING

FILED: NOVEMBER 3, 1998

PETITIONERS' NOTICE OF TAKING DEPOSITION
OF MICHAEL D. RIB

Petitioners, Utilities Commission, City of New Smyrna Beach, Florida, and Duke Energy New Smyrna Beach Power Company Ltd., L.L.P., hereby give notice that they will take the deposition of Mr. Michael D. Rib at the Florida Public Service Commission, Gerald Gunter Building, Room 362, 2540 Shumard Oak Boulevard, Tallahassee, Florida, immediately following his deposition being taken by the staff of the Florida Public Service Commission scheduled to begin at 9:00 A.M., on November 12, 1998.

Mr. Rib shall bring to the deposition all of the documents and other materials that he used in preparing any testimony filed in this case, or will use or rely upon when testifying in this case.

ACK _____ This deposition is being taken for purposes of discovery,
AFA _____
APP _____ for use at the final hearing in this case, and for any other
CAF _____ purposes allowed under Florida law. Please govern yourselves
CMU _____ accordingly.
CTR _____

EAG _____
LEG _____
LIN _____
OPC _____
RCH _____
SEC / _____
WAS _____

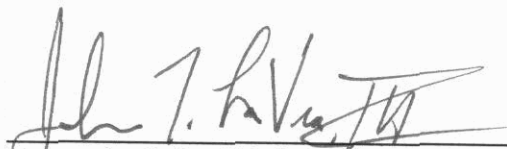
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[Signature]
PPSC BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

12279 NOV-3 000861

PPSC RECORDS/REPORTING

Respectfully submitted this 3rd day of November, 1998.



Robert Scheffel Wright
Florida Bar No. 966721
John T. LaVia, III
Florida Bar No. 853666
LANDERS & PARSONS, P.A.
310 West College Avenue (ZIP 32301)
Post Office Box 271
Tallahassee, Florida 32302
Telephone (850) 681-0311
Telecopier (850) 224-5595

Attorneys for the Utilities Commission,
City of New Smyrna Beach, Florida,

and

Duke Energy New Smyrna Beach Power
Company Ltd., L.L.P.

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CERTIFICATE OF SERVICE
DOCKET NO. 981042-EM

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served by hand delivery (*); by facsimile (**); or by United States Mail, postage prepaid, on the following individuals this 3rd day of November, 1998:

Leslie J. Paugh, Esquire*
Florida Public Service Commission
2540 Shumard Oak Boulevard
Gunter Building
Tallahassee, FL 32399

Gail Kamaras, Esquire
LEAF
1114 Thomasville Road
Suite E
Tallahassee, FL 32303-6290

Charles A. Guyton, Esquire*
Steel Hector & Davis
215 South Monroe Street
Suite 601
Tallahassee, FL 32301

Gary L. Sasso, Esquire**
Carlton, Fields et al
P.O. Box 2861
St. Petersburg, FL 33733

William G. Walker, III
Vice President, Regulatory Affairs
Florida Power & Light Co.
9250 West Flagler St.
Miami, FL 33174

Lee L. Willis, Esquire
Ausley & McMullen
P.O. Box 391
Tallahassee, FL 32302

William B. Willingham, Esquire
Michelle Hershel, Esquire
FL Electric Cooperatives Assoc., Inc.
P.O. Box 590
Tallahassee, FL 32302

Terry L. Kammer, COPE Director
System Council U-4, IBEW
3944 Florida Blvd., Suite 202
Palm Beach Gardens, FL 33410

Susan D. Cranmer
Asst. Secretary & Asst. Treasurer
Gulf Power Company
One Energy Place
Pensacola, FL 32520-0780

John Schantzen
System Council U-4, IBEW
3944 Florida Blvd., Suite 202
Palm Beach Gardens, FL 33410

Jeffrey A. Stone, Esquire
Beggs & Lane
P.O. Box 12950
Pensacola, FL 32576-2950

J. Roger Howe, Esquire
Office of Public Counsel
111 W. Madison Ave., Room 812
Tallahassee, FL 32399-1400



Attorney

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