

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Examination of the outage and replacement
fuel/power costs associated with the CR3 steam generator
replacement project, by Progress Energy Florida, Inc.

Docket No. 100437-EI

Filed: February 25, 2013

**PROGRESS ENERGY FLORIDA, INC.'S OBJECTIONS TO
STAFF'S FOURTH SET OF INTERROGATORIES TO PROGRESS ENERGY
FLORIDA, INC. (NOS. 53-54)**

Pursuant to Fla. Admin. Code R. 28-106.206, Rules 1.280 and 1.340 of the Florida Rules of Civil Procedure, and the Second Revised Order Establishing Procedure, Order No. PSC-13-0084-PCO-EI, issued February 13, 2013 (the "Order"), in this matter, Progress Energy Florida, Inc. ("PEF" or the "Company") hereby makes its objections to the Florida Public Service Commission Staff ("Staff's") Fourth Set of Interrogatories (Nos. 53-54) and as states as follows:

GENERAL OBJECTIONS

If any interrogatory is to be answered through production of documents pursuant to Florida Rule of Civil Procedure 1.340(c), PEF will make any and all responsive documents available for inspection and copying at the offices of PEF, 106 E. College Ave., Suite 800, Tallahassee, Florida, 32301 at a mutually-convenient time, or will produce the documents in some other manner or at some other place that is mutually convenient to both PEF and Staff for purposes of inspection, copying, or handling of the responsive documents.

Additionally, PEF will not provide information or documents 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 in response to these interrogatories. PEF will provide a privilege log 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.

Further, in certain circumstances, PEF may determine upon investigation and analysis that responsive information to which objections are not otherwise asserted are confidential and proprietary and should be produced only under an appropriate confidentiality agreement and protective order, if at all. By agreeing to provide such information, PEF is not waiving its right to insist upon appropriate protection of confidentiality by means of a confidentiality agreement, protective order, or the procedures otherwise provided by law. PEF hereby asserts its right to require such protection of any and all information that may qualify for protection under the Florida Rules of Civil Procedure, and all other applicable statutes, rules, and legal principles.

PEF also generally objects to Staff's Fourth Set of Interrogatories to the extent that it calls for the production of "all" information of any nature. PEF will make a good faith, reasonably diligent attempt to identify information when no objection has been asserted. In addition, PEF objects to the definitions of the term "document" and "identify" as overbroad and not reasonably calculated to lead to the discovery of admissible evidence.

By making these general objections at this time, PEF does not waive or relinquish its right to assert additional general and specific objections to Staff's discovery at the time PEF's response is due under the Florida Rules of Civil Procedure.

SPECIFIC OBJECTIONS

Staff Interrogatory Number 53:

SPECIFIC OBJECTION: PEF objects to the term "Progress Energy Florida's Nuclear Program" as not relevant or reasonably calculated to lead to the discovery of admissible evidence

relative to the issues in this Docket to the extent the term seeks to encompass nuclear projects other than Crystal River Unit 3 which is the subject of this Docket.

Staff Interrogatory Number 54:

SPECIFIC OBJECTION: PEF objects to the term “Progress Energy Florida’s Nuclear Program” as not relevant or reasonably calculated to lead to the discovery of admissible evidence relative to the issues in this Docket to the extent the term seeks to encompass nuclear projects other than Crystal River Unit 3 which is the subject of this Docket.

Respectfully submitted,

s/ Blaise . N. Gamba

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY a true and correct copy of the foregoing has been furnished to counsel and parties of record as indicated below via electronic and U.S. Mail this 25th day of February, 2013.

s/ Blaise . N. Gamba

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