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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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

FILED: NOVEMBER 6, 1998

RECEIVED-FPSC
98 NOV -6 PM 1:58
RECORDS AND REPORTING

NOTICE OF TELEPHONE DEPOSITION

TO: Mr. Robert Scheffel Wright, Esquire
Landers & Parsons
310 West College Avenue
Tallahassee, Florida 32302

NOTICE is hereby given that the Staff of the Florida Public Service Commission will take the deposition of the following named individual:

Mr. Michael P. Armand

At the following location and time indicated:

11:00 a.m., Monday, November 16, 1998
Florida Public Service Commission
2540 Shumard Oak Boulevard, Room 362
Tallahassee, Florida

upon oral examination before an official court reporter or other officer authorized by law to take depositions. The oral examination will continue from day to day until completed.

This telephone deposition is being taken for purposes of discovery, for use at trial, or for any other purpose allowed under the Florida Rules of Civil Procedure and the Rules of the Florida Public Service Commission.

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FPSC-RECORDS/REPORTING

Notice of Telephone Deposition of Michael P. Armand
Docket No. 981042-EM
Page 2

This deposition will be held by telephone "meet me" conference call. Please call the following number promptly at 11:00 a.m.:

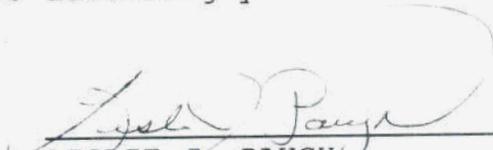
(850) 414-6477 or SUNCOM 994-6477

Please bring with you copies of all the work papers or other materials used by you in the preparation of any testimony filed in this case or used by you in the preparation of any responses to Staff's discovery requests in this docket.

These depositions are being taken for purposes of discovery, for use at trial, or for any other purpose allowed under the Florida Rules of Civil Procedure and the Rules of the Florida Public Service Commission.

Any person requiring some accommodation at this deposition because of a physical impairment should call the Division of Records and Reporting at (850) 413-6770 at least 48 hours prior to the deposition. Any person who is hearing or speech impaired, please contact the Florida Public Service Commission using the Florida Relay Service, which can be reached at 1-800-955-8771 (TDD).

Please govern yourselves accordingly.



LESLIE J. PAUGH
Staff Counsel
Florida Bar No. 0613568



GRACE A. JAYE
Staff Counsel
Florida Bar No. 0847143

FLORIDA PUBLIC SERVICE COMMISSION
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850
(850) 413-6199

000963

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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.

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that the original and one copy of Staff's Notice of Telephone Deposition of Mr. Michael P. Armand have been served via Facsimile and U.S. Mail upon Mr. Robert Scheffel Wright, Esquire, Landers & Parsons, 310 West College Avenue Tallahassee, Florida 32302, on behalf of Florida Power Corporation, and that one true and correct copy has been furnished to the following this 6th day of November, 1998:

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

Carlton Fields Law Firm
Gary Sasso
Post Office Box 2861
St. Petersburg, FL 33731

Florida Electric
Cooperatives Association
Michelle Hershel
P.O. Box 590
Tallahassee, FL 32302

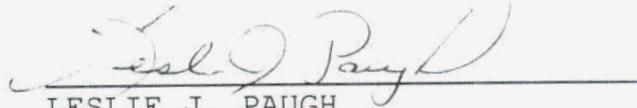
Legal Environmental Assistance
Foundation
Gail Kamaras
1114-E Thomasville Road
Tallahassee, FL 32303

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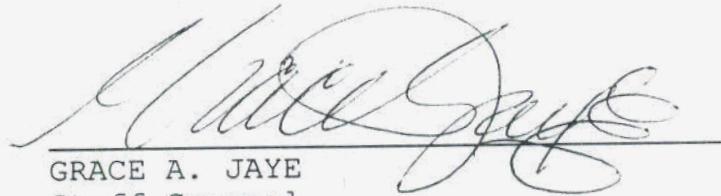
Certificate of Service
Docket No. 981042-EM

Steel Hector & Davis
Matthew Childs
215 S. Monroe Street
Suite 601
Tallahassee, FL 32301

Florida Power Corporation
Jim McGee
Post Office Box 14042
St. Petersburg, FL 33733



LESLIE J. PAUGH
Staff Counsel
Florida Bar No. 0613568



GRACE A. JAYE
Staff Counsel
Florida Bar No. 0847143

FLORIDA PUBLIC SERVICE COMMISSION
Gerald L. Gunter Building
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850
(850) 413-6199

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