

COMMISSIONERS:
 MATTHEW M. CARTER II, CHAIRMAN
 LISA POLAK EDGAR
 NANCY ARGENZIANO
 NATHAN A. SKOP
 DAVID E. KLEMENT

STATE OF FLORIDA



OFFICE OF COMMISSION CLERK
 ANN COLE
 COMMISSION CLERK
 (850) 413-6770

Public Service Commission

December 18, 2009

John T. Burnett, Esquire
 Progress Energy Florida, Inc.
 106 East College Avenue, Suite 800
 Tallahassee, Florida 32301-7740

FPSC, CLK - CORRESPONDENCE
~~X~~Administrative Parties Consumer
 DOCUMENT NO. 05342.07
 DISTRIBUTION: _____

Re: Return of Confidential Documents to the Source, Docket No. 060658-EI

Dear Mr. Burnett:

Commission staff has advised that confidential Document No. 00405-07, filed on behalf of Progress Energy Florida, Inc., can be returned to the source. The document is enclosed.

Please do not hesitate to contact me if you have any questions concerning return of this material.

Sincerely,

Ann Cole
 Commission Clerk

AC:kmp
 Enclosure

cc: Cheryl Bulecza-Banks, Division of Economic Regulation
 Lisa Bennett, Office of General Counsel

RECEIVED

DATE 1/11/10

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD • TALLAHASSEE, FL 32399-0850

An Affirmative Action / Equal Opportunity Employer

PSC Website: <http://www.floridapsc.com>

Internet E-mail: contact@psc.state.fl.us

Marguerite Lockard

PSC-08-0136-FOF-EI

From: Patti Zellner
Sent: Monday, March 03, 2008 1:44 PM
To: CLK - Orders / Notices; Lisa Bennett; Timolyn Henry
Subject: Order / Notice Submitted

Date and Time: 3/3/2008 1:43:00 PM
Docket Number: 060658-EI
Filename / Path: 060658.or.021208.lcb.doc

10 pgs

8/6/12

ORDER DENYING MOTION FOR RECONSIDERATION

Thank you,
Patti Z.
Office of the General Counsel
Florida Public Service Commission
Phone: (850) 413-6208

13 emailed.
6 mailed.

8 marks fixed

FPSC, CLK - CORRESPONDENCE		
<input checked="" type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input type="checkbox"/> Consumer
DOCUMENT NO. 653420#		
DISTRIBUTION: _____		

**FLORIDA PUBLIC SERVICE COMMISSION
CASE MANAGEMENT SYSTEM
PARTICIPATING EMAIL ADDRESSES FOR DOCKET 060658**

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
AARP (Twomey)		miketwomey@talstar.com	No
Canadian Energy regulation Information Service		alfredo.bertolotti@cerise.info	No
Earthjustice (07)		mgross@earthjustice.org	No
Florida Industrial Power Users Group (McWhirter)		jmcwhirter@mac-law.com	No
Florida Power & Light Company	EI802	wade_litchfield@fpl.com	No
Gulf Power Company	EI804	sdriteno@southernco.com	No
Messer Law Firm (06)		nhorton@lawfla.com	No
Office of the Attorney General (07c)		cecilia_bradley@oag.state.fl.us	No
PCS Phosphate - White Springs (Brickfield)		jbrew@bbrslaw.com	No
Progress Energy Florida, Inc.	EI801	paul.lewisjr@pgnmail.com	No
Progress Energy Service Company, LLC (07a)		john.burnett@pgnmail.com	No
Tampa Electric Company (06)		RegDept@tecoenergy.com	No

Timolyn Henry

PSC-07-0874-7150-E1

To: CLK - Orders / Notices
Cc: Lisa Bennett; Keino Young
Subject: Order / Notice Submitted

5

Date and Time: 10/30/2007 3:17:13 PM
Docket Number: 060658-E1
Filename / Path: 060658-conf-11217-06.doc

attach's online

RECEIVED-FPSC
07 OCT 30 PM 3:36
COMMISSION
CLERK

ORDER GRANTING PROGRESS ENERGY FLORIDA, INC.'S
REQUEST FOR CONFIDENTIAL CLASSIFICATION
(DOCUMENT NO. 11217-06)

4/2 (+14 emailed)

FPSC, CLK - CORRESPONDENCE		
<input checked="" type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input type="checkbox"/> Consumer
DOCUMENT NO. <i>05342-07</i>		
DISTRIBUTION: _____		

Marguerite Lockard

PSC-07-0873-CFO-E1

From: Timolyn Henry
Sent: Tuesday, October 30, 2007 3:23 PM
To: CLK - Orders / Notices
Cc: Lisa Bennett; Keino Young
Subject: Order / Notice Submitted

Date and Time: 10/30/2007 3:20:00 PM
Docket Number: 060658-E1
Filename / Path: 060658-conf-PEF-00403_04_05-07.lcb.doc-2.doc
Order Type: Signed / Hand Deliver

14

attach's online

RECEIVED-FPSC
07 OCT 30 PM 3:35
COMMISSION
CLERK

ORDER GRANTING PROGRESS ENERGY FLORIDA, INC.'S
REQUEST FOR CONFIDENTIAL CLASSIFICATION
(DOCUMENT NOS. 00403-07, 00404-07, AND 00405-07)

4/2 (+ 14 emailed)

FPSC, CLK - CORRESPONDENCE
 Administrative Parties Consumer
DOCUMENT NO. 05342-07
DISTRIBUTION: _____

Matilda Sanders

PSC-07-0872-CFD-EI

From: Timolyn Henry
Sent: Tuesday, October 30, 2007 3:17 PM
To: CLK - Orders / Notices
Cc: Lisa Bennett; Keino Young
Subject: Order / Notice Submitted

Date and Time: 10/30/2007 3:15:00 PM
Docket Number: 060658-EI
Filename / Path: 060658-conf-PEF-11285-06.lcb.doc
Order Type: Signed / Hand Deliver

9
attach's online

RECEIVED FPSC
07 OCT 31 AM 7:31
COMMISSION
CLERK
10/30/07
3:15 PM
Hand Delivered

ORDER GRANTING PROGRESS ENERGY FLORIDA, INC.'S
REQUEST FOR CONFIDENTIAL CLASSIFICATION
(DOCUMENT NO. 11285-06)

FPSC, CLK - CORRESPONDENCE
 Administrative Parties Consumer
DOCUMENT NO. 05342-07
DISTRIBUTION: _____

6/2 (+14 emailed)

Matilda Sanders

75C-07-0816-FOF-EI

From: Patti Zellner
Sent: Wednesday, October 10, 2007 3:04 PM
To: CLK - Orders / Notices
Subject: Order / Notice Submitted

Date and Time: 10/10/2007 3:03:00 PM
Docket Number: 060658-EI
Filename / Path: FINAL ORDER TO CLK.doc

FPSC, CLK - CORRESPONDENCE		
<input type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input type="checkbox"/> Consumer
DOCUMENT NO. <u>05342-07</u>		
DISTRIBUTION: _____		

ORDER REQUIRING PROGRESS ENERGY FLORIDA TO REFUND CUSTOMERS \$12,425,492, PLUS INTEREST AND REQUIRING THE FILING OF SUPPLEMENTAL TESTIMONY IN DOCKET NO. 070001-EI

This order needs to be issued today per the Commissioners. Thank you!

0/26

State of Florida



Public Service Commission
-M-E-M-O-R-A-N-D-U-M-

DATE: July 17, 2007
TO: Ann Cole, Commission Clerk
FROM: Jane Faurot, Chief, Hearing Reporter Services Section
RE: DOCKET NO. 060658-EI, HEARING HELD 04/02-05/07.

Attached for filing are exhibits 1 through 227, representing a complete filing of the exhibits identified and admitted into the record during the proceedings held in the above docket.

FPSC, CLK - CORRESPONDENCE
<input checked="" type="checkbox"/> Administrative <input type="checkbox"/> Parties <input type="checkbox"/> Consumer
DOCUMENT NO. <u>05342-07</u>
DISTRIBUTION: _____

Acknowledged BY:

A handwritten signature in cursive script that reads "Shannon Kee".

JF/rIm

State of Florida



Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

DATE: April 17, 2007

TO: Ann Cole, Commission Clerk

FROM: Jane Faurot, Chief of Reporting, Office of Commission Clerk

RE: DOCKET NO. 060658-EI, HEARING HELD 04/02-05/07.

Re: PETITION ON BEHALF OF CITIZENS OF THE STATE OF FLORIDA TO REQUIRE PROGRESS ENERGY FLORIDA, INC. TO REFUND CUSTOMERS \$143 MILLION.

DOCUMENT Nos.: 03130-07, 04/12/07, 152 Pages, Volume 1
 03131-07, 04/12/07, 203 Pages, Volume 2
 03132-07, 04/12/07, 125 Pages, Volume 3
 03133-07, 04/12/07, 106 Pages, Volume 4
 03134-07, 04/12/07, 110 Pages, Volume 5
 03135-07, 04/12/07, 170 Pages, Volume 6
 03174-07, 04/13/07, 220 Pages, Volume 7
 03213-07, 04/16/07, 092 Pages, Volume 8
 03214-07, 04/16/07, 240 Pages, Volume 9
 03223-07, 04/16/07, 162 Pages, Volume 10

The transcript for the above proceedings has been completed and is forwarded for placement in the docket file, including attachments.

Please note that Staff distribution of this transcript was made to:

LEGAL, ECR

Acknowledged BY:

A handwritten signature in black ink, appearing to be "JF", written over a horizontal line.

JF/rlm

State of Florida



Public Service Commission
-M-E-M-O-R-A-N-D-U-M-

DATE: March 30, 2007

TO: Ann Cole, Commission Clerk

FROM: Jane Faurot, Chief of Reporting, Office of Commission Clerk

RE: DOCKET NO. 060658-EI, PREHEARING HELD 03/21/07.

Re: PETITION ON BEHALF OF CITIZENS OF THE STATE OF FLORIDA TO REQUIRE PROGRESS ENERGY FLORIDA, INC. TO REFUND CUSTOMERS \$143 MILLION.

DOCUMENT No: 02593-07, 03/26/07

The transcript for the above proceedings has been completed and is forwarded for placement in the docket file, including attachments.

Please note that Staff distribution of this transcript was made to:

LEGAL, ECR

Acknowledged BY:

A handwritten signature in black ink, appearing to be "JF", written over a horizontal line.

JF/rjm

Dorothy Menasco

From: Filings@psc.state.fl.us
Sent: Monday, March 26, 2007 6:38 PM
To: 'arlene.tibbetts@pgnmail.com'
Cc: Ann Cole; Kimberley Pena
Subject: FW: Docket 060658-EI - PEF Objections to OPC 11th Request
Attachments: Objections to OPC 11th PODs.pdf

FPSC, CLK - CORRESPONDENCE		
<input checked="" type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input type="checkbox"/> Consumer
DOCUMENT NO. <u>5342-07</u>		
DISTRIBUTION: _____		

Ms. Tibbetts,

On review of the attached filing, it appears there are no changes between this document and the version received today (3/26/07) and at 2:39 p.m. (DN 02542-07). As such this filing, received at 3:01 p.m. will be considered a duplicate and will not be accepted as an official filing. If you have any questions, please feel free to call.

Dorothy Menasco

FPSC

CCA - Records

850-413-6330

dmenasco@psc.state.fl.us

From: Tibbetts, Arlene [mailto:Arlene.Tibbetts@pgnmail.com]

Sent: Monday, March 26, 2007 3:00 PM

To: Filings@psc.state.fl.us

Cc: miketwomey@talstar.com; lwillis@ausley.com; jbeasley@ausley.com; jmcwhirter@mac-law.com; bill_walker@fpl.com; wade_litchfield@fpl.com; john_butler@fpl.com; nhorton@lawfla.com; mcglathlin.joseph@leg.state.fl.us; jbrew@bbrslaw.com; regdept@tecoenergy.com; swright@yvlaw.net; jlavie@yvlaw.net; cecilia_bradley@oag.state.fl.us; Lisa Bennett; Lorena Holley

Subject: Docket 060658-EI - PEF Objections to OPC 11th Request

This electronic filing is made by:

John T. Burnett

P.O. Box 14042

St. Petersburg, FL 33733

727-820-5184

John.burnett@pgnmail.com

Docket: 060658-EI

In re: Petition on behalf of Citizens of the State of Florida to require Progress Energy Florida, Inc. to refund to customers \$143 million

On behalf of Progress Energy Florida

Consisting of 5 pages.

3/26/2007

The attached document for filing is Progress Energy Florida's
Objections to OPC's 11th Request for Production of Documents (Nos. 57-61) (a PDF document)
<<Objections to OPC 11th PODs.pdf>>

Timolyn Henry

From: Tibbetts, Arlene [Arlene.Tibbetts@pgnmail.com]
Sent: Monday, March 26, 2007 3:00 PM
To: Filings@psc.state.fl.us
Cc: miketwomey@talstar.com; lwillis@ausley.com; jbeasley@ausley.com; jmcwhirter@mac-law.com; bill_walker@fpl.com; wade_litchfield@fpl.com; john_butler@fpl.com; nhorton@lawfla.com; mcglathlin.joseph@leg.state.fl.us; jbrew@bbrslaw.com; regdept@tecoenergy.com; swright@yvlaw.net; jlavia@yvlaw.net; cecilia_bradley@oag.state.fl.us; Lisa Bennett; Lorena Holley
Subject: Docket 060658-EI - PEF Objections to OPC 11th Request
Attachments: Objections to OPC 11th PODs.pdf

This electronic filing is made by:

John T. Burnett
P.O. Box 14042
St. Petersburg, FL 33733
727-820-5184
John.burnett@pgnmail.com

Docket: 060658-EI
In re: Petition on behalf of Citizens of the State of Florida to require
Progress Energy Florida, Inc. to refund to customers \$143 million

On behalf of Progress Energy Florida

Consisting of 5 pages.

The attached document for filing is Progress Energy Florida's
Objections to OPC's 11th Request for Production of Documents (Nos. 57-61) (a PDF document)
<<Objections to OPC 11th PODs.pdf>>

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition on behalf of Citizens of the
State of Florida to require Progress Energy
Florida, Inc. to refund to customers \$143 million

Docket No. 060658-EI

Submitted for Filing: March 26, 2007

**PEF'S OBJECTIONS TO OPC'S ELEVENTH
REQUEST TO PRODUCE DOCUMENTS (Nos. 57-61)**

Pursuant to Fla. Admin. Code R. 28-106.206, Rule 1.350 of the Florida Rules of Civil Procedure, and the Order Establishing Procedure in this matter, Progress Energy Florida, Inc. ("PEF") hereby serves its objections to the Office of Public Counsel's ("OPC's") Eleventh Request to Produce Documents (Nos. 57-61) and states as follows:

GENERAL OBJECTIONS

PEF generally objects to the time and place of production requirement in OPC's Eleventh Request to Produce Documents and will make all responsive documents available for inspection and copying at the offices of Progress Energy Florida, Inc., 106 E. College Ave., 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 OPC for purposes of inspection, copying, or handling of the responsive documents.

With respect to the "Definitions" in OPC's Eleventh Request to Produce Documents, PEF objects to any definitions or instructions that are inconsistent with PEF's discovery obligations under applicable rules. If some question arises as to PEF's discovery obligations, PEF will comply with applicable rules and not with any of OPC's definitions or instructions that are inconsistent with those rules. PEF objects to any definition or request that seeks to encompass persons or entities other than PEF who are not parties to this action and that are otherwise not subject to discovery. Furthermore, PEF objects to any request that calls for PEF to create documents that it otherwise does not have because there is no such requirement under the applicable rules and law.

Additionally, PEF generally objects to OPC's requests to the extent that they call for 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. PEF will provide a privilege log in accordance with the applicable law or as may be agreed to by the parties to the extent, if at all, that any document request calls for the production of privileged or protected documents.

Further, in certain circumstances, PEF may determine upon investigation and analysis that documents responsive to certain requests 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 in response to such a request, 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 or in the Order Establishing Procedure. 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, the Order Establishing Procedure, and all other applicable statutes, rules, and legal principles.

PEF generally objects to OPC's Eleventh Request to Produce Documents to the extent that it calls for the production of "all" documents of any nature, including, every copy of every document responsive to the requests. PEF will make a good faith, reasonably diligent attempt to identify and obtain responsive documents when no objection has been asserted to the production of such documents, but it is not practicable or even possible to identify, obtain, and produce "all" documents. In addition, PEF reserves the right to supplement any of its responses to OPC's requests for production if PEF cannot produce documents immediately due to their magnitude and the work required to aggregate them, or if PEF later discovers additional responsive documents in the course of this proceeding.

PEF also objects to any Interrogatory or Request for Production that purports to require PEF or its experts to prepare studies, analyses, or to do work for OPC that has not been done for PEF, presumably at PEF's cost.

By making these general objections at this time, PEF does not waive or relinquish its right to assert additional general and specific objections to OPC's discovery at the time PEF's response is due under the Florida Rules of Civil Procedure and the Order Establishing Procedure. PEF provides these general objections at this time to comply with the intent of the Order Establishing Procedure to reduce the delay in identifying and resolving any potential discovery disputes.

SPECIFIC OBJECTIONS

Request 57: PEF objects to OPC's request number 57 because it is outside of the discovery deadline established in Commission Order No. PSC-07-0182-PCO-EI. PEF also objects to this request as irrelevant, immaterial, and not likely to lead to the discovery of admissible evidence.

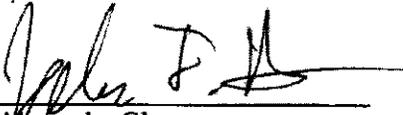
Request 58: PEF objects to OPC's request number 58 because it is outside of the discovery deadline established in Commission Order No. PSC-07-0182-PCO-EI. PEF also objects to this request as irrelevant, immaterial, and not likely to lead to the discovery of admissible evidence.

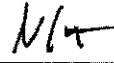
Request 59: PEF objects to OPC's request number 59 because it is outside of the discovery deadline established in Commission Order No. PSC-07-0182-PCO-EI. PEF also objects to this request as irrelevant, immaterial, and not likely to lead to the discovery of admissible evidence.

Request 60: PEF objects to OPC's request number 60 because it is outside of the discovery deadline established in Commission Order No. PSC-07-0182-PCO-EI. PEF also objects to this request as irrelevant, immaterial, and not likely to lead to the discovery of admissible evidence.

Request 61: PEF objects to OPC's request number 61 because it is outside of the discovery deadline established in Commission Order No. PSC-07-0182-PCO-EI. PEF also objects to this request as irrelevant, immaterial, and not likely to lead to the discovery of admissible evidence.

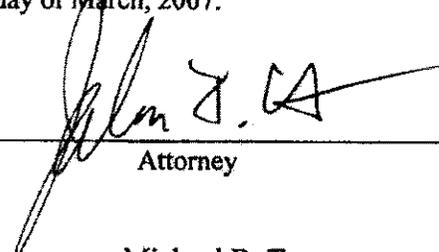
Respectfully submitted,


R. Alexander Glenn
Deputy General Counsel – Florida
John T. Burnett
Associate General Counsel
PROGRESS ENERGY SERVICE
COMPANY, LLC
Post Office Box 14042
St. Petersburg, FL 33733-4042
Telephone: (727) 820-5587
Facsimile: (727) 820-5519


Gary L. Sasso
Florida Bar No. 0622575
James Michael Walls
Florida Bar No. 0706242
Dianne M. Triplett
Florida Bar No. 0872431
CARLTON FIELDS, P.A.
4421 W. Boy Scout Blvd., Ste. 1000 (33607)
Ste. 1000 (33607)
Post Office Box 3239
Tampa, FL 33601-3239
Telephone: (813) 223-7000
Facsimile: (813) 229-4133

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of Progress Energy Florida, Inc.'s Objections to Citizens Eleventh Request for Production (No. 57-61), in Docket No. 060658-EI has been furnished by regular U.S. mail to the following this 26th day of March, 2007.



Attorney

Lisa Bennett, Esq.
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Michael B. Twomey
P.O. Box 5256
Tallahassee, FL 32314-5256

Lee L. Willis, Esq.
James D. Beasley, Esq.
Ausley & McMullen
P.O. Box 391
Tallahassee, FL 32302

Karen S. White, Lt. Col., USAF
Damund E. Williams, Capt., USAF
AFLSA/JACL-ULT
139 Barnes Drive, Suite 1
Tyndall AFB, FL 32403-5319

Jeffrey A. Stone
Russell A. Badders
Steven R. Griffin
Beggs & Lane
P.O. Box 12950
Pensacola, FL 32591

Ms. Paula K. Brown
Regulatory Affairs
Tampa Electric Company
P.O. Box 111
Tampa, FL 33601-0111

Norman Horton, Jr.
Messer, Caparello & Self, P.A.
P.O. Box 15579
Tallahassee, FL 32317

Florida Industrial Power Users Group
c/o John W. McWhirter, Jr.
McWhirter Reeves
400 North Tampa Street, Suite 2450
Tampa, FL 33602

Young van Assenderp, P.A.
Robert Scheffel Wright/John LaVia, III
225 South Adams St., Suite 200
Tallahassee, Florida 32301

Florida Power & Light Co.
Bill Walker
215 S. Monroe Street, Suite 810
Tallahassee, FL 32301

Susan D. Ritenour
Gulf Power Company
One Energy Place
Pensacola, FL 32520-0780

James W. Brew
Brickfield, Burchette, Ritts & Stone, P.C.
1025 Thomas Jefferson St. NW
8th Floor, West Tower
Washington, DC 20007-5201

Joseph A. McGlothlin, Esq.
Office of Public Counsel
111 W. Madison St., Room 812
Tallahassee, FL 32399

Ms. Cheryl Martin
Florida Public Utilities Company
P.O. Box 3395
West Palm Beach, FL 33402-3395

Florida Power & Light Co.
R. Wade Litchfield, Esq.
John T. Butler
Natalie Smith
700 Universe Blvd.
Juno Beach, FL 33408-0420

Florida Retail Federation
100 E. Jefferson St.
Tallahassee, FL 32301

Jack Shreve
Cecilia Bradley
Office of the Attorney General
The Capitol – PL01
Tallahassee, FL 32399-1050

Dorothy Menasco

From: Filings@psc.state.fl.us
Sent: Monday, January 29, 2007 4:31 PM
To: 'MAHARAJ-LUCAS.ASHA'
Subject: RE: 060658-EI

Please see e-filing requirements on our website, in particular:

- Documents shall be signed by typing "s/" followed by the signatory:

s/ First M. Last

Because the documents you submitted don't include this, they will need to be revised and resubmitted in order to be accepted for filing.

Please call me if any questions.

Dorothy Menasco
 FPSC
 CCA - Records
 850-413-6330
dmenasco@psc.state.fl.us

From: MAHARAJ-LUCAS.ASHA [mailto:MAHARAJLUCAS.ASHA@leg.state.fl.us]
Sent: Monday, January 29, 2007 3:25 PM
To: Filings@psc.state.fl.us
Cc: McGLOTHLIN.JOSEPH
Subject: 060658-EI

Electronic Filing

- a. Person responsible for this electronic filing:

Joseph A. McGlothlin, Associate Public Counsel
 Office of Public Counsel
 c/o The Florida Legislature
 111 West Madison Street, Room 812
 Tallahassee, FL 32399-1400
 (850) 488-9330
mcglothlin.joseph@leg.state.fl.us

- b. Docket No. 060658-EI

In re: Petition on behalf of Citizens of the State of Florida to required Progress Energy Florida, Inc. to refund customers \$143 million

- c. Document being filed on behalf of Office of Public Counsel

- d. There are a total of 3 pages.

- e. The document attached for electronic filing is Citizens' Notice of Service.

(See attached file: 060658 Progress nos # 8.doc)

1/29/2007

Thank you for your attention and cooperation to this request.

Asha Maharaj-Lucas

Secretary to Joseph A. McGlothlin, Associate Public Counsel.

Office of Public Counsel

Telephone: (850) 488-9330

Fax: (850) 488-4491

ORIGINAL**Matilda Sanders**

From: MAHARAJ-LUCAS.ASHA [MAHARAJLUCAS.ASHA@leg.state.fl.us]
Sent: Monday, January 29, 2007 3:25 PM
To: Filings@psc.state.fl.us
Cc: McGLOTHLIN.JOSEPH
Subject: 060658-EI
Attachments: 060658 Progress NOS # 8.doc

Electronic Filing

a. Person responsible for this electronic filing:

Joseph A. McGlothlin, Associate Public Counsel
Office of Public Counsel
c/o The Florida Legislature
111 West Madison Street, Room 812
Tallahassee, FL 32399-1400
(850) 488-9330
mcglothlin.joseph@leg.state.fl.us

b. Docket No. 060658-EI

In re: Petition on behalf of Citizens of the State of Florida to required Progress Energy Florida, Inc. to refund customers \$143 million

c. Document being filed on behalf of Office of Public Counsel

d. There are a total of 3 pages.

e. The document attached for electronic filing is Citizens' Notice of Service.

(See attached file: 060658 Progress nos # 8.doc)

Thank you for your attention and cooperation to this request.

Asha Maharaj-Lucas
Secretary to Joseph A. McGlothlin, Associate Public Counsel.
Office of Public Counsel
Telephone: (850) 488-9330
Fax: (850) 488-4491

1/29/2007

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition on behalf of Citizens of)	
the State of Florida to require)	DOCKET NO. 060658-EI
Progress Energy Florida, Inc. to)	
refund customers \$143 million)	Filed: January 29, 2007
_____)	

NOTICE OF SERVICE

The Citizens of the State of Florida, by and through Harold McLean, Public Counsel, serve this notice that they have served their Fifth Request for Production of Documents (Nos. 21-24) to John Burnett, Associate General Counsel, Progress Energy Service Company, P.O. Box 14042, St. Petersburg, FL 33733-4042 on the 29th day of January, 2007.

Harold McLean
Public Counsel

Joseph A. McGlothlin
Associate Public Counsel

Office of Public Counsel
c/o The Florida Legislature
111 West Madison Street
Room 812
Tallahassee, FL 32399-1400

Attorney for the Citizens
of the State of Florida

DOCKET NO. 060658-EI
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of Notice of Service of Citizen's Fifth Request for Production of Documents (Nos. 21-24) to Progress Energy Service Company, has been furnished by electronic mail and U.S. Mail on this 29th day of January, 2007 to the following:

James Beasley
Lee Willis
Ausley Law Firm
P.O. Box 391
Tallahassee, FL 32302

John McWhirter, Jr.
McWhirter, Reeves Law Firm
400 North Tampa St., Suite 2450
Tampa, FL 33602

Bill Walker
Florida Power & Light Co.
215 S. Monroe St., Suite 810
Tallahassee, FL 32301-1859

R. Wade Litchfield
Florida Power & Light Co.
700 Universe Blvd.
Juno Beach, FL 33408-0420

Paul Lewis
Progress Energy Florida, Inc.
106 E. College Ave., Suite 800
Tallahassee, FL 32301-7740

Susan D. Ritenour
Richard McMillan
Gulf Power Company
One Energy Place
Pensacola, FL 32520-0780

Norman H. Horton, Jr.
Fred R. Self
Messer Law Firm
P.O. Box 1876
Tallahassee, FL 32302-1876

Jack Shreve
Senior General Counsel
Office of the Attorney General
The Capitol – PL01
Tallahassee, FL 32399-1050

John T. Butler, P.A.
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, FL 33408

Brenda Irizarry
Tampa Electric Company
P.O. Box 111
Tampa, FL 33602-0111

Lisa Bennett
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Jeffery A. Stone
Russell Badders
P.O. Box 12950
Pensacola, FL 32591

Lieutenant Colonel Karen White
Captain Damund Williams
Federal Executive Agencies
139 Barnes Drive, Suite 1
Tyndall AFB, FL 32403-5319

Cheryl Martin
Florida Public Utilities Company
P.O. Box 3395
West Palm Beach, FL 33402-3395

John T. Burnett
Post Office Box 14042
St. Petersburg, FL 33733

Gary Sasso
J. Walls
D. Triplett
Carlton Fields Law Firm
P.O. Box 3239
Tampa, FL 33601-3239

Florida Retail Federation
100 E. Jefferson Street
Tallahassee, FL 32301

Michael B. Twomey
Post Office Box 5256
Tallahassee, FL 32314-5256

Robert Scheffel Wright
Young van Assenderp, P.A.
225 S. Adams St., Ste. 200
Tallahassee, FL 32301

Joseph A. McGlothlin
Associate Public Counsel

060658

CORRESPONDENCE

Filings@psc.state.fl.us - Inbox - Microsoft Outlook

File Edit View Go Tools Actions Help Type a question for help

New Reply Reply to All Forward Type a contact to find

Folder List

- Mailbox - Matilda Sanders
 - Calendar
 - CCA-Records Procedure It
 - Contacts
 - Deleted Items (6)
 - Drafts
 - Inbox
 - Infected
 - Journal
 - Junk E-mail
 - Notes
 - Outbox [2]
 - Quarantine
 - Restored Items
 - Sent Items
 - Spam
 - Tasks
 - Search Folders
- Mailbox - Filings@psc.state.fl
 - Calendar
 - Contacts
 - Deleted Items
 - Drafts
 - Inbox (3)
 - Infected
 - Journal
 - Junk E-mail
 - Notes
 - Outbox
 - Sent Items
 - Spam
 - Tasks
 - Search Folders
- Public Folders

Folder Sizes

Filings@psc.state.fl.us - Inbox

Date: Yesterday

Wed 12/6/2006 5:15 PM	Costello, ... Filing Docket No. 060658
Wed 12/6/2006 5:15 PM	Costello, ... Recall: Filing Docket No. 060658
Wed 12/6/2006 5:14 PM	Costello, ... Filing Docket No. 060658

Filing Docket No. 060658
Costello, Jeanne [JCostello@CarltonFields.com]

To: Filings@psc.state.fl.us

Cc: Bill Walker; Capt. Damund Williams; Cecilia Bradley; Jack Shreve; James D. Beasley; James W. Brew; Jeff Stone; John Butler; John McWhirter; Joseph A. McGlothlin; Karen White; Lee Willis; Lisa Bennett; Michael Twomey; Patricia Christensen; Paula K. Brown, Regulatory Affairs; Phyllis Davis, Asst. to P.

Attachments: PEF Notice Service Unverified Responses OPC 1st Interr Nos. 1-18.pdf (120 KB)

Attached for filing is Progress Energy Florida, Inc.'s Notice of Service of Unverified Responses to OPC's First Set of Interrogatories Nos. 1-18. Paper service copies to follow by U.S. Mail.

Jeanne Costello
Legal Administrative Assistant

Start Filings@psc... 7:19 AM

Kimberley Pena

From: Kimberley Pena
Sent: Friday, March 16, 2007 8:03 AM
To: Lorena Holley
Subject: RE: Party Status in Docket Number 060658-EI

Per this e-mail and the Order will will do so. Please note that the Inactive Party Status will be reflected in the Party of Record Comments only.

From: Lorena Holley
Sent: Thursday, March 15, 2007 3:42 PM
To: Kimberley Pena; Tiffany Williams; Matilda Sanders
Subject: Party Status in Docket Number 060658-EI

Hi Ladies - attached is the Order Confirming Party Status issued in this docket. Please revise the designation of the parties according to this order.
 Thanks.

From: Pauline Evans
Sent: Thursday, March 15, 2007 2:42 PM
To: Alex Glenn; Bill McNulty; Bill_Feaster@FPL.com; Brenda Irizarry; Cap. Damund Williams; Cecilia Bradley, Esq; Charles Beck; Charlotte Wheeler (OAG); Dianne Triplett; Earl Poucher; Gary Livingston (rgliving@southernco.com); Gary Sasso; James D. Beasley; James W. Brew, Esq; Javier Portuondo; Jeffrey Stone (jas@beggslane.com); jmcwhirter@mac-law.com; Joe mcGlothlin; John LaVia (jlviala@yvlaw.net); John T. Burnett (john.burnett@pgnmail.com); John T. Butler (john_butler@fpl.com); Karin Torain; Keino Young; Kory Dubin; Lee Willis; Lisa Bennett; Lorena Holley; Lt. Col. Karen White; Michael B. Twomey (miketwomey@talstar.com); Mke Walls; nhorton@lawfla.com; Patty Christensen; paul.lewisjr@pgnmail.com; Pete Lester; Schef Wright; sdriteno@southernco.com; tperry@mac-law.com; Tricia Merchant; W. J. Stiles; Wade_Litchfield@fpl.com
Subject: Docket Number 060658-EI

On behalf of Lorena A. Holley, Senior Attorney, and Lisa Bennett, Senior Attorney, please find attached,

ORDER CONFIRMING PARTY STATUS

Please note that following this e-mail, Staff's e-mail distribution list will be revised to include only named parties (active or inactive) to this docket.

Thank you.

Pauline Evans
 Office of the General Counsel
 Florida Public Service Commission
 2540 Shumard Oak Blvd
 Tallahassee, FL 32399-0850
 850-413-6195
 pevans@psc.state.fl.us

Done
 03/16/07
 Kmp

Matilda Sanders

PSC-07-0236-PCD -EI

From: Pauline Evans
Sent: Thursday, March 15, 2007 2:00 PM
To: CCA - Orders / Notices
Subject: Order / Notice Submitted

Date and Time: 3/15/2007 1:58:00 PM
Docket Number: 060658-EI
Filename / Path: 060658intervenor.lcb.doc

ORDER CONFIRMING PARTY STATUS

Pauline Evans
Office of the General Counsel
Florida Public Service Commission
2540 Shumard Oak Blvd
Tallahassee, FL 32399-0850
850-413-6195
pevans@psc.state.fl.us

<mailto:a@psc.state.fl.us>

17/2

RECEIVED PSC
07 MAR 15 PM 2:03
COMMISSION
CLERK

Matilda Sanders

PSC-07-0191-PED-E1

From: Pauline Evans
Sent: Thursday, March 01, 2007 3:39 PM
To: CCA - Orders / Notices
Subject: Order / Notice Submitted

RECEIVED-PSC

07 MAR -1 PM 3:45

Date and Time: 3/1/2007 3:38:00 PM
Docket Number: 060658-E1
Filename / Path: 060658.3rd.rev.oep.lah.doc
Order Type: Signed / Hand Deliver

2

COMMISSION
CLERK

THIRD ORDER REVISING ORDER ESTABLISHING PROCEDURE

Original will be hand-delivered. Thank you.

Pauline Evans
Office of the General Counsel
Florida Public Service Commission
2540 Shumard Oak Blvd
Tallahassee, FL 32399-0850
850-413-6195
pevans@psc.state.fl.us

W/O

Marguerite Lockard

PSC-07-0182-PCO-EI

From: Janice Banka
Sent: Monday, February 26, 2007 4:54 PM
To: CCA - Orders / Notices
Subject: Order / Notice Submitted

RECEIVED-PPSC

07 FEB 27 AM 11:03

Date and Time: 2/26/2007 4:52:00 PM
Docket Number: 060658-EI
Filename / Path: 2006/060658/Orders/060658.2nd.ord.rev.oep.progress.lah.doc
Order Type: Signed / Hand Deliver

COMMISSION
CLERK

Second Order ~~Revising~~ Order Establishing Procedure.

Number of pages in order - 3.

Thanks "J"

Janice R. Banka
Deputy Clerk
Florida Public Service Commission
Office of the General Counsel
Economic Regulation Section
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850
850-413-6210 (voice)
850-413-6211 (fax)
jbanka@psc.state.fl.us

16/2

MEMORANDUM

February 19, 2007

TO: COMMISSIONER KATRINA J. MCMURRIEN

FROM: OFFICE OF THE GENERAL COUNSEL (HOLLEY) *AB*

RE: DOCKET NO. 060658-EI – PETITION ON BEHALF OF CITIZENS OF THE STATE OF FLORIDA TO REQUIRE PROGRESS ENERGY FLORIDA, INC. TO REFUND CUSTOMERS \$143 MILLION.

Attached is a Second Order Revising Order Establishing Procedure, which is ready for your review and signature. Please call Pauline Evans at 413-6195 or Lorena Holley at 413-6193 when it has been signed.

LAH/PE

Attachment

I:\2006\060658\ORDERS\060658.2nd. ord.rev.oep.progress.lah.mem.doc

*just 2 changes -
won't affect signature
page so you can file
after making 2 edits.
Thanks,
Katrina*

Matilda Sanders

From: Janice Banka
Sent: Wednesday, February 21, 2007 9:21 AM
To: CCA - Orders / Notices; Lisa Bennett; Lorena Holley; Jane Faurot; Sandy Simmons
Subject: Order / Notice Submitted

Date and Time: 2/21/2007 9:18:00 AM
Docket Number: 060658-EI
Filename / Path: 2006/060658/060658notice hrg&prehrhg.lcb.doc
Notice Type: Prehearing/Hearing

3

CCS ✓

REVISED NOTICE OF HEARING AND PREHEARING.
REFLECTS CHANGE OF TIME FOR PRHEARING ON 3-21-07.

Number of pages in Notice - 3.

Thanks "J"

Janice R. Banka
Deputy Clerk
Florida Public Service Commission
Office of the General Counsel
Economic Regulation Section
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850
850-413-6210 (voice)
850-413-6211 (fax)
jbanka@psc.state.fl.us

220 Public
officials.

68/9

Marguerite Lockard

From: Janice Banka
Sent: Tuesday, February 20, 2007 10:51 AM
To: CCA - Orders / Notices; Lisa Bennett; Lorena Holley; Sandy Simmons; Jane Faurot
Subject: Order / Notice Submitted

Date and Time: 2/20/2007 10:50:00 AM
Docket Number: 060658-EI
Filename / Path: 2006/060658/060658noticehrg&prehrg.lcb.doc
Notice Type: Prehearing/Hearing

Notice of Hearing and Prehearing.

Number of pages in Notice - 3.

Thanks "J"

Janice R. Banka
Deputy Clerk
Florida Public Service Commission
Office of the General Counsel
Economic Regulation Section
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850
850-413-6210 (voice)
850-413-6211 (fax)
jbanka@psc.state.fl.us

48/9

ET801

220

Matilda Sanders

PSC-07-0132-PCO-E1

From: Janice Banka
Sent: Thursday, February 15, 2007 10:33 AM
To: CCA - Orders / Notices
Subject: Order / Notice Submitted

Date and Time: 2/15/2007 10:31:00 AM
Docket Number: 060658-EI
Filename / Path: 2006/060658/060658oepamend1.lcb.doc
Order Type: Signed / Hand Deliver

RECEIVED PSC
07 FEB 15 AM 10:49
COMMISSION
CLERK

First Order Revising Order Establishing Procedure.

Number of pages in order - 4.

Thanks "J"

Janice R. Banka
Deputy Clerk
Florida Public Service Commission
Office of the General Counsel
Economic Regulation Section
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850
850-413-6210 (voice)
850-413-6211 (fax)
jbanka@psc.state.fl.us

17/2



Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

DATE: December 27, 2006

TO: Blanca S. Bayó, Director, Division of the Commission Clerk and Administrative Services

FROM: Jane Faurot, Chief, Office of Hearing Reporter Services, Division of the Commission Clerk and Administrative Services

RE: DOCKET NO. 060658-EI, AGENDA HELD 12/19/06.

Re: PETITION ON BEHALF OF CITIZENS OF THE STATE OF FLORIDA TO REQUIRE PROGRESS ENERGY FLORIDA, INC. TO REFUND CUSTOMERS \$143 MILLION.

DOCUMENT No: 11755-06, 12/26/06

The transcript for the above proceedings has been completed and is forwarded for placement in the docket file, including attachments.

Please note that Staff distribution of this transcript was made to:

LEGAL, ECR

Acknowledged BY:

A handwritten signature in black ink, appearing to be "JF", written over a horizontal line.

JF/rIm

REQUEST FOR CHANGE TO AGENDA CONFERENCE
HAND DELIVER

RECEIVED-MSO

Date of Request: 12/7/2006 Date of Agenda Conference: 12/19/2006 Item No. _____
Docket No.: 060658-EI Brief Title: OPC Petition to require PEF to refund \$143 million 06 DEC -7 AM 11:55

Requested by: Staff Other _____ (Name) COMMISSION CLERK

Please attach a copy of the written documentation filed (IF OTHER)

STAFF's Recommendation to Executive Suite (IF OTHER) Approve Request Deny Request

ACTION REQUESTED [see APM 2.11]

- Defer Item to Agenda Scheduled Date: _____
- Change Order of Item or Take Up at Time Certain
- Withdraw Item (not expected to return to Agenda)
- Late Filed Recommendation (must be filed no later than 3:00 p.m. on the date approved for late filing) A copy of the front page of the recommendation must be provided to CCA by 12 noon on the regular filing date for use as a place-holder during agenda preparation.
- Add Item to Published Agenda [see Section 120.525(2), F.S.] – Issue an ADDENDUM and give Legal NOTICE
- Add Emergency Item to Published Agenda [see Section 120.525 (3), F.S.] – Issue an ADDENDUM and Give Fair NOTICE

Concise explanation, justification or comments (attach additional sheet if necessary):

The Motion to Dismiss and response provides extensive legal citation. Extra time for supervisory review of recommendation is needed. We request that we be allowed to file recommendation on Monday, December 11, 2006.

Signature (Technical Staff): William B. M. Kelly
Signature (Legal Staff): Lisa Bennett

Initials (Division Director or Designee): MSK TJD
Initials (General Counsel or Designee): _____

EXECUTIVE DIRECTOR:

Recommendation to the Chairman's Office Approve Request Deny Request
Initials: _____ Date: _____
Comments:

CHAIRMAN'S OFFICE:

Initials: _____ Date: _____ Approve Request Deny Request

Executive Suite will send the original to the Division of Commission Clerk & Administrative Services and return copy to the requesting staff after the Chairman's Office takes action on this request. Requesting staff should distribute copies to the Division Directors (OPR & OCR) and Attorney assigned to the docket.

MOVED FROM 060001 to 060658

Tiffany Williams

From: Tiffany Williams
Sent: Wednesday, October 11, 2006 9:34 AM
To: Kimberley Pena
Subject: RE: 060658

ADMINISTRATIVE

Complete!

From: Kimberley Pena
Sent: Wednesday, October 11, 2006 7:59 AM
To: Tiffany Williams
Subject: RE: 060658

Have you seen the docket? Has this been completed?

From: Kay Flynn
Sent: Wednesday, October 04, 2006 7:35 AM
To: Kimberley Pena; Tiffany Williams
Cc: Dorothy Menasco; Matilda Sanders
Subject: 060658

This new docket has a listing of documents from 060001 that will need to be pulled and moved to the new docket. I've already moved them online to the new dkt and deleted them from 060001.

thanks.
kay

Please note: Florida has a very broad public records law. Most written communications to or from state officials regarding state business are considered to be public records and will be made available to the public and to the media upon request. Therefore, your e-mail message may be subject to public disclosure.

Done
10/11/06
KMP
10/11/2006

DOCUMENT NUMBER-DATE

05342 JUL-25

FPSC-COMMISSION CLERK

Section 1 - Bureau of Records Completes

Docket No. 060658-EI Date Docketed: 10/03/2006 Title: Petition on behalf of Citizens of the State of Florida to require Progress Energy Florida, Inc. to refund customers \$143 million.

Company: Citizens of State of Florida
Progress Energy Florida, Inc.

FPSC, CLK - CORRESPONDENCE		
<input checked="" type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input type="checkbox"/> Consumer
DOCUMENT NO. <u>0542-07</u>		
DISTRIBUTION: _____		

Official Filing Date: _____ Expiration: _____

Last Day to Suspend: _____

Referred to:

('O' indicates OPR)

CCA	CMP	(ECR)	GCL	PIF	RCA	SCR	SGA
		X	X				

Section 2 - OPR Completes and returns to CCA in 10 workdays.

Time Schedule

Program Module A19

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT
IT IS TENTATIVE AND SUBJECT TO REVISION.
FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Staff Assignments

OPR Staff

Current CASR revision level

Due Dates
Previous Current

	1.			
	2.			
	3.			
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	5.			
	6.			
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Staff Counsel	8.			
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OCRs	11.			
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Recommended assignments for hearing and/or deciding this case:	30.			
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Full Commission _____ Commission Panel _____	33.			
Hearing Examiner _____ Staff _____	34.			
	35.			
Date filed with CCA: _____	36.			
	37.			
Initials OPR _____	38.			
Staff Counsel _____	39.			
	40.			

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	ED	DS	AR	CT	TW		

Prehearing Officer

Commissioners					ADM
ED	DS	AR	CT	TW	

When panels are assigned the senior Commissioner is Panel Chairman:
If identical panel decides the case.
If one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: _____
Date: _____

Section 1 - Bureau of Records Complete

Docket No. 060658-EI Date Docketed: 10/03/2006 Title: Petition on behalf of Citizens of the State of Florida to require Progress Energy Florida, Inc. to refund customers \$143 million.

Company: Citizens of State of Florida
Progress Energy Florida, Inc.

Official Filing Date: _____ Expiration: _____

Last Day to Suspend: _____

Referred to:

CCA	OMP	(ECR)	GCL	PIF	RCA	SCR	SGA
		X	X				

(*O* indicates OPR)

Section 2 - OPR Completes and returns to CCA in 10 workdays. Time Schedule

Program Module A19

**WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT
IT IS TENTATIVE AND SUBJECT TO REVISION.
FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770**

Staff Assignments

OPR Staff

- B McNulty
- C Bulecza-Banks
- E Draper, P Lester
- S Matlock, J Slenkewicz
- R VonFossen, B Windham

Current CASR revision level

Due Dates
Previous Current

Staff Counsel

- L Bennett

OCRs

Recommended assignments for hearing and/or deciding this case:

Full Commission Commission Panel _____
Hearing Examiner _____ Staff _____

Date filed with CCA: 10/12/2006

Initials OPR _____
Staff Counsel _____

1.	Revised CASR Due	NONE	11/13/2006
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Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	ED	DS	AR	CT	TW		
X							

Prehearing Officer

Commissioners					ADM
ED	DS	AR	CT	TW	
				X	

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.
Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: ED/ [Signature]
Date: 10/12/2006

Case Scheduling/Rescheduling Advice

Last Revised 01/23/2007 at 1:16 p.m.

To:

<input checked="" type="checkbox"/> Commissioner Arriaga	<input checked="" type="checkbox"/> Deputy Executive Director	<input checked="" type="checkbox"/> Economic Regulation
<input checked="" type="checkbox"/> Commissioner Carter	<input checked="" type="checkbox"/> General Counsel	<input checked="" type="checkbox"/> Court Reporter
<input checked="" type="checkbox"/> Commissioner Tew	<input type="checkbox"/> Strategic Analysis & Gov. Affairs	<input checked="" type="checkbox"/> Staff Contact - Lisa Bennett
<input checked="" type="checkbox"/> Commissioner Littlefield	<input checked="" type="checkbox"/> Commission Clerk & ADM Services	<input type="checkbox"/>
<input checked="" type="checkbox"/> Executive Director	<input type="checkbox"/> Competitive Markets/Enforcement	<input type="checkbox"/>
<input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Reg. Compliance/Consumer Asst.	<input type="checkbox"/>

From: Office of Chairman Lisa Edgar

Docket Number: 060658-EI -- Petition on behalf of Citizens of the State of Florida to require Progress Energy Florida, Inc. to refund customers \$143 million.

1. Schedule Information

Event	Former Date	New Date	Location / Room	Time
Prehearing Conference		03/19/2007	Tallahassee / E-148	9:30 a. - 11:00 a.
Hearing		04/02/2007	Tallahassee / E-148	9:30 a. - 5:00 p.
Hearing		04/03/2007	Tallahassee / E-148	9:30 a. - 5:00 p.
Hearing		04/04/2007	Tallahassee / E-148	9:30 a. - 5:00 p.

2. Hearing/Prehearing Assignment Information

Former Assignments

Current Assignments

Hearing Officers

Commissioners						Hearing Exam.	Staff
ALL	ED	AR	CT	TW	LT		

Commissioners						Hearing Exam.	Staff
ALL	ED	AR	CT	TW	LT		
X							

Prehearing Officer

Commissioners					
ED	AR	CT	TW	LT	ADM

Commissioners					
ED	AR	CT	TW	LT	ADM
			X		

Remarks:

OEP PSC-07-0048-PCO-EI, 1/16/07.

Section 1 - Bureau of Records Completes

Docket No. 060658-EI Date Docketed: 10/03/2006 Title: Petition on behalf of Citizens of the State of Florida to require Progress Energy Florida, Inc. to refund customers \$143 million.

Company: Citizens of State of Florida
Progress Energy Florida, Inc.

Official Filing Date: _____ Expiration: _____

Last Day to Suspend: _____

Referred to:

CCA CMP (ECR) GCL PIF RCA SCR SGA

(*O* indicates OPR)

		X	X				
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Section 2 - OPR Completes and returns to CCA in 10 workdays.

Time Schedule

Program Module A19

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT
IT IS TENTATIVE AND SUBJECT TO REVISION.
FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Staff Assignments

OPR Staff

B McNulty
C Bulecza-Banks
E Draper, P Lester
S Matlock, J Slenkewicz
R VonFossen, B Windham

Current CASR revision level

Due Dates

Previous Current

1. * Revised CASR Due	SAME	11/13/2006
2. * Staff Recommendation - Motion to Dismiss	SAME	12/07/2006
3. * Agenda - Motion to Dismiss	SAME	12/19/2006
4. * Order Establishing Procedure	SAME	01/16/2007
5. Standard Order - Motion To Dismiss	01/08/2007	01/24/2007
6. Close Docket	SAME	08/09/2007
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Staff Counsel

L Bennett

OCRs

Recommended assignments for hearing and/or deciding this case:

Full Commission Commission Panel _____
Hearing Examiner _____ Staff _____

Date filed with CCA: 01/17/2007

Initials OPR _____
Staff Counsel _____

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	ED	AR	CT	TW	LT		
X							

Prehearing Officer

Commissioners					ADM
ED	AR	CT	TW	LT	
			X		

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.

Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: _____
Date: _____

ED/hrs
Pending 01/29/07

Section 1 - Bureau of Records Complete

Docket No. 060658-EI Date Docketed: 10/03/2006 Title: Petition on behalf of Citizens of the State of Florida to require Progress Energy Florida, Inc. to refund customers \$143 million.

Company: Citizens of State of Florida
Progress Energy Florida, Inc.

Official Filing Date: _____ Expiration: _____

Last Day to Suspend: _____

Referred to:

CCA CMP (ECR) GCL PIF RCA SCR SGA

("O") indicates OPR

		X	X				
--	--	---	---	--	--	--	--

Section 2 - OPR Completes and returns to CCA in 10 workdays.

Time Schedule

Program Module A19

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT
IT IS TENTATIVE AND SUBJECT TO REVISION.
FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Staff Assignments

OPR Staff

B McNulty
C Bulecza-Banks
E Draper, P Lester
S Matlock, J Slemkewicz
R VonFossen, B Windham

Current CASR revision level

Due Dates
Previous Current

Staff Counsel

L Bennett, L Holley

OCRs

1.	Direct Testimony	NONE	11/02/2006
2.	Testimony - Staff	NONE	01/30/2007
3.	Issue Identification	NONE	02/02/2007
4.	Testimony - Rebuttal	NONE	02/20/2007
5.	FAW Notice of Prehearing/Hearing Filed	NONE	02/20/2007
6.	Notice of Prehearing and Hearing	NONE	02/20/2007
7.	Preliminary List of Issues	NONE	02/23/2007
8.	Prehearing Statements	NONE	03/05/2007
9.	Prehearing	NONE	03/19/2007
10.	Discovery Actions Complete	NONE	03/19/2007
11.	Transcript of Prehearing Due	NONE	03/22/2007
12.	Prehearing Order	NONE	03/26/2007
13.	Hearing (04/2,3,4/07)	NONE	04/02/2007
14.	Transcript of Hearing Due	NONE	04/16/2007
15.	Briefs Due	NONE	04/30/2007
16.	Staff Recommendation	NONE	06/07/2007
17.	Agenda	NONE	06/19/2007
18.	Standard Order - Final	NONE	07/09/2007
19.	Close Docket	SAME	08/09/2007
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Recommended assignments for hearing and/or deciding this case:

Full Commission Commission Panel _____
Hearing Examiner _____ Staff _____

Date filed with CCA: 01/30/2007

Initials OPR _____
Staff Counsel _____

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	ED	AR	CT	MM	LT		
X							

Prehearing Officer

Commissioners					ADM
ED	AR	CT	MM	LT	

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.

Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: ED/Am
Date: 01/30/2007

Case Scheduling/Rescheduling Advice

Last Revised 02/01/2007 at 3:00 p.m.

To: Commissioner Carter Deputy Executive Director Economic Regulation
 Commissioner McMurrin General Counsel Court Reporter
 Commissioner New1 Strategic Analysis & Gov. Affairs Staff Contact - Lisa Bennett
 Commissioner New2 Commission Clerk & ADM Services
 Executive Director Competitive Markets/Enforcement
 Public Information Officer Reg. Compliance/Consumer Asst.

From: Office of Chairman Lisa Edgar

Docket Number: 060658-EI -- Petition on behalf of Citizens of the State of Florida to require Progress Energy Florida, Inc. to refund customers \$143 million.

1. Schedule Information

Event	Former Date	New Date	Location / Room	Time
Prehearing Conference	03/19/2007	03/21/2007	Tallahassee / E-148	1:30 p. - 5:00 p.

2. Hearing/Prehearing Assignment Information

Hearing Officers

Former Assignments						Hearing Exam.	Staff
Commissioners							
ALL	ED	CT	MMC1	C2			

Current Assignments

Current Assignments						Hearing Exam.	Staff
Commissioners							
ALL	ED	CT	MMC1	C2			
X							

Prehearing Officer

Commissioners					
ED	CT	MM	C1	C2	ADM

Commissioners					
ED	CT	MM	C1	C2	ADM
		X			

Remarks:

OEP PSC-07-0048-PCO-EI, 1/16/07.

Section 1 - Bureau of Records Complete

Docket No. 060658-EI Date Docketed: 10/03/2006 Title: Petition on behalf of Citizens of the State of Florida to require Progress Energy Florida, Inc. to refund customers \$143 million.

Company: Citizens of State of Florida
Progress Energy Florida, Inc.

Official Filing Date: _____

Expiration: _____

Last Day to Suspend: _____

Referred to:

CCA CMP (ECR) GCL PIF RCA SCR SGA

(*O* indicates OPR)

	X	X	X				
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Section 2 - OPR Completes and returns to CCA in 10 workdays.

Time Schedule

Program Module A19

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT
IT IS TENTATIVE AND SUBJECT TO REVISION.
FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Staff Assignments

OPR Staff	Staff Assignments	3	Current CASR revision level	Due Dates	
				Previous	Current
	B McNulty, J Breman				
	C Bulecza-Banks				
	E Draper, P Lester	1.	Direct Testimony	SAME	11/02/2006
	S Matlock, J Sickel	2.	Issue Identification	SAME	02/02/2007
	J Stenkewicz	3.	Preliminary List of Issues	SAME	02/23/2007
	R VonFossen, B Windham	4.	Testimony - Rebuttal (OPC)	02/20/2007	03/06/2007
		5.	Prehearing Statements	03/05/2007	03/09/2007
		6.	Prehearing	03/19/2007	03/21/2007
		7.	Discovery Actions Complete	03/19/2007	03/21/2007
Staff Counsel	L Bennett, L Holley	8.	Transcript of Prehearing Due	03/22/2007	03/26/2007
	K Young	9.	Prehearing Order	03/26/2007	03/28/2007
		10.	Hearing (04/2.3.4/07)	SAME	04/02/2007
		11.	Transcript of Hearing Due	SAME	04/16/2007
OCRs (CMP)	T Coston, L Fisher	12.	Briefs Due	SAME	04/30/2007
	C Vinson	13.	Staff Recommendation	SAME	06/07/2007
		14.	Agenda	SAME	06/19/2007
		15.	Standard Order - Final	SAME	07/09/2007
		16.	Close Docket	SAME	08/09/2007
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Recommended assignments for hearing and/or deciding this case:

Full Commission X Commission Panel ___
Hearing Examiner ___ Staff ___

Date filed with CCA: 02/20/2007

Initials OPR _____
Staff Counsel _____

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	ED	CT	MM	C1	C2		
X							

Prehearing Officer

Commissioners					ADM
ED	CT	MM	C1	C2	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.

Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: ED/Am

Date: 02/20/2007

Section 1 - Office of Commission Clerk

Docket No. 060658-EI Date Docketed: 10/03/2006 Title: Petition on behalf of Citizens of the State of Florida to require Progress Energy Florida, Inc. to refund customers \$143 million.

Company: Citizens of State of Florida
Progress Energy Florida, Inc.

Official Filing Date: _____
Last Day to Suspend: _____

Expiration: _____

Referred to:

(*O* indicates OPR)

ADM	CLK	CMP	(ECR)	GCL	PIF	RCA	SCR	SGA
		X	X	X				

Section 2 - OPR Completes and returns to CLK in 10 workdays.

Time Schedule

Program Module A19

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT
IT IS TENTATIVE AND SUBJECT TO REVISION.
FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Staff Assignments

OPR Staff

B McNulty, J Breman
C Bulecza-Banks
E Draper, P Lester
S Matlock, A Maurey
J Sickel, J Slenkewicz
B Windham

Current CASR revision level

Due Dates
Previous Current

Staff Counsel

L Bennett, L Holley
K Young

OCRs (CMP)

T Coston, L Fisher
C Vinson

Recommended assignments for hearing and/or deciding this case:

Full Commission Commission Panel _____
Hearing Examiner _____ Staff _____

Date filed with CLK: 06/06/2007

Initials OPR _____

Staff Counsel _____

1.	Direct Testimony	SAME	11/02/2006
2.	Issue Identification	SAME	02/02/2007
3.	Discovery Actions Complete	03/21/2007	03/27/2007
4.	Staff Recommendation	06/07/2007	06/27/2007
5.	Agenda	06/19/2007	07/10/2007
6.	Standard Order - Final	07/09/2007	07/30/2007
7.	Close Docket	08/09/2007	09/04/2007
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Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	ED	CT	MM	AG	SK		
X							

Prehearing Officer

Commissioners					ADM
ED	CT	MM	AG	SK	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.

Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: ED/hrs

Date: Pending 6/19/07

Section 1 - Office of Commission Clerk

Docket No. 060658-EI Date Docketed: 10/03/2006 Title: Petition on behalf of Citizens of the State of Florida to require Progress Energy Florida, Inc. to refund customers \$143 million.

Company: Citizens of State of Florida
Progress Energy Florida, Inc.

Official Filing Date: _____

Expiration: _____

Last Day to Suspend: _____

Referred to:

("O" indicates OPR)

ADM	CLK	CMP	(ECR)	GCL	PIF	RCA	SCR	SGA
		X	X	X				

Section 2 - OPR Completes and returns to CLK in 10 workdays.

Time Schedule

Program Module A19

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT
IT IS TENTATIVE AND SUBJECT TO REVISION.
FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Staff Assignments

Due Dates

OPR Staff	Staff Assignments	7	Current CASR revision level	Due Dates	
				Previous	Current
	B McNulty				
	C Bulecza-Banks				
	E Draper, P Lester	1.	Direct Testimony	SAME	11/02/2006
	S Matlock, A Maurey	2.	Issue Identification	SAME	02/02/2007
	J Sichel, J Slenkewicz	3.	Discovery Actions Complete	03/21/2007	03/27/2007
	M Springer	4.	Staff Recommendation-Motion for Reconsideratio	12/26/2007	01/16/2008
		5.	Agenda-Motion for Reconsideration	01/08/2008	01/29/2008
		6.	Standard Order-Motion for Reconsideration	01/28/2008	02/18/2008
		7.	Close Docket	09/04/2007	04/16/2008
Staff Counsel	L Bennett, K Young	8.			
		9.			
		10.			
OCRs (CMP)	T Coston, L Fisher	11.			
	C Vinson	12.			
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Recommended assignments for hearing and/or deciding this case:

Full Commission Commission Panel
Hearing Examiner Staff

Date filed with CLK: 12/07/2007

Initials OPR _____

Staff Counsel _____

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	ED	CT	MM	AG	SK		
X							

Prehearing Officer

Commissioners					ADM
ED	CT	MM	AG	SK	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.

Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: EO/DM

Date: Pending 12/11/07

Matilda Sanders

PSC-07-0270-PCO-E1

From: Jackie Schindler
Sent: Friday, March 30, 2007 3:14 PM
To: CLK - Orders / Notices; Larry Harris
Subject: Order / Notice Submitted

Date and Time: 3/30/2007 3:11:00 PM
Docket Number: 060658-EI
Filename / Path: 060658procedural.lidh.doc

An ORDER DENYING PROGRESS ENERGY FLORIDA INC.'S MOTION TO STRIKE OR, ALTERNATIVELY, MOTION IN LIMINE TO EXCLUDE TESTIMONY has been moved to GC Orders for issuance IMMEDIATELY per Commissioner McMurrin.

Kim, I will deliver the order shortly.

Thanks.

js

Jacqueline Schindler
Office of the General Counsel
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399
850-413-6754

14/2

RECEIVED-PSC
07 MAR 30 PM 3:18
COMMISSION
CLERK

RECEIVED-PSC
07 MAR 30 PM 3:37
COMMISSION
CLERK
Connelly

Matilda Sanders

PSC-07-0266-PTD-EI

From: Janice Banka
Sent: Thursday, March 29, 2007 1:55 PM
To: CLK - Orders / Notices
Subject: Order / Notice Submitted

26 mailed

Date and Time: 3/29/2007 1:54:00 PM
Docket Number: 060658-EI
Filename / Path: 2006/060658/Orders/060658phorder.lcb.doc
Order Type: Signed / Hand Deliver

Prehearing Order.

Number of pages in Order - 43.

Thanks "J"

Janice R. Banka
Deputy Clerk
Florida Public Service Commission
Office of the General Counsel
Economic Regulation Section
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850
850-413-6210 (voice)
850-413-6211 (fax)
jbanka@psc.state.fl.us

RECEIVED PSC
07 MAR 29 PM 2:06
COMMISSION
CLERK

Matilda Sanders

PSC-07-0059-PCO-EI

From: Pauline Evans
Sent: Monday, January 22, 2007 10:37 AM
To: CCA - Orders / Notices
Subject: Order / Notice Submitted 6

Date and Time: 1/22/2007 10:36:00 AM
Docket Number: 060658-EI
Filename / Path: 060658or.lcb.doc

ORDER DENYING PROGRESS ENERGY FLORIDA'S MOTION TO DISMISS

Please note that this order replaces the order sent earlier. Thank you.

Pauline Evans
Office of the General Counsel
Florida Public Service Commission
2540 Shumard Oak Blvd
Tallahassee, FL 32399-0850
850-413-6195
pevans@psc.state.fl.us

17/2

Matilda Sanders

PSC-07-0048-PCO-EI

From: Patti Zellner
Sent: Tuesday, January 16, 2007 2:32 PM
To: CCA - Orders / Notices
Subject: Order / Notice Submitted

11

RECEIVED-FPSC

07 JAN 16 PM 2:43

Date and Time: 1/16/2007 2:31:00 PM
Docket Number: 060658-EI
Filename / Path: 060658oep2.lcb.doc
Order Type: Signed / Hand Deliver

COMMISSION
CLERK

ORDER ESTABLISHING PROCEDURE

I will bring the original to you now (11 pages).

The attorney has requested that this get issued today if possible, please.

18 mailed.

Matilda Sanders

PSC-06-0746-PCO-EI

From: Patti Zellner
 Sent: Friday, September 01, 2006 8:04 AM
 To: CCA - Orders / Notices
 Subject: Order / Notice Submitted

Date and Time: 9/1/2006 8:03:00 AM
 Docket Number: 060001-EI
 Filename / Path: 060001order granting OPC extension.lcb.doc
 Order Type: Signed / Hand Deliver

RECEIVED-PPSC

06 SEP -1 AM 10:36

COMMISSION
CLERK

ORDER GRANTING MOTION FOR EXTENSION OF TIME

(Original will be sent to you this morning)

1512