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100160-EI

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Sent: Wednesday, March 23, 2011 1:48 PM
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Subject: Docket No.: 100160-EI
Attachments: PEF'S Objections to SACE's 4th Rogs (Nos. 12-14).pdf

This electronic filing is made by:

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Docket 100160-EI

In Re: Petition for Approval of Demand-Side Management
Plan of Progress Energy Florida, Inc.

On behalf of Progress Energy Florida, Inc.

Consisting of 4 pages.

The attached document for filing is PEF's Objections to the Southern Alliance for Clean Energy's Fourth Set of Interrogatories (Nos. 12-14).

DOCUMENT NUMBER-DATE

01931 MAR 23 =

FPSC-COMMISSION CLERK

3/23/2011

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for Approval of
Demand-side Management Plan
of Progress Energy Florida, Inc.

DOCKET NO.: 100160-EI

SERVED: March 23, 2011

**PEF'S OBJECTIONS TO THE SOUTHERN ALLIANCE FOR
CLEAN ENERGY'S FOURTH SET OF INTERROGATORIES
(Nos. 12-14)**

Pursuant to Fla. Admin. Code R. 28-106.206, Rule 1.340 of the Florida Rules of Civil Procedure, Progress Energy Florida, Inc. ("PEF") hereby serves its objections to The Southern Alliance for Clean Energy's ("SACE") Fourth Set of Interrogatories (Nos. 12-14) and states as follows:

GENERAL OBJECTIONS

With respect to the "Definitions" in SACE's Fourth Set of Interrogatories, 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 SACE's definitions or instructions that are inconsistent with those rules. Furthermore, PEF objects to any interrogatory that calls for PEF to create data or information that it otherwise does not have because there is no such requirement under the applicable rules and law.

PEF objects to any definition or interrogatory that seeks to encompass persons or entities who are not parties to this action or that are not subject to discovery under applicable rules.

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 SACE that has not been done for PEF, presumably at PEF's cost.

Additionally, PEF generally objects to SACE's Fourth Set of Interrogatories to the extent that they call for data or information 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 also objects to any attempt by SACE to evade the numerical limitations set on interrogatories in the Order Establishing Procedure by asking multiple independent questions within single individual questions and subparts.

Finally, PEF reserves the right to supplement any of its responses to SACE's Fourth Set of Interrogatories if PEF cannot locate the answers immediately due to their magnitude and the work required to aggregate them, or if PEF later discovers additional responsive information in the course of this proceeding.

By making these general objections at this time, PEF does not waive or relinquish its right to assert additional general and specific objections to SACE's discovery at the time PEF's response is due.

SPECIFIC OBJECTIONS

Interrogatory 14: PEF objects to Interrogatory 14 to the extent it asks PEF to do work or analyses for SACE presumably at PEF's expense, where such work or analyses has not previously been done for PEF.



Dianne M. Triplett

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via electronic and U.S. Mail this 23rd day of March, 2011, to all parties of record as indicated below.



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