BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Application by Nocatee Utility Corporation for Original Certificates for Water & Wastewater Service in Duval and St. Johns)) Docket No. 990696-WS		1.3	10
Counties, Florida) _)	HPO ST	NUG 12	
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NOTICE OF TAKING DEPOSITION DUCES TECUM			5	Ò

PLEASE TAKE NOTICE that Petitioner, Intercoastal Utilities, will take the depositions of the following witnesses at the location and times described below:

August 25, 1999

9:00 a.m.

Roger M. Osteen

1:00 p.m.

Douglas C. Miller *

Location:

Accurate Court Reporters

501 West Bay Street

Suite 150

Jacksonville, Florida 32202

Please produce at the time and place of these depositions, the documents set forth as Attachment "A" hereto.

These depositions will be taken by oral examination before an official court reporter duly authorized by law to take depositions and is being taken for the purpose

OF RECORDS

Rose, Sundstrom & Bentley, LLP 2548 Blairstone Pines Drive, Tallahassee, Florida 32301

DOCUMENT NUMBER-DATE

09600 AUG 128

^{*}Or upon completion of the prior deposition.

of discovery, for use at trial, or both, or for such other purposes as are permitted under the applicable and governing rules.

Respectfully submitted this day of August, 1999.

JOHN L. WHARTON, ESQ.

Rose, Sundstrom & Bentley, LLP

2548 Blairstone Pines Drive

Tallahassee, FL 32301

(850) 877-6555

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and accurate copy of the foregoing has been furnished by the method indicated below to the following on this day of August, 1999.

Richard D. Melson, Esq. Hopping, Green, Sams & Smith, P.A. P.O. Box 6526 Tallahassee, FL 32301 Via U.S. Mail and Fax

Samantha Cibula, Esq.
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Via U.S. Mail and Fax

intercoa\nocatee\deposition notice

ATTACHMENT "A"

For the purpose of this Attachment, the words "you" or "your" refer to Nocatee Utility Corporation, its affiliated parties, its employees, agents, engineers, accountants, or attorneys. These documents are requested to be produced, whether in the possession or control of the individuals being deposed or whether in the possession or control of Nocatee Utility Corporation or any party which owns, controls, or is affiliated with Nocatee Utility Corporation.

- 1. Any and all correspondence, analyses, memorandums, or similar or analogous documents either transmitted to JEA or received from JEA regarding the possible or potential service by JEA (whether as a bulk, wholesale, or retail provider) to any of that area for which you have filed an application at the Public Service Commission. Your response should include, but should not be limited to, documents to or from JEA whether JEA intends to provide bulk service to a separate utility which will provide service to any of these areas or whether JEA will provide such service directly itself.
- 2. Any and all reports, analyses, memorandums, or similar or analogous documents referencing, discussing, analyzing, setting forth, establishing, or projecting the need or demand for reuse water in any of that area for which you have filed an application at the Public Service Commission. Your response should include, but not be limited to, documents discussing the timing or time frames regarding the demand for such reuse water.
- 3. Any and all documents describing, analyzing, setting forth, establishing, projecting, or discussing the demand for water and/or wastewater service in those areas for which you have filed an application at the Public Service Commission. Your response should include, but not be limited to, documents discussing the number of units projected to be built or potentially to be built; the timing of any units projected to be built or potentially to be built; the type (commercial, residential, etc.) of units projected to be built or potentially to be built; and the location or layout of any such units projected to be built or potentially to be built;
- 4. Please provide any documents which set forth, project, analyze, reference, discuss, or establish the location of any facilities for the provision of water service, wastewater service, or reuse service, by any utility within any portion of those areas for which you have filed

an application at the Public Service Commission.

- Please provide any documents which support, reference, discuss, or analyze any of the information, statements, or contentions contained in either your application to the Florida Public Service Commission or your Petition for Temporary Variance filed before the Public Service Commission.
- 6. Please provide any documents you reference, consulted or relied upon in filing either your application at the Public Service commission or your Petition for Temporary Variance before the Public Service commission;
- 7. Please provide any documents which set forth, reveal, analyze, reference or contain timetables for the construction of units or facilities which will require water, wastewater, or reuse service or which set forth the anticipated time frames for the construction of any such units in the area which is the subject of your application with the Public Service Commission;
- 8. Please provide any correspondence, writings, memorandums, or similar or analogous documents exchanged between yourself and St. Johns County discussing, referencing, analyzing, or concerning the provision of water service, wastewater service, or reuse service for the area which is the subject of your application before the Public Service Commission:
- 9. Please provide any documents analyzing, concerning, referencing, or discussing available or potentially available alternatives for the provision of water service, wastewater service, or reuse service (by any water or wastewater utility) to those areas which are the subject of your application before the Florida Public Service Commission.
- 10. Please provide any and all documents, writings, memorandums, applications, or similar analogous documents provided to, or received from, any governmental entity or agency regarding the permitting, licensure, approval, or certification of either the Nocatee development itself or the Nocatee Utility Corporation. Your response should include, but not be limited to, any documents filed to obtain approvals necessary from governmental entities having jurisdiction over the development of property referred to as Nocatee (such as documents related to the proposed Development of Regional Impact).

Intercoa\Attachment "A"