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**Sent:** Thursday, August 20, 2009 4:36 PM  
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**Subject:** Filing Docket No. 090079

**Attachments:** Docket 090079 Notice of Taking Deposition Duces Tecum - Schultz.pdf; Docket 090079 Notice of Taking Deposition Pous & Lawton.pdf; Docket 090079 Notice of Taking Deposition - Woolridge.pdf



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<<Docket 090079 Notice of Taking Deposition Duces Tecum - Schultz.pdf>> Do <<Docket 090079 Notice of Taking Deposition Pous & Lawton.pdf>> ck <<Docket 090079 Notice of Taking Deposition - Woolridge.pdf>> et 090079 In re: Petition for Increase in Rates by Progress Energy Florida, Inc.

1. This filing is made by

Jeanne Costello  
 Carlton Fields, P.A.  
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2. This filing includes three (3) files:
- a. Progress Energy Florida, Inc.'s Notice of Deposition Duces Tecum for Helmuth Schultz, III August 26, 2009;
  - b. Progress Energy Florida, Inc.'s Amended Notice of Deposition Duces Tecum (as to location and court reporter) for J. Randall Woolridge August 27, 2009;
  - c. Progress Energy Florida, Inc.'s Notice of Depositions Duces Tecum for Jacob Pous and Daniel Lawton on August 28, 2009.

3. This filing is made on behalf of Progress Energy Florida, Inc.

DOCUMENT NUMBER-DATE  
 08719 AUG 20 8  
 FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for increase in rates  
by Progress Energy Florida, Inc.

Docket No. 090079-EI  
Filed: August 20, 2009

PROGRESS ENERGY FLORIDA INC.'S  
NOTICE OF DEPOSITION DUCES TECUM

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

NOTICE is hereby given that Progress Energy Florida, Inc. will take the deposition duces tecum of the following named individual at the following location and time indicated:

Helmuth Schultz, III	Wed, August 26, 2009 9:00 a.m.	<b>Telephonic</b> Deponent & Court Reporter Location: Larkin & Associates 15728 Farmington Road Livonia, MI 48514 (734) 522-3420
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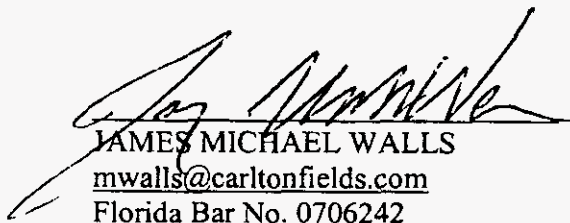
Upon oral examination before an official court reporter or other officer authorized by law to take depositions.

The deponent is requested to have with him all documents listed on the attached Schedule A, as well as his direct testimony and exhibits.

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

Please govern yourself accordingly.

Respectfully,



R. ALEXANDER GLENN  
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**Court Reporter:**

Metro Court Reporting  
33231 Grand River Avenue  
Farmington, MI 48336  
Phone: (248) 426-9530  
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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served via electronic and U.S. Mail to the following counsel of record as indicated on the attached service on this 20th day of August, 2009.

  
ATTORNEY

KATHERINE FLEMING  
Staff Counsel  
Florida Public Service Commission  
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Tallahassee, FL 32399

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## SCHEDULE A

1. Any and all documents provided to him by Office of Public Counsel (“OPC”) that are related to the preparation of the testimony filed by Mr. Schultz on behalf of OPC and that have not been produced to PEF by OPC in response to discovery requests in this docket.
2. Any and all workpapers underlying Mr. Schultz’s testimony, review of PEF’s 2009 test year review requirements and PEF’s MFRs that have not been produced to PEF by OPC in response to discovery requests in this docket.
3. All time records (with PEF-specific work broken out separately) reflecting work done to develop the PEF-specific testimony, including but not limited to expense statements, timesheets, invoices, fee credits, and expense reports.
4. All bills rendered to OPC for the services provided for the purpose of developing the PEF-specific testimony.
5. Any and all agreements between you and OPC regarding the PEF-specific testimony, including but not limited to engagement agreements, consulting agreements, and documents reflecting the scope of the work you were to perform.
6. Any and all reports, other than the pre-filed testimony, that you prepared or drafted with respect to this docket.