Ruth Net	ttles 090019-EF	
From:	O'Neal, Barbara [boneal@carltonfields.com]	
Sent:	Wednesday, August 26, 2009 3:50 PM	
To:	Filings@psc.state.fl.us	
Cc:	alex.glenn@pgnmail.com; audrey.VanDyke@navy.mil; Bernier, Matthew R.; Bill.mccollum@myfloridalegal.com; Caroline Klancke; cecilia.bradley@myfloridalegal.com; Charles Rehwinkel; Costello, Jeanne; ataylor@bbrslaw.com; jbrew@bbrslaw.com; JtSelecky@consultbai.com; John.Burnett@pgnmail.com; jlavia@yvlaw.net; JMoyle@kagmlaw.com; Katherine Fleming; Keino Young; Khojasteh.Davoodi@navy.mil; larry.r.allen@navy.mil; paul.lewisjr@pgnmail.com; Rick@rmelsonlaw.com; swright@yvlaw.net; Triplett, Dianne; VKaufman@kagmlaw.com; Walls, J. Michael	

Subject: Electronic Filing Docket No. 090079

Attachments: PEF 2nd Amended Notice of Deposition.pdf

Matthew R. Bernier, Carlton Fields, P.A., 215 South Monroe Street, Ste. 500, Tallahassee, FL 32301, mbernier@carltonfields.com is the person responsible for this electronic filing;

The filing is to be made in Docket 090079-EI, In re: Petition for rate increase in rates by Progress Energy Florida, Inc.;

The total number of pages is 3;

The attached document is Progress Energy Florida's Second Amended Notice of Deposition Duces Tecum.

Thanks.

# <u>CARLTON FIELDS</u>

Barbara O'Neal Legal Administrative Assistant

215 S. Monroe Street, Suite 500 Tallahassee, Florida 32301-1866

direct 850.425.3388 fax 850.222.0398 boneal@caritonfields.com www.caritonfields.com

> DOCUMENT NUMBER-DATE 0 8879 AUG 26 8 FPSC-COMMISSION CLERK

8/26/2009

## **BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

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

Docket No. 090079-EI Filed: August 26, 2009

### PROGRESS ENERGY FLORIDA INC.'S SECOND AMENDED 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 individuals at the following location and time indicated:

Jacob Pous	Sept. 1, 2009	Telephonic
	9:00 a.m.	Deponent & Court Reporter Location:
		Office of Public Counsel
		111 West Madison St. Room 812
		Tallahassee, FL 32399-1400

Upon oral examination before an official court reporter or other officer authorized by law to take depositions.

Deponents are requested to have with them all documents relied upon to develop their

direct testimony, as well as their 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.

DOCUMENT NUMBER-DATE 0 8879 AUG 26 8 FPSC-COMMISSION CLERK

15566820.1

Respectfully,

JAMES MICHAEL WALLS

R. ALEXANDER GLENN <u>alex.glenn@pgnmail.com</u> JOHN T. BURNETT john.burnett@pgnmail.com Progress Energy Service Company, LLC 299 First Avenue North P.O. Box 14042 (33733) St. Petersburg, Florida 33701 (727) 820-5184 (727) 820-5249(fax)

PAUL LEWIS, JR. <u>Paul.lewisjr@pgnmail.com</u> Progress Energy Service Company, LLC 106 East College Avenue, Suite 800 Tallahassee, Florida 32301 (850) 222-8738 / (850) 222-9768 (fax)

#### **Court Reporter:**

Premier Reporting 112 West 5<sup>th</sup> Avenue Tallahassee, FL 32303 Phone: (850) 894-1506 Fax: (850) 894-0828 mwalls@carltonfields.com Florida Bar No. 0706242 DIANNE M. TRIPLETT dtriplett@carltonfields.com Florida Bar No. 0872431 MATTHEW BERNIER mbernier@carltonfields.com Florida Bar No. 0059886 Carlton Fields 4221 W. Boy Scout Boulevard P.O. Box 3239 Tampa, Florida 33607-5736 (813) 223-7000 / (813) 229-4133 (fax)

RICHARD MELSON rick@rmelsonlaw.com

Florida Bar No. 0201243 705 Piedmont Drive Tallahassee, FL 32312 (850) 894-1351

#### **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 26th day of August, 2009.

KATHERINE FLEMING Staff Counsel Florida Public Service Commission 2540 Shumard Oak Blvd Tallahassee, FL 32399

BILL MCCOLLUM/CECILIA BRADLEY Office of the Attorney General The Capitol – PL01 Tallahassee, FL 32399-1050

JAMES W. BREW/ALVIN TAYLOR Brickfield Law Firm 1025 Thomas Jefferson Street, NW, 8<sup>th</sup> Fl Washington, D.C. 20007

KAY DAVOODI Director, Utility Rates and Studies Office Naval Facilities Engineering Command 1322 Patterson Avenue SE Washington Navy Yard, DC 20374-5065

STEPHANIE ALEXANDER Tripp Scott, P.A. 200 West College Avenue, Suite 216 Tallahassee, Florida 32301 J.R. KELLY/CHARLES REHWINKLE Office of the Public Counsel c/o The Florida Legislature 111 W. Madison Street – Room 812 Tallahassee, FL 32399-1400

VICKI G. KAUFMAN/JON C. MOYLE, JR. Keefe Law Firm, The Perkins House 118 North Gadsden Street Tallahassee, FL 32301

R. SCHEFFEL WRIGHT / JOHN T. LAVIA Young Law Firm 225 South Adams Street, Ste. 200 Tallahassee, FL 32301

AUDREY VAN DYKE Litigation Headquarters Naval Facilities Engineering Command 720 Kennon Street, S.E. Bldg 36, Room 136 Washington Navy Yard, DC 20374-5065