

Dorothy Menasco

090079-EI

From: Lynette Tenace [ltenace@kagmlaw.com]
Sent: Friday, September 04, 2009 10:20 AM
To: Filings@psc.state.fl.us
Cc: john.burnett@pgnmail.com; swright@yvlaw.net; rick@rmelsonlaw.com; cecilia.bradley@myfloridalegal.com; jay.brew@bbrslaw.com; Katherine Fleming; Keino Young; Caroline Klancke; Erik Saylor; Charles Rehwinkel; DTriplett@CarltonFields.com; dmoore@esgconsult.com; Ljacobs50@comcast.net; jmcwhirter@mac-law.com
Subject: Docket No. 090079-EI
Attachments: FIPUG Cross-Notice of Telephonic Deposition Duces Tecum for Toomey 09.04.09.pdf

In accordance with the electronic filing procedures of the Florida Public Service Commission, the following filing is made:

- a. The name, address, telephone number and email for the person responsible for the filing is:

Vicki Gordon Kaufman
 Jon C. Moyle, Jr.
 Keefe Anchors Gordon & Moyle
 118 North Gadsden Street
 Tallahassee, FL 32301
 (850) 681-3828
vkaufman@kagmlaw.com
jmoyle@kagmlaw.com
- b. This filing is made in Docket No. 090079-EI, In re: Petition for increase in rates by Progress Energy Florida, Inc.
- c. The document is filed on behalf of Florida Industrial Power Users Group.
- d. The total pages in the document are 4 pages.
- e. The attached document is FIPUG's Cross-Notice of Telephonic Deposition Duces Tecum for Toomey.

Lynette Tenace

NOTE: New E-Mail Address

ltenace@kagmlaw.com



Keefe, Anchors, Gordon and Moyle, P.A.
 The Perkins House
 118 N. Gadsden St.
 Tallahassee, FL 32301
 850-681-3828 (Voice)
 850-681-8788 (Fax)
www.kagmlaw.com

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DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

9/4/2009

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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

DOCKET NO. 090079-EI

FILED: SEPTEMBER 4, 2009

CROSS-NOTICE OF TELEPHONIC DEPOSITION DUCES TECUM

TO: John T. Burnett /R. Alexander Glenn
Progress Energy Services Company, LLC
P.O. Box 14042
St. Petersburg, Florida 33733-4042

NOTICE is hereby given that the Florida Industrial Power Users Group will take the telephonic deposition of the following named individual indicated below:

NAME	DATE and TIME	LOCATION
Peter Toomey	Tuesday, September 8, 2009 9:00 AM	Room 382D, Gunter Building 2540 Shumard Oak Blvd. Tallahassee, FL 32399

The witness should bring copies of all the work papers or other materials used by the witness in the preparation of any testimony filed in this docket or used by the witness in the preparation of any responses to discovery requests in this docket.

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

DOCUMENT NUMBER-DATE

09234 SEP-4 8

FPSC-COMMISSION CLERK

Please govern yourselves accordingly.

s/ Vicki Gordon Kaufman

Jon C. Moyle, Jr.
Vicki Gordon Kaufman
Keefe, Anchors, Gordon & Moyle
118 North Gadsden Street
Tallahassee, FL 32301
(850) 681-3828 (Voice)
(850) 681-8788 (Facsimile)
jmoyle@kagmlaw.com
vkaufman@kagmlaw.com

John W. McWhirter, Jr.
P.O. Box 3350
Tampa, FL 33601-3350
(813) 505-8055 (Voice)
(813) 221-1854 (Facsimile)
jmcwhirter@mac-law.com

Attorneys for FIPUG

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Cross-Notice of Telephonic Deposition was furnished to John T. Burnett /R. Alexander Glenn, Progress Energy Services Company, LLC, P.O. Box 14042, St. Petersburg, Florida 33733-4042, and that a copy of same was furnished to the following, by electronic and U.S. Mail, on this 4th day of September, 2009.

Robert Scheffel Wright/John T. LaVia III
Young van Assenderp, P.A.
Florida Retail Federation
225 South Adams Street, Suite 200
Tallahassee, Florida 32301
swright@yvlaw.net

Richard D. Melson
705 Piedmont Drive
Tallahassee, Florida 32312
rick@rmelsonlaw.com

Cecilia Bradley
Office of Attorney General
The Capitol, PL01
Tallahassee, Florida 32399-1050
cecilia.bradley@myfloridalegal.com

James W. Brew/F. Alvin Taylor
Brickfield Law Firm PCS Phosphate --
White Springs
1025 Thomas Jefferson Street, NW
Eighth Floor, West Tower
Washington, D.C. 20007-5201
jay.brew@bbrslaw.com

Katherine E. Fleming
Senior Attorney
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850
kflemmin@psc.state.fl.us
kyoung@psc.state.fl.us
cklancke@psc.state.fl.us
esayler@psc.state.fl.us

J.R. Kelly/Charles Rehwinkel
Office of Public Counsel
111 W. Madison Street, Room 812
Tallahassee, Florida 32399-1400
Rehwinkel.Charles@leg.state.fl.us

J. Michael Walls/Dianne M. Tripplett
Carlton Fields Law Firm
Post Office Box 3239
Tampa, Florida 33601-3239
DTriplett@CarltonFields.com

Dan Moore
Association for Fairness In Rate Making
316 Maxwell Road, Suite 400
Alpharetta, GA 30009
dmoore@esgconsult.com

s\Vicki Gordon Kaufman
Vicki Gordon Kaufman

SCHEDULE A

1. Copy of the 2010-2011 budget for Progress Energy Florida.
2. Any instructions provided from senior management of Progress Energy regarding budget planning for the 2010-21011 period.