

AUSLEY & McMULLEN

ORIGINAL

ATTORNEYS AND COUNSELORS AT LAW

227 SOUTH CALHOUN STREET  
P.O. BOX 391 (ZIP 32302)  
TALLAHASSEE, FLORIDA 32301  
(850) 224-9115 FAX (850) 222-7560

November 24, 1998

RECEIVED FPSC  
NOV 24 PM 4:35  
RECORDS AND REPORTING

BY HAND DELIVERY

Ms. Blanca S. Bayo, Director  
Division of Records and Reporting  
Florida Public Service Commission  
101 East Gaines Street  
Tallahassee, FL 32399-0850

Re: Investigation into Earnings for 1995 and  
1996 of Tampa Electric Company  
FPSC DOCKET NO. 950379-EI

Dear Ms. Bayo:

Enclosed for filing in the above docket are two (2) copies of  
Tampa Electric Company's Notice of Deposition.

Please acknowledge receipt and filing of the above by  
stamping the duplicate copy of the Notice and returning the same  
to my attention.

Thank you for your assistance in this matter.

Sincerely,



Kenneth R. Hart

- ACK \_\_\_\_\_
  - AFA \_\_\_\_\_
  - APP KRH/st  
~~Enclosures~~
  - CAF \_\_\_\_\_
  - CMU \_\_\_\_\_
  - CTR \_\_\_\_\_
  - EAG \_\_\_\_\_
  - LEG \_\_\_\_\_
  - LIN \_\_\_\_\_
  - OPC \_\_\_\_\_
  - RCH \_\_\_\_\_
  - SEC 1
  - WAS \_\_\_\_\_
  - OTH \_\_\_\_\_
- cc: All Parties of Record (w/encls.)

DOCUMENT NUMBER-DATE

13303 NOV 24 88

FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Investigation into Earnings )  
for 1995 and 1996 of Tampa )  
Electric Company )

DOCKET NO. 950379-EI  
FILED: November 24, 1998

NOTICE OF DEPOSITION DUCES TECUM

TO: Ms. Vicki Gordon Kaufman  
McWhirter, Reeves, McGlothlin,  
Davidson, Rief & Bakas  
117 S. Gadsden Street  
Tallahassee, FL 32301

NOTICE is hereby given that Tampa Electric Company will take the deposition of the following named individual, a witness for Florida Industrial Power Users Group ("FIPUG" ) in the above proceeding:

Mr. Jeffry Pollock  
Brubaker & Associates Inc.  
1215 Fern Ridge Parkway, Suite 208  
St. Louis, MO 63141-2000

This deposition will be taken at the following location:

10:00 a.m., November 30, 1998  
Ausley & McMullen  
(Annex Conference Room)  
227 South Calhoun Street  
Tallahassee, Florida 32302

upon oral examination before an official court reporter or other officer authorized by law to take depositions. The oral examination will continue from day to day until completed.

This deposition will be conducted by telephone with the deponent, Jeffry Pollock, linked from his offices in St. Louis, Missouri to the site of the deposition. All other parties who will participate in this deposition by conference call rather than in person should call (850) 425-5429 at the time of the deposition. Tampa Electric will initiate the conference call prior to the time of deposition.

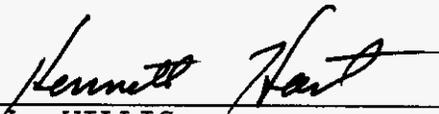
Counsel for FIPUG has indicated that Mr. Pollock will have present with him at the deposition a Notary Public who will place

DOCUMENT NUMBER-DATE  
13303 NOV 24 98

Mr. Pollock under oath at the outset of the deposition.

This 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 and the rules of the Florida Public Service Commission. The witness is required to have with him the items in the attached Schedule A.

Please govern yourselves accordingly.



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LEE L. WILLIS  
KENNETH R. HART  
Ausley & McMullen  
Post Office Box 391  
Tallahassee, Florida 32302  
(850) 224-9115

ATTORNEYS FOR TAMPA ELECTRIC COMPANY

CERTIFICATE OF SERVICE

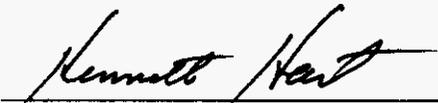
I HEREBY CERTIFY that a true copy of the foregoing Notice of Deposition, filed on behalf of Tampa Electric Company, has been furnished by U. S. Mail or hand deliver (\*) on this 24th day of November, 1998 to the following:

Mr. Robert V. Elias\*  
Staff Counsel  
Division of Legal Services  
Florida Public Service  
Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

Ms. Vicki Gordon Kaufman\*  
McWhirter, Reeves, McGlothlin,  
Davidson, Rief & Bakas  
117 S. Gadsden Street  
Tallahassee, FL 32301

Mr. John Roger Howe\*  
Deputy Public Counsel  
Office of Public Counsel  
c/o The Florida Legislature  
111 West Madison Street - #812  
Tallahassee, FL 32399-1400

Mr. John McWhirter  
McWhirter, Reeves, McGlothlin,  
Davidson, Rief & Bakas  
P. O. Box 3350  
Tampa, FL 33601-3350

  
\_\_\_\_\_  
ATTORNEY

## **SCHEDULE A**

You are commanded to bring with you to your deposition on November 30, 1998, the following documents:

1. All prefiled testimony and exhibits filed in this docket by you or by any other witnesses.
2. PSC Order No. PSC-96-0670-S-EI, issued May 20, 1996, and the Stipulation on which it was based.
3. PSC Order No. PSC-96-1300-S-EI, issued October 24, 1996 and the Stipulation on which it was based.
4. All other orders and documents referred to in your testimony.
5. Any calculations that support your testimony.
6. Any other documents on which you relied on in preparing your prefiled testimony.