

ORIGINAL



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COMMISSION
CLERK

December 18, 2001

Blanca S. Bayo, Director
Division of the Commission Clerk
and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Re: Docket No. 000824-EI

Dear Ms. Bayo:

Enclosed for filing in the above-referenced docket is the original and 15 copies of
Citizens' Motion to Extend the Date for Filing Intervenor Testimony.

Please indicate the time and date of receipt on the enclosed duplicate of this letter.

Sincerely,

Charles J. Beck
Deputy Public Counsel

CJB:bsr

- APP _____
 - CAF _____
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DOCUMENT NUMBER-DATE
15760 DEC 18 01
FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Review of Florida Power)
Corporation's earnings, including)
effects of proposed acquisition of)
Florida Power Corporation by)
Carolina Power & Light)

Docket No. 000824-EI

Filed December 18, 2001

MOTION TO EXTEND THE DATE FOR FILING INTERVENOR TESTIMONY

The Citizens of Florida, by and through Jack Shreve, Public Counsel, file this motion requesting the Prehearing Officer to extend the date for filing intervenor testimony from Friday, January 18, 2002, to the next business day of Tuesday, January 22, 2002. In support of this motion Citizens submit the following:

On November 13, 2001, Citizens asked Florida Power Corporation to check on the availability of their witnesses Cicchetti and Myers for depositions on January 3, 4, 7, or 8. FPC and Citizens subsequently agreed to the dates of January 4 for Dr. Cicchetti and January 7 for Mr. Myers. Taking depositions on these dates would have allowed Citizens to use the information garnered from these depositions in intervenor testimony presently scheduled for filing on Friday, January 18, 2002.

On December 12, 2001, FPC notified Citizens that their witness Myers was suddenly unavailable on January 7. The next date that could accommodate the schedule of Mr. Myers and Citizens' consultants is Tuesday, January 15, 2002, and that is now the date set for the deposition of Mr. Myers.

The testimony filed by Mr. Myers covers a wide range of topics, including FPC's financial forecasting process, preparation of the minimum filing requirements, proforma

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adjustments, and changes to the filing reflecting the aftermath from the events of September 11, 2001. As such, he is an important witnesses for the company.

With this new date for the deposition of Mr. Myers, it is all but impossible to incorporate the information gained during the deposition into testimony that must be written, copied, distributed and filed on the currently scheduled date for intervenor testimony of Friday, January 18, 2002.

Citizens therefore request the Prehearing Officer to extend the date for intervenor testimony by one business day until Tuesday, January 22, 2002. Citizens do not object to extending the dates for staff and company rebuttal testimony by the same number of days. Citizens believe that these changes should not affect the dates currently set for the Prehearing Conference or the hearing in this case.

WHEREFORE, Citizens request the Prehearing Officer to extend the date for filing intervenor testimony from Friday, January 18, 2002, to the next business day of Tuesday, January 22, 2002.

Respectfully submitted,

JACK SHREVE
PUBLIC COUNSEL

A handwritten signature in black ink, appearing to read "CJ Beck" with a flourish at the end.

Charles J. Beck
Deputy Public Counsel
Fla. Bar No. 217281

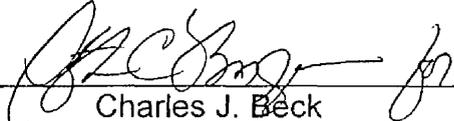
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Attorney for Florida's Citizens

**CERTIFICATE OF SERVICE
DOCKET NO. 000824-EI**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by U.S. Mail or hand-delivery to the following parties on this 18th day of November, 2001.


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