

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

Submitted for Filing: December 21, 2001

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FLORIDA POWER CORPORATION'S OBJECTIONS TO STAFF'S SIXTH REQUEST FOR PRODUCTION OF DOCUMENTS TO FLORIDA POWER CORPORATION (NOS. 34-47)

Pursuant to § 350.0611(1), Fla. Stat. (2000), Fla. Admin. Code R. 28-106.206, and Fla. R. Civ. P.1.350, Florida Power Corporation ("FPC") objects to the Staff of the Florida Public Service Commission's ("Staff") Sixth Request for Production and states as follows:

GENERAL OBJECTIONS

FPC objects to any request that calls for the production of documents protected by the attorney-client privilege, the work product doctrine, the accountant-client privilege, the trade secret privilege, or any other applicable privilege or protection afforded by law, whether such privilege or protection appears at the time the response is first made to these requests or is later determined to be applicable based on the discovery of documents, investigation or analysis. FPC in no way intends to waive any such privilege or protection.

In certain circumstances, FPC may determine upon investigation and analysis that documents that respond to certain requests to which objections are not otherwise asserted are confidential and proprietary and should be produced only under an appropriate confidentiality agreement and protective order, if at all. By agreeing to produce documents in response to this request, FPC is not waiving its right to insist upon appropriate protection of confidentiality by means of a confidentiality

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agreement and protective order. FPC hereby asserts its right to require such protection of any and all documents that may qualify for protection under the Florida Rules of Civil Procedure and other applicable statutes, rules and legal principles.

FPC further objects to these requests and any definitions or instructions that purport to expand FPC's obligations under applicable law.

FPC objects to any request that requires the production of "all" or "each" as it cannot give assurances, even after a good faith and reasonably diligent attempt, that "all" or "each" responsive document will be found. Indeed, it may well be impossible to assure compliance with the exercise of reasonable diligence.

FPC incorporates by reference all of the foregoing general objections into each of its specific objections set forth below as though pleaded therein.

Moreover, to the extent documents responsive to the requests have been previously produced, FPC will not be reproducing these documents but will attempt to make appropriate cross-references between and amongst the various requests.

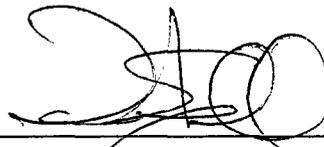
#### **DOCUMENTS REQUESTED**

- 34. Provide the Actual vs. Forecast Variance Analysis through Nov. 2001. (Hewitt)**
- 35. Provide statistical models by revenue class. (Hewitt)**
- 36. Provide, in electronic format, 10 years of historical and 5 years forecast data used to calculate revenue class models for:**
  - (a) June 2001 Forecast**
  - (b) Sept. 2001 Forecast (Hewitt)**

37. Provide worksheet (including formulas) and all reference materials used to revise the June 2001 Forecast economic variables for the Sept. 2001 Forecast. (Hewitt)
38. Provide copy of DRI/WEFA documents used to derive economic assumptions used in June 2001 Forecast economic variables. (Hewitt)
39. Provide copy of DRI/WEFA documents supporting JBC-5 direct testimony. (Hewitt)
40. Provide copy of BEBR documents supporting population and customer growth assumptions. (Hewitt)
41. Provide copy of documents supporting forecasted sales to phosphate customers and coincident peak demands. (Hewitt)
42. Provide copy of documents supporting number of historical and forecasted customers participating in the Seasonal Service Rate. (Hewitt)
43. Provide copy of spreadsheets used to disaggregate revenue class forecast into rate class forecast. (Hewitt)
44. Provide, in electronic format, the analyses used to develop the Company's wholesale sales forecast. This should include:
  - (a) Identifying total number of wholesale customers;
  - (b) Identifying those customers, and their respective loads, that are on full requirements contracts;
  - (c) Identifying those customers, and their respective loads, that are on partial requirements contracts;
  - (d) Identifying those customers, and their associated loads, that are taking "supplemental" contracts;
  - (e) Providing the rates, for each wholesale customer, set for those contracts as used for forecasting purposes;

- (f) Providing the Company's forecasted wholesale market prices;
  - (g) Providing the Company's forecast of its cost of providing service to wholesale customers. (Hewitt)
45. Please provide copies of the 2001 Operating Report for October and November, 2001. (Revell)
46. Please provide copies of all of the source documents used to determine the short term debt interest rates used for the projected year ending December 31, 2002. (Vendetti)
47. In reference to Schedule F-17, page 4 of 25, please provide copies of all of the source documents used to determine each inflation rate forecast. (Vendetti)

Respectfully submitted,



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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of foregoing has been furnished via hand delivery  
(where indicated by \*) and via U.S. Mail to the following this 21<sup>st</sup> day of December, 2001.

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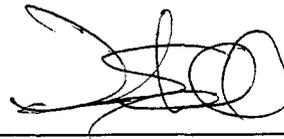
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