

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Nuclear Power Plant
Cost Recovery Clause

Docket No. 090009-EI
Submitted for Filing: July 24, 2009

**PROGRESS ENERGY FLORIDA INC.'S
NOTICE OF DEPOSITION DUCES TECUM**

To: E. Leon Jacobs, Jr.
Williams & Jacobs, LLC
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Suite 201
Tallahassee, FL 32301

Gary A. Davis
Gary A. Davis & Associates
P.O. Box 649
Hot Springs, NC 28743

NOTICE is hereby given that Progress Energy Florida, Inc. will take the deposition duces tecum of the following named individual at the following location and time indicated:

| | | |
|-----------------|--------------------------------------|------------------|
| Dr. Mark Cooper | Thursday, July 30, 2009 1:00 p.m. | TO BE DETERMINED |
|-----------------|--------------------------------------|------------------|

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

The deponent is requested to have with him all documents listed on the attached Schedule A, as well as his prefiled 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.

Respectfully submitted,



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Court Reporter:

To Be Announced after location is determined.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY a true and correct copy of the foregoing has been furnished to counsel and parties of record as indicated below via electronic and U.S. Mail this 24th day of July, 2009.


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SCHEDULE A

The deponent should bring with him the following documents:

1. All documents reviewed to draft testimony in this docket. The deponent may instead bring a list of all such documents reviewed, provided that all the documents were produced by PEF in the course of discovery in this proceeding.
2. All time records (with PEF-specific work broken out separately) reflecting work done to develop the PEF-specific testimony, including but not limited to expense statements, timesheets, invoices, fee credits, and expense reports.
3. All bills rendered to Southern Alliance for Clean Energy ("SACE") for the services provided by you for the purpose of developing the PEF-specific testimony.
4. Any and all agreements between you and SACE regarding the PEF-specific testimony, including but not limited to engagement agreements, consulting agreements, and documents reflecting the scope of the work you are to perform.
5. Any and all reports, other than the pre-filed testimony, that you prepared or drafted with respect to the Levy Nuclear Project and/or the CR3 Uprate project.