

Ruth Nettles

From: Ann Bassett [abassett@lawfla.com]
Sent: Tuesday, February 26, 2008 11:05 AM
To: Filings@psc.state.fl.us
Subject: Docket Nos. 070300-EI and 070304-EI
Attachments: 2008-02-26, 070300 and 070304, Notice of Intent to Withdraw Portions of Testimony.pdf

The person responsible for this electronic filing is:

Norman H. Horton, Jr.
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The Docket Nos. are:

070300EI - Review of 2007 Electric Infrastructure Storm Hardening Plan filed pursuant to Rule 25-6.0342, F.A.C., submitted by Florida Public Utilities Company

070304-EI Petition of Florida Public Utilities Company for a Rate Increase

This is being filed on behalf of Florida Public Utilities Company

Total Number of Pages is 3

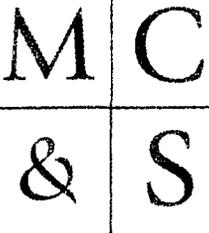
Florida Public Utilities Company's Notice of Intent to Withdraw Portions of Testimony

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DOCUMENT NUMBER-DATE

01426 FEB 26 8

FPSC-COMMISSION CLERK



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February 26, 2008

VIA ELECTRONIC FILING

Ms. Ann Cole, Director
Commission Clerk and Administrative Services
Room 110, Easley Building
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850

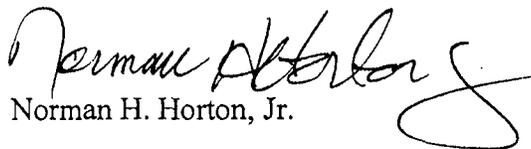
Re: Docket Nos. 070300-EI and 070304-EI

Dear Ms. Cole:

Enclosed for filing on behalf of Florida Public Utilities Company is Florida Public Utilities Company's Notice of Intent to Withdraw Portions of Testimony in the above referenced dockets.

Thank you for your assistance with this filing.

Sincerely yours,



Norman H. Horton, Jr.

NHH/amb
Enclosure
cc: Ms. Cheryl M. Martin
Parties of Record

DOCUMENT NUMBER DATE
01426 FEB 25 08
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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Review of 2007 Electric Infrastructure)
Storm Hardening Plan filed pursuant to)
Rule 25-6.0342, F.A.C., submitted by Florida)
Public Utilities Company)
_____)
In re: Petition for Rate Increase by Florida)
Public Utilities Company)
_____)

Docket No.: 070300-EI

Docket No. 070304-EI
Date Filed: February 26, 2008

NOTICE OF INTENT TO WITHDRAW PORTIONS OF TESTIMONY

COMES NOW Florida Public Utilities Company ("FPUC" or "Company"), by and through its undersigned and files this Notice and as basis states:

1. On January 22, 2008 the Company filed rebuttal testimony of Jim Mesite.
2. The Company intends to withdraw that part of his testimony beginning on page 15, line 6 through page 16, line 12 of his Rebuttal Testimony at such time as he takes the stand to sponsor his rebuttal testimony.
3. The withdrawal of this portion of his testimony is for this proceeding and not intended to be a waiver or abandonment of any position the Company may take in future as to this testimony.

Respectfully submitted,

MESSER, CAPARELLO & SELF, P. A.
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NORMAN H. HORTON, JR., ESQ.

Attorneys for Florida Public Utilities Company

DOCUMENT NUMBER-DATE

01426 FEB 26 08

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that true and correct copies of the foregoing have been served by Electronic Mail (*) and/or U. S. Mail this 26th day of February, 2008 upon the following:

Martha Brown, Esq.*
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