

**Ruth Nettles**

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**From:** Butler, John [John.Butler@fpl.com]  
**Sent:** Monday, March 02, 2009 2:50 PM  
**To:** Filings@psc.state.fl.us  
**Cc:** Lisa Bennett; 'mcglothlin.joseph@leg.state.fl.us'  
**Subject:** Electronic Filing: Dkt: 080665 - FPL's N/Withdrawal of Petition for Approval of Long-Term LCEC Agreement  
**Attachments:** Notice of Withdrawal - LCEC petition.doc; Notice of Withdrawal - LCEC petition.pdf

Electronic Filing

a. Person responsible for this electronic filing:

John T. Butler, Esq.  
700 Universe Boulevard  
Juno Beach, FL 33408  
561-304-5639  
[John.Butler@fpl.com](mailto:John.Butler@fpl.com)

b. Docket No. 080665- E1  
In Re: Approval of Long-Term Agreement for Full Requirements Electric Service with Lee County Electric Cooperative

c. The Document is being filed on behalf of Florida Power & Light Company.

d. There are a total of 2 pages

e. The document attached for electronic filing is Florida Power & Light Company's Notice of Withdrawal of Petition for Approval of Long-Term Agreement for Full Requirements Electric Service with Lee County Electric Cooperative

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DOCUMENT NUMBER-DATE

01656 MAR-28

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Approval of Long-Term )  
Agreement for Full Requirements )  
Electric Service with Lee County )  
Electric Cooperative. )

DOCKET NO. 080665-EI

FILED: March 2, 2009

**FLORIDA POWER & LIGHT COMPANY'S NOTICE OF WITHDRAWAL  
OF PETITION FOR APPROVAL OF LONG-TERM AGREEMENT  
FOR FULL REQUIREMENTS ELECTRIC SERVICE  
WITH LEE COUNTY ELECTRIC COOPERATIVE**

Florida Power & Light Company (FPL) hereby files notice of withdrawing its petition dated November 10, 2008 for approval of FPL's Long-Term Agreement for Full Requirements Electric Service with Lee County Electric Cooperative, as supplemented on February 12, 2009 (collectively, the "Petition"). There has been no hearing on the Petition, and accordingly FPL is entitled to withdraw it. *Fears v. Lunsford*, 314 So.2d 578, 579 (Fla. 1975); *Orange County v. Debra, Inc.*, 451 So.2d 868 (Fla. 1st DCA 1983); *City of Bradenton v. Amerifirst Development Corp.*, 582 So.2d 166 (Fla. 2d DCA 1991); *Saddlebrook Resorts, Inc. v. Wiregrass Ranch, Inc.*, 630 So.2d 1123 (Fla. 2d DCA 1993).

Respectfully submitted this 2<sup>nd</sup> day of March, 2009.

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By: /s/ John T. Butler  
John T. Butler  
Fla. Bar No. 283479

DOCUMENT NUMBER-DATE  
01656 MAR-28  
FPSC-COMMISSION CLERK

**CERTIFICATE OF SERVICE**

**Docket No. 080665-EI**

**I HEREBY CERTIFY** that a true and correct copy of the foregoing has been furnished by electronic mail on March 2, 2009, to the following:

Lisa Bennett, Esq.  
Division of Legal Services  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, Florida 32399-0850

Joseph A. McGlothlin, Esq.  
Office of Public Counsel  
c/o The Florida Legislature  
111 West Madison Street, Room 812  
Tallahassee, Florida 32399

By: /s/ John T. Butler  
John T. Butler  
Fla. Bar No. 283479