Ruth Nettles

080244-EI 080522-EI

From:

Matherne, Angela [amatherne@ngn-tally.com]

Sent:

Thursday, October 22, 2009 2:55 PM

To:

Filings@psc.state.fl.us

Subject:

Docket Nos. 080244-EI; 070231-EI; 080522-EI

Attachments: Motion to Withdraw.doc

a. The full name, address, telephone number, and email address of the person responsible for the electronic filing:

Brian P. Armstrong 1500 Mahan Drive, Suite 200 Tallahassee, Florida 32308 (850) 224-4070 Tel. Barmstrong@ngnlaw.com

- b. The docket number and title if filed in an existing docket:
 - In re: Petition for Approval of Underground Conversation Tariff Revisions;

DOCKET No. 080244-EI

- In re: Petition for approval of 2007 revisions to underground residential and commercial distribution tariff by Florida Power & Light Company; DOCKET No. 070231-El
- In re: Petition and Complaint of the Municipal Underground Utilities Consortium for Relief from Unfair Charges and Practices of Florida Power & Light Company; DOCKET No. 080522-El
- c. The name of the party on whose behalf the document is filed:

The City of South Daytona

d. The total number of pages in each attached document

2 pages

e. A brief but complete description of each attached document

Attached please find Intervenor City of South Daytona Motion for Withdrawal from docket Nos. 080244-EI, 070231-EI and 080522-EI.

Angela Matherne Legal Assistant to Brian P. Armstrong

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FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for Approval of Underground
Conversation Tariff Revisions

In re: Petition for approval of 2007 revisions to
underground residential and commercial distribution
tariff by Florida Power & Light Company

In re: Petition and Complaint of the Municipal
Underground Utilities Consortium for Relief from
Unfair Charges and Practices of Florida Power &
Light Company

DOCKET No. 080244-EI

DOCKET No. 070231-EI

DOCKET No. 080522-EI

Filed: October 22, 2009

INTERVENOR CITY OF SOUTH DAYTONA MOTION FOR WITHDRAWAL

The City of South Daytona hereby withdraws as an intervenor in these proceedings.

Respectfully submitted this 22nd day of October, 2009.

Respectfully Submitted,

1s/ Brian P. Armstrong

Brian P. Armstrong Florida Bar No. 888575 Nabors, Giblin & Nickerson, P.A. 1500 Mahan Drive, Suite 200 Tallahassee, Florida 32308 (850) 224-4070 Telephone (850) 224-4073 Facsimile

Attorney for the City of South Daytona

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by electronic and U.S. Mail to the service list below, on this 22nd day of October, 2009.

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> 1st Brian P. Armstrong Brian P. Armstrong