

MESSER CAPARELLO & SELF, P.A.

Attorneys At Law
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September 13, 2011

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BY HAND DELIVERY

Ms. Ann Cole
Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re: Docket No. 100304-EU

Dear Ms. Cole:

Enclosed for filing in the captioned docket are the original and fifteen copies of a Notice of Appeal. The certified order referenced in the Notice is being filed with the copy of the Notice filed with the Supreme Court.

Please contact me if you have any questions.

Sincerely yours,

Handwritten signature of Norman H. Horton, Jr.

Norman H. Horton, Jr.

NHH/amb
Enclosures
cc: Ms. Leigh V. Grantham
Parties of Record

- COM
APA
ECR
GCL (circled)
RAD
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OPC
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DOCUMENT NUMBER-DATE:
06563 SEP 13 =
FPSC-COMMISSION CLERK

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

CHOCTAWHATCHEE ELECTRIC )  
COOPERATIVE, INC. )  
 )  
Petitioner/Appellant )  
 )  
vs. )  
 )  
ART GRAHAM, CHAIRMAN, )  
EDUARDO E. BALBIS, RONALD A. )  
BRISÉ, JULIE I. BROWN, AND )  
LISA POLAK EDGAR, )  
COMMISSIONERS, AS AND )  
CONSTITUTING THE FLORIDA )  
PUBLIC SERVICE COMMISSION )  
 )  
Respondents/Appellees. )  
\_\_\_\_\_ )

Docket No. 100304-EU  
Filed: September 13, 2011

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**COMMISSION**  
**CLERK**

**NOTICE OF APPEAL**

NOTICE IS HEREBY GIVEN that Choctawhatchee Electric Cooperative, Inc. (“CHELCO”), Petitioner/Appellant, appeals to the Supreme Court of Florida Order No. PSC-11-0340-FOF-EU, entered by the Florida Public Service Commission on August 15, 2011. The nature of the Order is a final order resolving a territorial dispute between CHELCO and Gulf Power Company (“Gulf Power”) in Okaloosa County, Florida. A certified copy of the Order appealed from is attached hereto in accordance with Rule 9.110(d).

The Supreme Court has jurisdiction in accordance with Article V, § 3(b)(2) of the Constitution of the State of Florida, Florida Statute, § 366.10 and Rule 9.030(a)(1)(B)(ii), Florida Rules of Appellate Procedure. The action sought to be reviewed relates to the service of utilities providing electric service.

DOCUMENT NUMBER-DATE  
06563 SEP 13 =  
FPSC-COMMISSION CLERK

Respectfully submitted,



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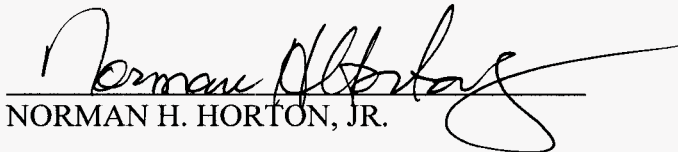
**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served on the following parties by Electronic Mail and U. S. Mail this 13<sup>th</sup> day of September, 2011.

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