

ORIGINAL
AUSLEY & McMULLEN

ATTORNEYS AND COUNSELORS AT LAW

227 SOUTH CALHOUN STREET
P.O. BOX 391 (ZIP 32302)
TALLAHASSEE, FLORIDA 32301
(850) 224-9115 FAX (850) 222-7560

March 22, 2004

HAND DELIVERED

Ms. Blanca S. Bayo, Director
Division of Commission Clerk
and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

RECEIVED-PPSC
04 MAR 22 PM 3:44
COMMISSION
CLERK

900752
040000

Dear Ms. Bayo:

Enclosed is a report called for in the Tampa Electric Company/Withlacoochee River Electric Cooperative, Inc. Territorial Agreement. This is simply an update on the status of this agreement and we are requesting no Commission action in response to this filing.

Please acknowledge receipt and filing of the above by stamping the duplicate copy of this letter and returning same to this writer.

Thank you for your assistance in connection with this matter.

Sincerely,

James D. Beasley
James D. Beasley

JDB/pp
Enclosure

cc: Roberta Bass (w/enc.)
Angela Llewellyn (w/enc.)
John H. Haswell (w/enc.)

AUS _____
CAF _____
CMP _____
COM _____
CTR _____
ECR _____
GCL _____
OPC _____
MMS _____
SEC I _____
OTH _____

RECEIVED & FILED
Oh
FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

03805 MAR 22 03

FPSC-COMMISSION CLERK

**TAMPA ELECTRIC COMPANY'S REPORT ON STATUS
OF TERRITORIAL AGREEMENT BETWEEN TAMPA ELECTRIC
COMPANY AND WITHLACOOCHEE RIVER ELECTRIC COOPERATIVE, INC.**

Pursuant to Article IV, Section 4.1 of the Territorial Agreement between Withlacoochee River Electric Cooperative ("WREC") and Tampa Electric Company ("Tampa Electric"), as approved in Order No. 23905 issued in Docket No. 900752-EU on December 26, 1990, this filing will serve as Tampa Electric's report on the status of such agreement.

This is to advise the Commission that the subject territorial agreement remains in full force and effect. As reported in Tampa Electric's March 29, 2002 Annual Report regarding this Agreement, the parties determined that they needed to transfer service to a small number of customers in order to fully comply with the territorial boundaries set for in the Territorial Agreement. On February 21, 2002 Tampa Electric and WREC filed a Joint Petition for approval of customer transfers to conform to territorial boundaries and for other relief.

On June 10, 2002 the Commission entered its order¹ granting the petition for transfer of customers. The provisions of that order became final and effective upon the Commission's issuance of its Consummating Order² on July 10, 2002. This is to advise that Tampa Electric and WREC have yet to complete two of the customer transfers approved by the Commission. They are working to present for Commission review an appropriate resolution with respect to those two final accounts. Tampa Electric expects that such resolution can be presented to the Commission within the next 60 days.

The parties will advise the Commission to the extent that any changes are proposed and will petition the Commission to resolve any disputes which may arise concerning the provisions of the agreement which the parties are unable to resolve.

¹ Order No. PSC-02-0790-PAA-EU issued June 10, 2002 in Docket No. 020147-EU, In re: Joint petition of Tampa Electric Company and Withlacoochee River Electric Cooperative, Inc. for approval of customer transfers to conform to territorial boundaries and for other relief.

² Order No. PSC-02-0926-CO-EU issued July 10, 2002 in Docket No. 020147-EU.

03805 MAR 22 3

FPSC-COMMISSION CLERK

DATED this 22nd day of March 2004.

Respectfully submitted,



LEE L. WILLIS
JAMES D. BEASLEY
Ausley & McMullen
Post Office Box 391
Tallahassee, FL 32302
(850) 224-9115

ATTORNEYS FOR TAMPA ELECTRIC COMPANY

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing Status Report, filed on behalf of Tampa Electric Company, has been furnished by U. S. Mail on this 22nd day of March 2004 to the following:

Mr. John H. Haswell
Chandler, Lang, Haswell & Cole
Post Office Box 23879
Gainesville, FL 32602



ATTORNEY