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April 24, 2002

Ms. Blanca S. Bayo, Director  
Division of the Commission Clerk  
& Administrative Services  
Capital Circle Office Center  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

RECEIVED-FPSC  
02 APR 25 AM 11:15  
COMMISSION  
CLERK

Re: Territorial Dispute Between City of Bartow  
and Tampa Electric Company ("TECO")  
Case No. 011333-EU

Dear Ms. Bayo:

Enclosed with this letter are the original and sixteen copies of a Motion of Bartow to Suspend Schedule. Please file the original pleading in the Commission's file for this matter. Please then stamp one copy with the date and time filed and return it to me in the enclosed stamped, addressed envelope.

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- CAF \_\_\_\_\_
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- SEC   1
- OTH \_\_\_\_\_

Thank you for your assistance.

Sincerely yours,

  
Davisson F. Dunlap, Jr.

Enclosures  
cc Mr. Richard A. Williams

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FPSC-BUREAU OF RECORDS

02 APR 25 AM 8:49  
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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition of City of Bartow, Florida,  
Regarding a Territorial Dispute with Tampa  
Electric Company, Polk County, Florida.

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DOCKET No. 011333-EU  
Filed: \_\_\_\_\_

**BARTOW'S MOTION FOR CONTINUANCE**

Petitioner, City of Bartow, Florida, by and through its undersigned attorneys, moves the Florida Public Service Commission to continue and readjust the schedule of proceedings herein, and in support states as follows:

1. On Tuesday, April 16, 2002, the City of Bartow ("Bartow"), Tampa Electric Company ("TECO"), and the Florida Public Service Commission ("PSC") staff met to discuss the pending action.

2. At that meeting, the PSC staff indicated that the final configuration of the Old Florida Plantation ("OFP") development, including the location of the primary spine road in the development, as well as the areas where commercial property and housing developments would be finally located, were essential to determination of the issues in the case.

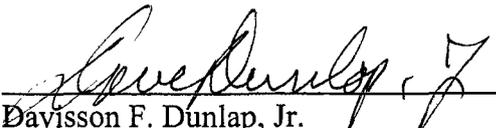
3. Bartow has spoken to the managing partner of the OFP development and has learned that there is currently pending a jury trial scheduled to begin on August 5, 2002, between OFP and the gas pipe line company that has located its pipe line on property within the OFP development.

4. Because of the location of this gas pipe line, OFP is in the process of relocating the principal spine road of the development, as well as relocating commercial and residential areas within the development.

5. OFP has indicated that this redesign of the development should be completed either immediately before or shortly after the trial of the case.

6. In view of the fact that the information needed by the PSC to evaluate the merits of this case will not be available until August, Bartow requests that the PSC not schedule a final hearing in this matter until after August, when the relevant information relating to the OFP development becomes finalized.

WHEREFORE, the City of Bartow, Florida, requests that the proceedings and final hearing date of July 18, 2002, be continued to a date after August 2002.

  
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850-385-5000  
850-385-7636 Facsimile  
Attorneys for Petitioner, City of Bartow

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing Motion of Bartow to Suspend Schedule has been furnished by United States mail on this 24<sup>th</sup> day of April, 2002, to:

Mr. Harry W. Long, Jr.  
Assistant General Counsel  
Tampa Electric Company  
Post Office Box 111  
Tampa, FL 33601

Mr. Lee L. Willis  
Mr. James D. Beasley  
Ausley & McMullen  
Post Office Box 391  
Tallahassee, FL 32302  
Attorneys for Tampa Electric Company

Ms. Adrienne Vining  
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Attorney for Florida Public Service Commission

  
\_\_\_\_\_  
Attorney