

## BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Complaint of the Anden Group	)	DOCKET NO. 890578-EI
of Florida against Florida Power	)	
Corporation for failure to provide	)	ORDER NO. 21311
service.	)	
	)	ISSUED: 6-2-89

The following Commissioners participated in the disposition of this matter:

MICHAEL McK. WILSON, Chairman  
 THOMAS M. BEARD  
 BETTY EASLEY  
 GERALD L. GUNTER  
 JOHN T. HERNDON

ORDER DISMISSING COMPLAINT AND CLOSING DOCKET

BY THE COMMISSION:

On April 20, 1989, the Anden Group, the developer of a real estate project, filed a complaint with the Commission which asserted a breach of contract against the Florida Power Corporation (FPC). According to the complaint, FPC had contracted with the Anden Group to install underground electrical service at their Twin Rivers Development. They claimed that FPC had failed to supply the underground electrical service as required by the terms and conditions of the contract.

On May 10, 1989, a Notice of Voluntary Dismissal was filed by the Anden Group pursuant to Commission Rule 25-22.035(3) and Rule of Civil Procedure 1.420(a)(1). Pursuant to these rules, the complainant may dismiss or withdraw his petition at any time prior to the submittal of his case to the trier-of-fact.

In consideration of the foregoing, it is

ORDERED that the complaint be dismissed. It is further

ORDERED that this docket be closed on July 7, 1989, if no Motion for Reconsideration or Notice of Appeal is timely filed prior to that time.

By ORDER of the Florida Public Service Commission,  
 this 2nd day of June, 1989.

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 STEVE TRIBBLE, Director  
 Division of Records and Reporting

( S E A L )

MP

by: Kay Ferguson  
 Chief, Bureau of Records

DOCUMENT NUMBER-DATE

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