

ORIGINAL  
FILE COPY



# Public Service Commission

## -M-E-M-O-R-A-N-D-U-M-

**DATE:** August 4, 1997

**TO:** Curtis J. Williams, Assistant to Chairman Johnson  
Braulio L. Baez, Assistant to Commissioner Garcia  
Catherine Bedell, Assistant to Commissioner Kiesling  
William Berg, Assistant to Commissioner Deason  
Wilbur J. Stiles, Assistant to Commissioner Clark

**FROM:** Tim Vaccaro, Senior Attorney, Division of Legal Services  
Cecilia Galloway, Regulatory Analyst, Division of Water & Wastewater

*Handwritten initials and signatures: JAS, W/RF*

**RE:** Item No. 37 on the August 5, 1997 Agenda -- Docket No. 961529-WU - Request for approval of agreement with City of Fernandina Beach, which will revise tariff to allow for discontinuance of water service to any customer owing unpaid sewer bills to City pursuant to Section 159.18(2), F.S., by Florida Public Utilities Company (Fernandina Beach System).

This is to advise you that the Commission will not need to take action on the above-referenced item at the August 5, 1997 Agenda Conference. This item concerns an amended rule waiver petition filed by the utility requesting the Commission to waive Rule 25-30.320(2)(g), Florida Administrative Code, as it applies to the utility. Florida Public Utilities Company sent Commission staff a Notice of Withdrawal of Rule Waiver Petition on August 1, 1997.

TV:mw

- ACK \_\_\_\_\_ cc: William D. Talbott, Executive Director
- AFA \_\_\_\_\_ Dr. Mary Bane, Deputy Executive Director/Technical
- APP \_\_\_\_\_ Blanca Bayó, Director, Division of Records & Reporting ✓
- CAF \_\_\_\_\_ Troy Rendell
- CMU \_\_\_\_\_ Marshall Willis
- CTR \_\_\_\_\_
- EAG \_\_\_\_\_
- LEG \_\_\_\_\_
- LIN \_\_\_\_\_
- OPC \_\_\_\_\_
- RCR \_\_\_\_\_
- SEC \_\_\_\_\_
- WAS \_\_\_\_\_
- OTH \_\_\_\_\_

DOCUMENT NUMBER-DATE

07873 AUG -4 97

FPSC-RECORDS/REPORTING

BEFORE THE PUBLIC SERVICE COMMISSION

In Re: Request for approval of )  
 Florida Public Utilities Company )  
 entering into agreement with City )  
 of Fernandina Beach revising Tariff )  
 to allow for the discontinuance of )  
 water service of any customer owing )  
 unpaid sewer bills to the City of )  
 Fernandina Beach pursuant to )  
 Section 159.18(2), Florida Statutes. )  
 \_\_\_\_\_ )

DOCKET NO. 96-1529

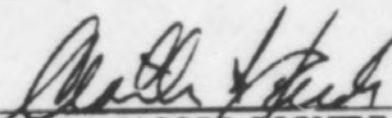
FILED:

**NOTICE OF WITHDRAWAL OF AMENDED RULE WAIVER PETITION**

FLORIDA PUBLIC UTILITIES COMPANY, by and through its attorney, hereby respectfully withdraws its amended petition for waiver of rule to be heard on August 5, 1997, and as grounds would state:

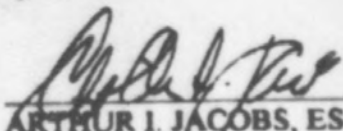
1. Florida Public Utilities is proceeding in another capacity to resolve this matter.

Respectfully submitted,

  
 \_\_\_\_\_  
 ARTHUR I. JACOBS, ESQUIRE  
 General Counsel for  
 Florida Public Utilities Company (F.P.U.C.)  
 Post Office Box 1110  
 Fernandina Beach, Florida 32034  
 (904) 261-3693  
 Florida Bar No. 108249

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a copy hereof has been furnished Tim Vicaro, Esquire, Public Service Commission, Capital Circle Office Center, 2540 Shummar Oak Boulevard, Tallahassee, Florida 32399-0850, by U. S. Mail, this 1st day of August, 1997.

  
 \_\_\_\_\_  
 ARTHUR I. JACOBS, ESQUIRE