

One Energy Place  
Pensacola, Florida 32520

Tel 850.444.6111



October 15, 2001

Ms. Blanca S. Bayo, Director  
Division of the Commission Clerk and Administrative Services  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee FL 32399-0870

Dear Ms. Bayo:

RE: Docket No. 000808-EI

Enclosed are an original and fifteen copies of Gulf Power Company's Notice of Voluntary Dismissal and/or Withdrawal of Petition in the above docket.

Sincerely,

A handwritten signature in cursive script that reads "Susan D. Ritenour".

Susan D. Ritenour  
Assistant Secretary and Assistant Treasurer

lw

Enclosure

cc: Beggs and Lane  
Jeffrey A. Stone, Esquire

DOCUMENT NUMBER-DATE

13131 OCT 16 2001

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

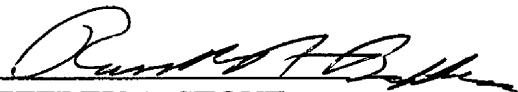
IN RE: Petition for approval of )  
Consumptive Water Use Monitoring )  
Activity and Smith Wetlands Mitigation )  
Plan as New Programs for cost recovery )  
through the Environmental Cost Recovery )  
Clause by Gulf Power Company )

Docket No. 000808-EI  
Date Filed: October 16, 2001

**GULF POWER COMPAN'S NOTICE OF VOLUNTARY  
DISMISSAL/AND/OR WITHDRAWAL OF PETITION**

Gulf Power Company, ("Gulf Power", "Gulf", or "the Company"), by and through its undersigned attorneys, and pursuant to Rule 1.420(a)(1) of the Florida Civil Rules of Procedure and Commission Order No. PSC-94-0310-FOF-EQ, hereby voluntarily dismisses and/or withdraws those portions of its petition dated June 30, 2000 seeking approval of cost recovery for the Smith Wetlands Mitigation Plan in this docket. Gulf Power requests the Commission to enter an order acknowledging this dismissal and/or withdrawal and finding those portions of Order No. PSC-00-2092-PAA-EI addressing Gulf Power's request for ECRC recovery of costs associated with the Company's Smith Wetlands Mitigation Plan to be a nullity consistent with its actions in Order No. PSC-01-0104-PAA-EI. Gulf's notice of voluntary dismissal and/or withdrawal of petition filed on October 5, 2001 is hereby withdrawn and this notice is substituted in its place.

Respectfully submitted this 15<sup>th</sup> day of October, 2001.



**JEFFREY A. STONE**

Florida Bar No. 325953

**RUSSELL A. BADDERS**

Florida Bar No. 007455

**Beggs & Lane**

P. O. Box 12950

(700 Blount Building)

Pensacola, FL 32576-2950

(850) 432-2451

**Attorneys for Gulf Power Company**

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Petition for approval of Consumptive )  
Water Use Monitoring Activity and Smith )  
Wetlands Mitigation Plan as New Programs )  
for cost recovery through the Environmental )  
Cost Recovery Clause by Gulf Power Company )  
\_\_\_\_\_ )

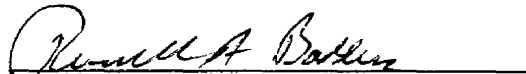
Docket No. 000808-EI

Certificate of Service

I HEREBY CERTIFY that a true copy of the foregoing was furnished by hand delivery or the U. S. Mail this 15<sup>th</sup> day of October 2001 on the following:

Marlene Stern, Esquire  
FL Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee FL 32399-0863

Robert D. Vandiver, Esquire  
Office of Public Counsel  
111 W. Madison St., Suite 812  
Tallahassee FL 32399-1400



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