

ORIGINAL

RUTLEDGE, ECENIA, PURNELL & HOFFMAN

PROFESSIONAL ASSOCIATION
ATTORNEYS AND COUNSELORS AT LAW

STEPHEN A. ECENIA
RICHARD M. ELLIS
KENNETH A. HOFFMAN
THOMAS W. KONRAD
MICHAEL G. MAIDA
MARTIN P. McDONNELL
J. STEPHEN MENTON

POST OFFICE BOX 551, 32302-0551
215 SOUTH MONROE STREET, SUITE 420
TALLAHASSEE, FLORIDA 32301-1841

TELEPHONE (850) 681-6788
TELECOPIER (850) 681-6515

R. DAVID PRESCOTT
HAROLD F. X. PURNELL
MARSHA E. RULE
GARY R. RUTLEDGE
GOVERNMENTAL CONSULTANTS
MARGARET A. MENDUNI
M. LANE STEPHENS

July 3, 2003

Ms. Blanca S. Bayo, Director
Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Blvd.
Better Easley Conference Center, Room 110
Tallahassee, Florida 32399-0850

RECEIVED FPSC
JUL -3 PM 1:45
COMMISSION
CLERK

RE: **Docket No. 990817-WS**

Dear Ms. Bayo:

Enclosed herewith for filing in the above-referenced docket on behalf of Florida Water Services ("Florida Water") is the original and fifteen (15) copies of Florida Water's Notice of Withdrawal of Application.

Please acknowledge receipt of this document by stamping the extra copy of this letter "filed" and returning the same to me. Thank you for your assistance with this filing.

Sincerely,

Kenneth A. Hoffman
Kenneth A. Hoffman

RECEIVED & FILED

FPSC-BUREAU OF RECORDS

AUS _____
CAF _____
CMP _____
COM _____
CTR _____
ECR _____
GCL _____
OPC _____
MMS _____
SEC _____
OTH _____
KAH/tls
Enclosures
FAUSERS\Tammy\BlancaBayoLTR.070303.wpd

Done
07/09/03

DOCUMENT NUMBER DATE

07-09-03 11:45

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application by Florida Water Services)
Corporation for amendment of Certificates)
Nos. 171-W and 122-S to add territory in) Docket No. 990817-WS
Nassau County)
_____)

FLORIDA WATER'S NOTICE OF WITHDRAWAL OF APPLICATION

This docket was opened in connection with an application filed by Florida Water Services Corporation ("Florida Water") to amend certificates of authorization to add additional territory in Nassau County. The application was filed pursuant to Rule 25-30.036(3), Florida Administrative Code, and sought to amend Water Certificate No. 171-W and Wastewater Certificate No. 122-S. The territory amendment application related to a proposed development on Amelia Island in Nassau County, Florida. As indicated in an Order Approving Settlement Agreement, Order No. PSC-02-1025-AS-WS issued July 29, 2002, a hearing in this docket has been delayed in order to allow the developer to resolve certain issues with the Florida Department of Community Affairs.

On June 17, 2003, Florida Water filed an Application for Acknowledgment of Transfer of its Nassau County land and facilities to Nassau County and Cancellation of Certificate Nos. 171-W and 122-S. That application has been assigned Docket No. 030542-WS. As set forth in the Application filed in Docket No. 030542-WS, Nassau County has assumed ownership of Florida Water's utility assets in Nassau County pursuant to Stipulated Final Judgment and Stipulated Order of Taking entered in the Circuit Court, Fourth Judicial Circuit, in and for Nassau County, Florida, Circuit Court Case No. 03-113-CA. Because Florida Water no longer owns any utility assets in Nassau County, the instant amendment application filed in Docket No. 990817-WS is now moot and is hereby withdrawn. Florida requests that the original Certificate Nos. 171-W

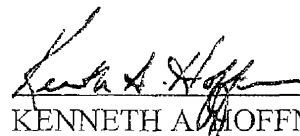
DOCUMENT MADE PUBLIC

05937 JUL-3 2003

FPSC-ADMINISTRATIVE CLERK

and 122-S filed with the territory amendment application in this docket be transferred to Docket No. 030542-WS and that those certificates be canceled as requested in the transfer application filed in that docket.

WHEREFORE, Florida Water hereby withdraws its application for amendment of certificates of authorization filed in this docket and requests that this docket be closed and that the original Certificate Nos. 171-W and 122-S filed in this docket be transferred to and filed in Docket No. 030542-WS.



KENNETH A. HOFFMAN

J. STEPHEN MENTON

Rutledge, Ecenia, Purnell & Hoffman, P.A.

215 S. Monroe Street, Suite 420

P.O. Box 551

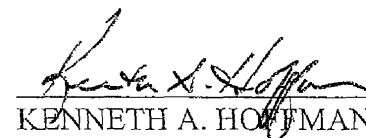
Tallahassee, FL 32302

(850) 681-6788 (telephone)

(850) 681-6515 (telecopier)

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the forgoing has been furnished by U.S. Mail to Patricia Christensen, Division of Legal Services, Florida Public Service Commission, 2540 Shumard Oak Blvd., Room 370, Tallahassee, Florida 32399-0850; E. Clinch Kavanaugh, Jacobs Law Firm, 401 Centre Street, Historic Post Office Building, 2nd Floor, Fernandina Beach, Florida 32034; and Norman Horton, Messer Law Firm, P.O. Box 1876, Tallahassee, Florida 32302, on this 3rd day of July, 2003.



KENNETH A. HOFFMAN