

ORIGINAL

David B. Erwin  
Attorney At Law

127 Riversink Road  
Crawfordville, Florida 32327

Telephone 850.926.9331  
Fax 850.926.8448  
daveerwin@direcway.com

May 24, 2004

040450-WS

Braulio Baez, Chairman  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399

RECEIVED-FPSC  
MAY 26 PM 3:08  
COMMISSION  
CLERK

RE: Indiantown Company, Inc.

Dear Chairman Baez:

Indiantown Company, Inc. filed a Test Year letter on May 13, 2004, requesting a Test Year ended December 31, 2003. The letter requested a waiver of certain MFR income tax schedules. Your staff has questioned whether the basis for the request would comply with the statute (s. 120.542(2), F.S.). We agree that the company rationale for requesting a waiver (economic hardship) arguably fails to satisfy the hardship requirement, since the economic burden of preparing the income tax schedules would not fall upon the company, but would be passed on to the ratepayers, as rate case expense and would not necessarily impact Indiantown Company.

Indiantown Company hereby withdraws its request for a waiver of Schedules C-1, C-2, C-3, C-4, C-5 and C-7.

Very truly yours,



David B. Erwin

CMP \_\_\_\_\_

COM \_\_\_\_\_

CTR \_\_\_\_\_

ECR \_\_\_\_\_ DBE:jm

GCL \_\_\_\_\_ Copy: Ralph Jaeger, FPSC

OPC \_\_\_\_\_ Jeff Leslie

MMS \_\_\_\_\_ Robert Nixon

IRCA \_\_\_\_\_

SCR \_\_\_\_\_

SEC 1 \_\_\_\_\_

OTH \_\_\_\_\_

DOCUMENT NUMBER-DATE  
06029 MAY 26 04  
FPSC-COMMISSION CLERK