

**Dorothy Menasco**

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**From:** Ansley Watson, JR. [AW@macfar.com]  
**Sent:** Wednesday, April 16, 2008 1:51 PM  
**To:** Filings@psc.state.fl.us  
**Cc:** Kandi Floyd; RegDept@tecoenergy.com; Matt Costa  
**Subject:** Docket No. 080175-GU  
**Attachments:** PGS - Paulk - Motion to Dismiss.pdf

- a. Ansley Watson, Jr.  
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- b. Docket No. 080175-GU – Complaint by James M. Paulk against Peoples Gas System for inconsistent bills
- c. Peoples Gas System
- d. Total of two (2) pages
- e. Peoples Gas System's Motion to Dismiss Complaint

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**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Complaint by James M. Paulk )  
against Peoples Gas System for )  
inconsistent bills. )  
\_\_\_\_\_ )

Docket No. 080175-GU  
Submitted for Filing:  
4-16-08

**PEOPLES GAS SYSTEM'S  
MOTION TO DISMISS COMPLAINT**

Peoples Gas System ("Peoples"), through undersigned counsel, moves the Commission to dismiss the complaint filed in this docket on the grounds that the complaint fails to meet the following requirements of Rule 25-22.036, *Florida Administrative Code*:

A. The complaint fails to allege that Peoples committed any act or omission in violation of a statute enforced by the Commission, or of any Commission rule or order.

B. The complaint fails to identify any rule, order or statute which Peoples may have violated.

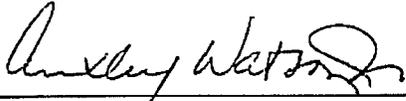
C. The complaint fails to allege any actions by Peoples that allegedly constitute a violation of any statute, rule or order.

D. The complaint fails to identify the relief, if any, sought by the complainant.

WHEREFORE, Peoples moves the Commission to enter an order dismissing the complaint filed in this docket.

DATED this 16th day of April, 2008.

Respectfully submitted,



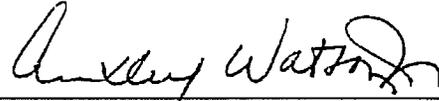
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Attorneys for Peoples Gas System

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the forgoing Motion to Dismiss Complaint has been furnished by U. S. Mail, postage prepaid, this 16th day of April, 2008, to James M. Paulk, 1757 Lake Miona Drive, The Villages, Florida 32162.



Ansley Watson, Jr.