



JOHN BURNETT  
ASSOCIATE GENERAL COUNSEL  
PROGRESS ENERGY SERVICE COMPANY, LLC

November 26, 2008

**VIA HAND DELIVERY**

Ms. Ann Cole, Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850

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COMMISSION  
CLERK

Re: Joint petition for approval of amended territorial agreement in Sumter, Lake, Marion, and Citrus Counties by Sumter Electric Cooperative, Inc. and Progress Energy Florida, Inc.; Docket No. 080632-EU

Dear Ms. Cole:

On October 9, 2008, Sumter Electric Cooperative, Inc. and Progress Energy Florida, Inc. ("PEF") filed a joint petition for approval of an amended territorial agreement. Please find attached the revised Page 2 of the amended territorial agreement to include Levy County in Sections 1.1, 1.2 and 1.3. Please replace the original Page 2 filed on October 9, 2008 with the revised Page 2 attached hereto.

Thank you for your assistance in this matter.

Very truly yours,

*John T. Burnett*  
John Burnett

JTB/lpw  
Enclosures

COM \_\_\_\_\_  
ECR 3  
GCL 1  
OPC \_\_\_\_\_  
RCP \_\_\_\_\_  
SSC \_\_\_\_\_  
SGA \_\_\_\_\_  
ADM \_\_\_\_\_  
CLK \_\_\_\_\_

Cc: Gail Simpson  
Ben Brickhouse  
Lewis Stone, Esq.

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FPSC-COMMISSION CLERK

the uneconomic duplication of service facilities and hazardous situations that the Current Agreements were intended to avoid.

Section 0.5: NOW, THEREFORE, in consideration of the mutual covenants and agreements herein contained, which shall be construed as being interdependent, the Parties hereby agree to amend and restate the Current Agreements as follows:

## **ARTICLE I DEFINITIONS**

Section 1.1: Territorial Boundary Line(s). As used herein, the term "Territorial Boundary Line(s)" shall mean the boundary line(s) depicted on the maps attached hereto as Composite Exhibit A which delineate and differentiate the Parties' respective Territorial Areas in Sumter, Lake, Marion, Citrus and Levy Counties.

Section 1.2 Cooperative Territorial Area. As used herein, the term "Cooperative Territorial Area" shall mean the geographic areas in Sumter, Lake, Marion, Citrus and Levy Counties allocated to the COOPERATIVE as its retail service territory and labeled as "Sumter Territorial Area" or "Sumter" on the maps contained in Composite Exhibit A.

Section 1.3 Company Territorial Area. As used herein, the term "Company Territorial Area" shall mean the geographic areas in Sumter, Lake, Marion, Citrus and Levy Counties allocated to the COMPANY as its retail service territory and labeled as "PEF Territorial Area" or "PEF" on the maps contained in Composite Exhibit A.

Section 1.4: Point of Use. As used herein, the term "Point of Use" shall mean the location within the Territorial Area of a Party where a