

**Ruth Nettles**

090083 - GU

**From:** brian davidson [ets@tampabay.rr.com]  
**Sent:** Tuesday, February 16, 2010 12:02 PM  
**To:** Filings@psc.state.fl.us  
**Cc:** Ralph Jaeger  
**Subject:** Docket No. 090083-GU  
**Attachments:** Notice of Voluntary Dismissal\_Revised.pdf

Dear Sir/Madam,

Please see the attached Revised Notice of Voluntary Withdrawal of Complaint pertaining to the docket *referenced above* and advise if any further action is required on Petitioner's part to close this docket.

Respectfully yours,

**Brian G. Davidson**  
Authorized Representative for Sun City  
Center Community Association, Inc.  
(813) 684-5277  
Fax (813) 684-5327

This email is privileged and confidential information. If the reader of this message is not the intended recipient, any dissemination, distribution or copy of this communication is strictly prohibited. If you have received this communication in error, please notify us by email or telephone and delete the original message. Thank you.

2/16/2010

DOCUMENT NUMBER-DATE

01021 FEB 16 2010

FPSC-COMMISSION CLERK

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Complaint of Sun City Center :  
Community Association, Inc. against : Docket No. 090083-GU  
Peoples Gas System for alleged :  
Improper billing. : Submitted for filing:  
: (date)

**REVISED NOTICE OF VOLUNTARY WITHDRAWAL OF COMPLAINT**

A notice of voluntary dismissal with prejudice dated February 10, 2010 was recently submitted on behalf of Petitioner, Sun City Center Community Association, Inc. ("SCCCA"). This notice advised of the voluntary dismissal of the Petition on Proposed Agency Action filed in this docket on October 22, 2009 (Document 10775-09). However, as regards to the dismissal of the Petition on Proposed Agency action, Petitioner actually meant to withdraw the whole complaint and not dismiss the Petition on Proposed Agency Action.

Therefore, through its undersigned authorized representative, Petitioner hereby gives notice of its voluntary withdrawal of the entire complaint filed in this docket, the subject matter of the petition having been settled between SCCCA and Peoples Gas System. With the settlement and withdrawal of the entire complaint, Petitioner does not wish the Proposed Agency Action Order be consummated. Furthermore, Petitioner requests that the formal evidentiary hearing be canceled and the controlling dates in the Order Establishing Procedure (No. PSC-09-0853-PCO-GU issued December 30, 2009) be deleted.

DATED this 16<sup>th</sup> day of February, 2010.



Brian G. Davidson  
Energy Tax Solutions, Inc.  
1310 Wallwood  
Brandon, Florida 33510  
(813) 684-5277

Authorized Representative for Sun City  
Center Community Association, Inc.

DOCUMENT NUMBER-DATE

01021 FEB 16 09

FPSC-COMMISSION CLERK

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Revised Notice of Withdrawal of Complaint has been furnished by regular U.S. Mail, this 16<sup>th</sup> day of February, 2010, to Ansley Watson, Jr., Esquire, Macfarlane Ferguson & McMullen, P. O. Box 1531, Tampa, Florida 33601, and to Ralph Jaeger, Esquire, Office of General Counsel, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

A handwritten signature in black ink, appearing to read "Brian G. Davidson", written over a horizontal line.

Brian G. Davidson