

# AUSLEY & MCMULLEN

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March 16, 2010

HAND DELIVERED

RECEIVED-FPSC  
10 MAR 16 AM 11:13  
COMMISSION  
CLERK

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

Re: Petition by Tampa Electric Company for approval of extension of small power production agreement with City of Tampa; FPSC Docket No. 090146-EQ

Dear Ms. Cole:

Enclosed for filing in the above docket are the original and fifteen (15) copies of Tampa Electric Company's Notice of Withdrawal of Petition for Approval of Extension of Small Power Production Agreement.

Please acknowledge receipt and filing of the above by stamping the duplicate copy of this letter and returning same to this writer.

Thank you for your assistance in connection with this matter.

Sincerely,



James D. Beasley

JDB/pp  
Enclosure

cc: Martha Brown (w/enc.)

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APA \_\_\_\_\_  
ECR 1  
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FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by Tampa Electric Company )  
for approval of extension of small power )  
production agreement with City of Tampa. )


DOCKET NO. 090146-EI  
FILED: March 16, 2010

**TAMPA ELECTRIC COMPANY'S  
NOTICE OF WITHDRAWAL OF PETITION FOR APPROVAL  
OF EXTENSION OF SMALL POWER PRODUCTION AGREEMENT**

Tampa Electric Company ("Tampa Electric" or "the company"), hereby voluntarily withdraws without prejudice its Petition for Approval of Extension of Small Power Production Agreement filed March 23, 2009 in this proceeding.

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

Respectfully submitted,

  
\_\_\_\_\_  
JAMES D. BEASLEY  
J. JEFFRY WAHLEN  
Ausley & McMullen  
Post Office Box 391  
Tallahassee, FL 32302  
(850) 224-9115

ATTORNEYS FOR TAMPA ELECTRIC COMPANY

DOCUMENT NUMBER-DATE

31822 MAR 16 2010

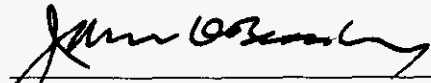
FPSC-COMMISSION CLERK

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Withdrawal of Petition for Approval of Extension of Small Power Production Agreement, filed on behalf of Tampa Electric Company, has been furnished by hand delivery (\*) or U. S. Mail on this 16<sup>th</sup> day of March 2010 to the following:

Ms. Martha Carter Brown\*  
Senior Attorney  
Office of General Counsel  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

Mr. Richard A. Zambo  
Richard A. Zambo, P.A.  
1334 S.E. MacArthur Boulevard  
Stuart, FL 34996

  
\_\_\_\_\_  
ATTORNEY