## REQUEST FOR CHANGE TO COMMISSION CONFERENCE HAND DELIVER

Date o	of Requ	est:	6/14/2012		Da	ate of Con	nmiss	ion Confe	erence:	6/	19/2012		Item No	. 4		
Docket No.: 120054-EM Brief Title: Motion to Dismiss																
Reque	sted by	<i>t</i> :			Staff		$\boxtimes$	Other			K	(eys Ener		ices		
Please attach a copy of the written documentation filed (IF OTHER)															=	
STAFF's Recommendation to Executive Suite (IF OTHER)											prove Requ	uest		Deny	Request	£
ACTION REQUESTED [see APM 2.11]															12	黑
	Defer	Item to	o Conference	Sched	uled for:			)ate:						0	S E	Ü
	Chang	Change Order of Item or Take Up at Time Certain										田				
$\boxtimes$	Withda	Vithdraw Item (not expected to return to Agenda)											T.			
	Late Filed Recommendation (must be filed no later than 3:00 p.m. on the date approved for late filing) A copy of the from page of the recommendation must be provided to the Commission Clerk by 12 noon on the regular filing date for use as a place-folder during agenda preparation.															
	Add Item to Published Agenda [see Section 120.525(2), F.S.] – Issue an ADDENDUM and give Legal NOTICE															
	Add Emergency Item to Published Agenda [see Section 120.525 (3), F.S.] – Issue an ADDENDUM and Give Fair NOTICE															
Concise explanation, justification or comments (attach additional sheet if necessary):																
Keys Energy has filed a Notice of Withdrawal of its Motion to Dismiss, and the Commission does not have to address this item.																
Signature (Technical Staff):									Initials (Division/Office Director or property) Designee):							
Signature (Legal Staff): Marka C. Brown										Initials (General Counsel or 5 CL) Designee):						
EXECUTIVE DIRECTOR:																
Recommendation to the Chairman's Office Initials:								X	Approve Request  Date: 6-14-12							
<b>CHA</b>		N's	OFFICE:	The state of the s	3	> -	~	9		Ap	pprove Requ	uest u = 15 -	12	Deny	y Requesi	UN 15 is
The Executive Suite will forward the original approved form to the Office of Commission Clerk and send email notification of the approval to the OPR division/office director, Executive Director, Deputy Executive Director, General Counsel, Deputy General Counsel, Office of Public Information Director, Commissioners' Aides and Assistants, attorney assigned to the docket, and Clerk's Office Agenda Staff.													3898 JI			

PSC/EXD-001 (Rev. 11/11)

## BEFORE THE STATE OF FLORIDA PUBLIC SERVICE COMMISSION DOCKET NUMBER 120054-EM

ROBERT D. REYNOLDS and JULIANNE C. REYNOLDS,

Complainants,

 $\mathbf{v}_{\bullet}$ 

UTILITY BOARD OF THE CITY OF KEY WEST, FLORIDA, d/b/a KEYS ENERGY SERVICES,

Respondents.

RESPONDENT, UTILITY BOARD OF THE CITY OF KEY WEST, FLORIDA, d/b/a KEYS ENERGY SERVICES NOTICE OF WITHDRAWAL OF MOTION AND STIPULATION

RESPONDENT, UTILITY BOARD OF THE CITY OF KEY WEST, FLORIDA d/b/a KEYS ENERGY SERVICES, (hereinafter KES) files this Notice of Withdrawal of its Motion to Dismiss Complainants Verified Complaint in this action.

Further, it has been stipulated between the parties that **KES** shall have 45 days within which to file an Amended Response to Complainants' Verified Complaint up to and including **July 29, 2012**.

Stipulated As Aforesaid,

BARTON SMITH, P.L.

Attorney for Complainants 624 Whitehead Street Key West, FL 33040

305-296-7227 BY: 19

GREGORY OROPEZA, ESQ.

FBN: 56649

Respectfully Submitted & Stipulated as Aforesaid,

NATHAN E. EDEN, P.A.

Attorney for Respondent 302 Southard Street, Suite 205

Key West, FL 33640

305-294-5588

BY:

NATHAN É. EDEN, ESQ.

FBN: 114752-

## **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing was served by US Mail and Electronic Mail to the individuals listed on the attached Service List this day of June, 2012.

NATHAN E. EDEN, P.A.

Attorney for Respondent 302 Southard Street

Suite 205

Key West, FL/33040 305-294-5588

By: NATHAN E. EDEN, ESQ.

FBN: 114752

## REYNOLDS V. U.B. FLORIDA P.S.C. DOCKET NUMBER 120054-EM SERVICE LIST

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r ......

Martha Carter Brown, Esq. Florida Public Service Commission Division of Legal Services 2540 Shumard Oak Boulevard Tallahassee, FL 32399

Barton Smith, Esq. Barton Smith, P.L. 624 Whitehead Street Key West, FL 33040

Gregory Oropeza, Esq. Barton Smith, P.L. 624 Whitehead Street Key West, FL 33040

Robert B. Shillinger, Esq. Chief Assistant Monroe County Attorney 1111 12<sup>th</sup> Street, Suite 408 Key West, FL 33040

John T. LaVia, III, Esq. Gardner, Bist et al 1300 Thomaswood Drive Tallahassee, FL 32308

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