

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for resolution of)
territorial uncertainty as to whether)
electric service should be provided)
to certain facilities of an industrial)
phosphate customer by Tampa Electric)
Company or by Peace River Electric)
Cooperative, Inc.)
_____)

DOCKET NO. 910811-EU
Filed: 5/22/92

**TAMPA ELECTRIC COMPANY'S
WITHDRAWAL OF PETITION**

Tampa Electric Company ("Tampa Electric" or "the company") submits this its withdrawal of the petition filed by Tampa Electric on July 30, 1991 in the above docket, and as grounds therefor, says:

1. At its March 10, 1992 Agenda Conference the Commission considered various comments by the parties to this proceeding and to Docket No. 920170-EC (Proposed Implementation of General Service Demand Time-of-Use Industrial Interruptible Service Rate Schedule by Peace River Electric Cooperative, Inc.). Thereafter, Tampa Electric committed that it would withdraw the petition the company filed in this proceeding upon the finality of the Commission's approval of Peace River's proposed rate schedule in Docket No. 920170-EC.

2. On March 30, 1992 the Commission issued its Order No. PSC-92-0121-FOF-EC in Docket No. 920170-EC stating that Peace River's proposed rate would be approved absent the filing of a petition for a formal proceeding by any person whose substantial interests are affected by the action proposed in such order. No

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timely petition was filed by the deadline, which was the close of business on April 20, 1992.

WHEREFORE, Tampa Electric, in keeping with the commitment made by it and accepted by the Commission at the Commission's March 10, 1992 Agenda Conference, hereby withdraws the petition filed by Tampa Electric on July 30, 1991 in this docket.

DATED this 22nd day of May, 1992.

Respectfully submitted,



LEE L. WILLIS
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Carothers and Proctor
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Tallahassee, Florida 32302
(904) 224-9115

Attorneys for Tampa Electric Company

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing Withdrawal of Petition, filed on behalf of Tampa Electric, has been furnished by U. S. Mail on this 22nd day of May, 1992 to the following:

Mr. John W. McWhirter, Jr.
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Mr. K. Crandal McDougall
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Mr. Richard Maenpaa, Manager
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Mr. Robert V. Elias*
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Florida Public Service Commission
101 East Gaines Street
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ATTORNEY

*By hand delivery

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May 22, 1992

HAND DELIVERED

Charles S. Ausley (1907-1972)
John C. Ausley (1912-1980)
D. Fred McMullen (1904-1980)
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DuBose Ausley
James D. Beasley
C. Graham Carothers
Kavin J. Carroll
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Stephen C. Emmanuel
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Michael J. Glezer
Carla A. Green
Jenn Johnson Hart

Kenneth R. Hart
Margaret Ausley Hoffman
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Carolyn D. Olive
R. Stan Peeler
Robert A. Pierce
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M. Julian Proctor, Jr.
Steven R. Seymore
William M. Smith
Deborah J. Stephens
James Harold Thompson
J. Jeffrey Wahlen
Emily S. Waugh
C. Gary Williams
Lee L. Willis

Mr. Steve C. Tribble, Director
Division of Records and Reporting
Florida Public Service Commission
101 East Gaines Street
Tallahassee, Florida 32399-0850

Re: Petition for resolution of territorial uncertainty
as to whether electric service should be provided
to certain facilities of an industrial phosphate
customer by Tampa Electric Company or by Peace
River Electric Cooperative, Inc.;
FPSC Docket No. 910811-EU

Dear Mr. Tribble:

Enclosed for filing in the above docket are the original and fifteen (15) copies of Tampa Electric Company's Withdrawal of Petition.

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

APP _____
CAF _____ Thank you for your assistance in connection with this matter.

CMU _____

CTR _____

EAG _____

LEG *W/m*

LIN *JDB/pp*

OPC _____
encls.

RCH cc: All Parties of Record (w/enc.)

SEC _____

WAS _____

OTH _____

Sincerely,

James D. Beasley
James D. Beasley

RECEIVED & FILED

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