

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by Tampa Electric Company)
for Approval of Cost Recovery for a New ) Docket No. 980693 EI
Environmental Program, the Big Bend Units.
1 and 2 Flue Gas Desulfurization System ) Filed: August 14, 1998
)

THE LEGAL ENVIRONMENTAL ASSISTANCE FOUNDATION'S
MOTION TO DISMISS

Pursuant to rule 25-22.037, Florida Administrative Code, the Legal Environmental
Assistance Foundation (LEAF) files this motion to dismiss the petition of Tampa Electric
Company (Tampa) for approval of cost recovery for a new environmental program. As grounds
therefore, LEAF states:

- 1. Petitioner joins in and adopts the background presented and the arguments made in the
motion of the Florida Industrial Power Users Group filed July 23, 1998.
2. Petitioner adopts the background presented and the arguments made in the suggestion
filed by the Office of Public Counsel.

WHEREFORE, Tampa's petition for approval of cost recovery for a new environmental
program should be dismissed.

ACK \_\_\_\_\_
VFA 3 \_\_\_\_\_
APP \_\_\_\_\_ Gail Kamaras
CAF \_\_\_\_\_ Legal Environmental Assistance Foundation
CMU \_\_\_\_\_
CTR \_\_\_\_\_ 1114 Thomasville Road, Suite E
TAG Fen Tallahassee, FL 32303-6290
LEG 1 \_\_\_\_\_
LIN 5 \_\_\_\_\_
OPC \_\_\_\_\_
RCH \_\_\_\_\_
SEC 1 \_\_\_\_\_
WAS \_\_\_\_\_
OTH \_\_\_\_\_

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REPORTING

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the Legal Environmental Assistance Foundation, Inc. (LEAF) Motion to Dismiss has been furnished by hand delivery (\*) or by U.S. Mail to the following parties of record on August 14, 1998:

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