

ORIGINAL



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RECORDS AND
REPORTING

October 8, 1999

VIA HAND DELIVERY

Ms. Blanca S. Bayó
Director
Division of Records and Reporting
Florida Public Service Commission
Betty Easley Conference Center
2540 Shumard Oak Boulevard
Room 110
Tallahassee, FL 32399-0850

**Re: Complaint of Glen Webb against Florida Power & Light Company
Docket No. 990179-EI**

Dear Ms. Bayó:

I enclosed an original and five (5) copies of Florida Power & Light Company's Motion to Dismiss with regard to the above-styled action.

Thank you for your assistance in this matter. If you need any further information please feel free to call me.

Sincerely,
R. Wade Litchfield LA

R. Wade Litchfield

- AFA _____
- APP _____
- CAF _____
- CMU _____
- CIR _____
- EAG** _____
- LEG 1 _____
- MAS 3 _____
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- PAI _____
- SEC 1 _____
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FPSC-RECORDS/REPORTING

ORIGINAL

BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION

In re: Complaint of Glen Webb against) DOCKET NO. 990179-EI
Florida Power & Light Company)
Concerning Tariff Sheet No. 4.020) Filed: October 8, 1999

FLORIDA POWER & LIGHT COMPANY'S
MOTION TO DISMISS

COMES NOW the Respondent, Florida Power & Light Company ("FPL") by and through its undersigned counsel, hereby files its motion to dismiss and as grounds therefor states:

1. Petitioner, Glen Webb has failed to participate in the scheduled issue identification conferences on two consecutive occasions.
2. Petitioner further failed to file his testimony due October 7, 1999 as required by this Commission.
3. Petitioner indicated to counsel for Staff that he does not intend to pursue this matter further in this forum.

WHEREFORE, FPL respectfully requests that this Commission dismiss this action with prejudice.

Respectfully submitted,



 R. Wade Litchfield LA
 Authorized House Counsel
 Attorney for
 Florida Power & Light Company
 700 Universe Blvd., Law Dept.
 Juno Beach, Florida 33408
 (561) 691-7101
 (561) 691-7103 Facsimile

DOCUMENT NUMBER-DATE
12264 OCT-8 99
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by U.S. Mail this 8th day of October, 1999 to: Glen Webb, 101 Oxford 600, West Palm Beach, Florida 33417 and by Hand Delivery to Grace A. Jaye, Esquire, Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, Florida 32399.



R. Wade Litchfield LA