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FLORIDA PUBLIC  
SERVICE COMMISSION

One Energy Place  
Pensacola, Florida 32520  
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MAIL ROOM



January 31, 2000

Ms. Blanca S. Bayo, Director  
Division of Records and Reporting  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee FL 32399-0870

Dear Ms. Bayo:

RE: Docket No. 000091-EI

Enclosed are an original and fifteen copies of Gulf Power Company's Notice of Withdrawal of Petition for Waiver of Rule 25-17.0832(4), F.A.C.

Sincerely,

Susan D. Ritenour  
Assistant Secretary and Assistant Treasurer

lw

- AFA \_\_\_\_\_
- APP \_\_\_\_\_
- CAF \_\_\_\_\_
- CMU \_\_\_\_\_
- CTR \_\_\_\_\_
- EAG \_\_\_\_\_
- LEG   1
- MAS \_\_\_\_\_
- OPC \_\_\_\_\_
- RRR \_\_\_\_\_
- SEC   1
- WAW \_\_\_\_\_
- OTH \_\_\_\_\_

Enclosure

cc: Beggs and Lane  
Jeffrey A. Stone, Esquire

DOCUMENT NUMBER-DATE  
01343 FEB-18  
FPSG-RECORDS/REPORTING

In Re: Request by Gulf Power Company for  
waiver of Rule 25-17.0832(4), F.A.C., which  
sets forth requirements for filing a standard  
offer contract /

Docket No.: 000091-EI  
Date: January 31, 2000

**NOTICE OF WITHDRAWAL OF PETITION**

GULF POWER COMPANY ["Gulf Power", "Gulf", or "the Company"], by and through its undersigned attorney and pursuant to Rule 25-22.006, Florida Administrative Code, hereby files a notice of withdrawal of its petition for waiver of Rule 25-17.0832(4), F.A.C. Gulf filed a petition for waiver of Rule 25-17.0832(4), F.A.C., on January 26, 2000. As evidenced by the attached letter, discussions between the undersigned attorney for Gulf Power Company and members of the Commission's staff and legal counsel have resulted in the understanding that, based on Commission precedent, a standard offer contract is not necessary for Gulf Power Company at this time. Robert (Bob) Elias, Commission legal counsel, stated that his belief is that Gulf is in compliance with the requirements of Rule 25-17.0832(4), F.A.C., and does not need a waiver of that rule since it would be premature for Gulf to establish a standard offer contract for the capacity need identified in Gulf's petition filed January 26, 2000. Based on the foregoing understanding that Gulf is in compliance with the Commission's rules regarding standard offer contracts by not establishing a standard offer at this time, the petition filed by Gulf Power on January 26, 2000, is hereby withdrawn and no further Commission action is requested

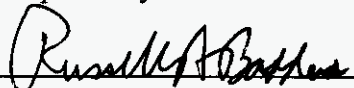
DOCUMENT NUMBER-DATE

01343 FEB-18

FPSC-RECORDS/REPORTING

with regard to this matter.

Respectfully submitted this 31st day of January, 2000



**JEFFREY A. STONE**

Florida Bar No. 325953

**RUSSELL A. BADDERS**

Florida Bar No. 7455

**Beggs & Lane**

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(700 Blount Building)

Pensacola, FL 32576-2950

(850) 432-2451

**Attorneys for Gulf Power Company**

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION


IN RE: Request by Gulf Power Company )  
for waiver of Rule 25-17.0832(4), F.A.C. )  
which sets forth requirements for filing a )  
standard offer contract )  
\_\_\_\_\_ )

Docket No. 000091-EI

Certificate of Service

I HEREBY CERTIFY that a true copy of the foregoing was furnished by hand delivery or the U. S. Mail this 31st day of January 2000 on the following:

Robert Elias, Esquire  
FL Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee FL 32399-0863

  
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