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October 23, 2000

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

Re: Docket No. 001261-TP

Dear Ms. Bayo:

Enclosed for filing in the above-referenced docket on behalf of Gemini Networks FL, Inc. ("Gemini") are the original and fifteen copies of Gemini's Notice of Withdrawal of Petition for Declaratory Statement.

Please acknowledge receipt of these documents by stamping the extra copy of this letter "filed" and returning the copy to me.

Thank you for your assistance with this filing.

Respectfully submitted,

Kenneth A. Hoffman
Kenneth A. Hoffman

Helton
3 KAH/rl
Enclosures
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Done 10/27/00

DOCUMENT NUMBER-DATE

13517 OCT 23 8

FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

ORIGINAL

In re: Petition of Gemini Networks FL,)
Inc. for Declaratory Statement)
Regarding Florida Public Service)
Commission Jurisdiction Under Sections)
364.02(12) and 364.337, Florida Statues.)

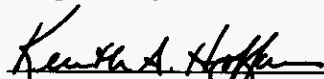
Docket No. 001261-TP

Filed: October 23, 2000

**GEMINI NETWORKS FL, INC.'s
NOTICE OF WITHDRAWAL OF
PETITION FOR DECLARATORY STATEMENT**

Gemini Networks FL, Inc. ("Gemini"), by and through its undersigned counsel, hereby files this Notice of Withdrawal of Gemini's Petition for Declaratory Statement filed with the Commission on August 29, 2000.

Respectfully submitted,



Kenneth A. Hoffman, Esq.

John R. Ellis, Esq.

Rutledge, Ecenia, Purnell & Hoffman, P.A.

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Attorneys for Gemini Networks FL, Inc.

DOCUMENT NUMBER-DATE

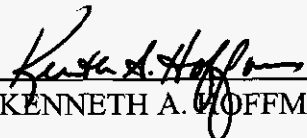
13517 OCT 23 8

FPSC-RECORDS/REPORTING

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing Notice of Withdrawal of Petition for Declaratory Statement was furnished to the following this 23rd day of October, 2000.

Mary Anne Helton, Esq.
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Room 370
Tallahassee, FL 32399-0850



KENNETH A. HOFFMAN, ESQ.

ROXANNE\GEMINI\withdrawal