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February 12, 2004

Via Hand Delivery

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COMMISSION
CLERK

Ms. Blanca Bayo, Director
Commission Clerk and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Re: Docket No. 031128-EU: Petition for Declaratory Statement of Withlacoochee River Electric Cooperative, Inc. Regarding a Territory Dispute with Progress Energy Florida, Inc. in Hernando County, Florida

Dear Ms. Bayo:

Enclosed with this letter are the original and sixteen copies of Withlacoochee's Notice of Voluntary Dismissal of the above-referenced petition.

Please file the original pleading in the Commission's file for this matter. Please then stamp one copy of the pleading with the date and time filed and return it to me in the enclosed stamped, self-addressed envelope.

Thank you for your anticipated assistance in connection with this matter.

RECEIVED & FILED

Ch
FPSC-BUREAU OF RECORDS

Very truly yours,

B.P.A.
Brian P. Armstrong

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DOCUMENT NUMBER-DATE
02027 FEB 12 3
FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition For Declaratory Statement of)	
Withlacoochee River Electric Cooperative, Inc.)	DOCKET NO. 031128-EU
Regarding a Territorial Dispute with Progress)	FILED: February 12, 2004
Energy Florida, Inc. in Hernando County, Florida)	
_____)	

NOTICE OF VOLUNTARY DISMISSAL

To: Counsel of Record:

YOU ARE HEREBY NOTIFIED that, Petitioner, Withlacoochee River Electric Cooperative, Inc. by and through its undersigned attorneys, hereby dismisses this action without prejudice.

DATED this 12th day of February, 2004.

Respectfully submitted,



Brian P. Armstrong
 Florida Bar No. 0888575
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ATTORNEYS FOR WITHLACOOCHEE RIVER
ELECTRIC COOPERATIVE, INC.

DOCUMENT NUMBER-DATE

02027 FEB 12 3

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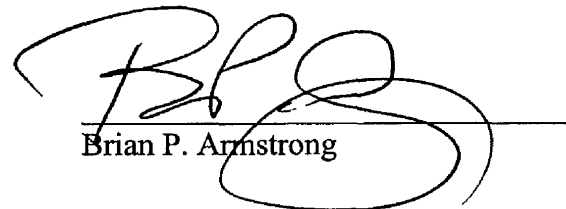
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing, filed on behalf of Withlacoochee River Electric Cooperative Inc., has been furnished by U.S. Mail on this 12th day of February, 2004 to the following:

Kenneth Hoffman, Esq.
Rutledge, Ecenia, Underwood, Purnell & Hoffman
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Martha Carter Brown, Esq.
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Brian P. Armstrong