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May 10, 2004

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Blanca Bayo, Commission Clerk and Administrative Services  
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Tallahassee, FL 32399-0850

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Re: In Re: Application of Farnton Water Resources, LLC for original Water Certificate in Volusia and Brevard Counties, Florida, Docket No. 021256-WU

Dear Ms. Bayo:

This firm represents the City of Titusville in the above referenced matter. I enclose an original and two copies of the City of Titusville's Notice of Withdrawal of Prefiled Direct Testimony of Patrick A. Barnes.

I request that you file the original of the pleadings in the PSC's file. Please forward one copy of the pleading to Staff Personnel. I also request that you date stamp the second copy and return it to me in the self-addressed stamped envelope.

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Thank you for your attention to this matter. If you have any questions or comments, please call me.

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Sincerely,  
de la PARTE & GILBERT, P.A.  
*[Signature]*  
Patrick J. McNamara

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STATE OF FLORIDA  
PUBLIC SERVICE COMMISSION

IN RE: Application For Certificate To )  
Provide Water Service In Volusia )  
And Brevard Counties By Farmton ) DOCKET NO. 021256-WU  
Water Resources, LLC )

**CITY OF TITUSVILLE'S NOTICE OF WITHDRAWAL**  
**OF PREFILED DIRECT TESTIMONY OF PATRICK A. BARNES**

The City of Titusville, Florida ("TITUSVILLE") hereby gives notice that it is withdrawing the Prefiled Direct Testimony of Mr. Patrick A. Barnes filed on April 20, 2004, without prejudice. TITUSVILLE reserves the right to seek leave to add prefiled testimony if necessary based on continuing discovery and activity in this action.

Respectfully Submitted,

de la PARTE & GILBERT, P.A.



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Counsel for City of Titusville, Florida

**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that a true and correct copy of the foregoing was served by **U.S.**

**Mail** to the following on 5-10, 2004:

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Patrick J. McNamara