

Matilda Sanders

ORIGINAL

From: Elizabeth_Carrero@fpl.com
 Sent: Friday, April 01, 2005 1:18 PM
 To: Filings@psc.state.fl.us
 Cc: Natalie_Smith@fpl.com; Wade_Litchfield@fpl.com; Carlos_J_Diaz@fpl.com
 Subject: Electronic Filing for Docket No. 040660-EG / Florida Power & Light Company's Notice of Withdrawal of Motions to Dismiss

Attachments: Notice of Withdrawal of Motions to Dismiss.doc



Notice of
 rawal of Mot
 Electronic Filing

a. Person responsible for this electronic filing:

Natalie F. Smith, Attorney
 Florida Power & Light Company
 700 Universe Blvd.
 Juno Beach, FL 33408
 (561) 691-7207
 natalie_smith@fpl.com

b. Docket No. 040660-EG

In re: Petition for approval of modifications to BuildSmart Program by Florida Power & Light Company

c. Document being filed on behalf of Florida Power & Light Company.

d. There are a total of 2 pages.

e. The document attached for electronic filing is FPL's Notice of Withdrawal of Motions to Dismiss in Docket No. 040660-EG.

(See attached file: Notice of Withdrawal of Motions to Dismiss.doc)

Thank you for your attention and cooperation to this request.

Elizabeth Carrero, Legal Asst
 Wade Litchfield, Esq. and Natalie Smith, Esq

Phone: 561-691-7100

Fax: 561-691-7135

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DOCUMENT NUMBER - DATE

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FPC-COMMISSION CLERK

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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for approval of) Docket No. 040660-EG
modifications to BuildSmart Program)
by Florida Power & Light Company)
_____) Filed: April 1, 2005

**FLORIDA POWER & LIGHT COMPANY'S NOTICE OF WITHDRAWAL
OF MOTIONS TO DISMISS IN DOCKET NO. 040660-EG**

Florida Power & Light Company ("FPL") hereby files its Notice of Withdrawal of FPL's Motions to Dismiss Compliance Data Services, Inc.'s Protests of the Florida Public Service Commission's Approval of Modifications to FPL's BuildSmart Program in Docket No. 040660-EG.

Respectfully submitted,

R. Wade Litchfield, Esq.
Natalie F. Smith, Esq.
Florida Power & Light Company
700 Universe Blvd.
Juno Beach, Florida 33408
(561) 691-7207

By: s/Natalie F. Smith
NATALIE F. SMITH

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of FPL's Notice was served by electronic mail (*) and by U.S. Mail this 1st day of April, 2005, to the following:

Martha Carter Brown*
Adrienne Vining*
Office of the General Counsel
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Calcs-Plus (Titusville)
Jon F. Klongerbo
1351 Park Ave.
Titusville, Florida 32780

Calcs-Plus (Venice)
Dennis J. Stroer
417-F Commercial Court
Venice, Florida 34292

Department of Community Affairs
2555 Shumard Oak Boulevard
Tallahassee, Florida 32399-2100

Executive Office of the Governor
Office of Planning and Budget
General Government Unit
The Capitol, Rm. 1502
Tallahassee, Florida 32399-0001

Harold McLean
Office of Public Counsel
111 West Madison Street, Room 812
Tallahassee, Florida 32399-1400

William J. Tait, Jr., Esq.*
1061 Windwood Way
Tallahassee, Florida 32311

By: s/Natalie F. Smith
NATALIE F. SMITH