

Matilda Sanders

From: Nanci_Nesmith@fpl.com
 Sent: Thursday, September 21, 2006 11:37 AM
 To: Filings@psc.state.fl.us
 Cc: Sabrina_Spradley@fpl.com; Bryan_Anderson@fpl.com; Cochran Keating; richzambo@aol.com
 Subject: Electronic Filing for Docket No. 050806-EQ -- FPL's Notice of Withdrawal of Petition for Approval of Renewable Energy Tariffs and Standard Offer Contracts

Attachments: FPL's Notice of Withdrawal 9-21-06.doc



FPL's Notice
Withdrawal 9-

Electronic Filing

a. Person responsible for this electronic filing:

Bryan Anderson
 Senior Attorney
 Florida Power & Light Company
 700 Universe Boulevard
 Juno Beach, FL 33408-0420
 (561) 304-5253
 bryan_anderson@fpl.com

b. Docket No. 050806--EQ

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

d. There is a total of 3 pages.

e. The document attached for electronic filing is Florida Power & Light Company's Notice of Withdrawal of Petition for Approval of Renewable Energy Tariffs and Standard Offer Contracts (See attached file: FPL's Notice of Withdrawal 9-21-06.doc)

Thank you for your attention to this matter.

Nanci NeSmith
 Florida Power & Light
 805-521-3900

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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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| In re: Petition of Florida Power & Light |) | Docket No. 050806-EQ |
| Company for Approval of Renewable Energy |) | Dated September 21, 2006 |
| Tariffs and Standard Offer Contracts |) | |

**NOTICE OF WITHDRAWAL OF
 PETITION FOR FLORIDA POWER & LIGHT COMPANY
 FOR APPROVAL OF RENEWABLE ENERGY
TARIFFS AND STANDARD OFFER CONTRACTS**

As directed by the Commission in Order No. PSC-06-0486-TRF-EQ in Docket Nos. 050805-EQ, 050806-EQ, 050807-EQ and 050810-EQ (the "Standard Offer Contracts Order"), issued June 6, 2006, and in compliance with Order No. PSC-06-0555-FOF-EI in Docket No. 060225-EI (the "West County Need Determination Order"), issued June 28, 2006, Florida Power & Light Company ("FPL") petitioned the Commission for approval of its renewable energy tariffs and standard offer contracts on July 27, 2006. By filing the petition and its renewable energy tariffs and standard offer contracts, FPL fulfilled its obligation under the West County Need Determination Order to file "additional standard offer contracts for consideration of renewable energy providers" before the Commission's deadline of August 21, 2006.

The Standard Offer Contracts Order authorized Commission Staff to administratively approve the additional tariffs and standard offer contracts required by that order. However, the Standard Offer Contracts Order became the subject of a petition for formal hearing and for leave to intervene by the Florida Industrial Cogeneration Association ("FICA") on June 26, 2006. As a result of FICA's request, the Commission's order did not become final and, therefore, the Staff's authority to administratively approve the tariffs and contracts filed pursuant to the order is uncertain. At this time, FPL believes it is appropriate to withdraw its current petition for approval of renewable energy tariffs and standard offer contracts with the commitment that FPL

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will promptly re-file renewable energy tariffs and standard offer contracts when FICA's request has been resolved, or as soon as otherwise may be appropriate.

FPL wishes to make it clear that it remains receptive to negotiating with prospective renewable energy providers, and that FPL is prepared to submit any resulting agreements for Commission approval as provided for under applicable laws and regulations. FPL reiterates its commitment to encouraging development of renewable energy, consistent with the direction of the Florida legislature and the Commission, for example by negotiating and being continuously available for negotiation of custom purchased power contracts with renewable energy providers, and by filing renewable energy tariffs and standard offer contracts with the Commission when appropriate.

Respectfully submitted,

By: s/ Bryan Anderson

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via electronic delivery this 21st day of September, 2006, to the following:

Wm. Cochran Keating, IV, Esq.
Florida Public Service Commission
Gerald L. Gunter Building
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Florida Industrial Cogeneration Association (Zambo06)
Richard A. Zambo
c/o Richard A. Zambo, P.A.
2336 S.E. Ocean Boulevard, #309
Stuart, Florida 34996

s/ Bryan Anderson
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