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Sent: Friday, October 19, 2007 2:52 PM
To: Filings@psc.state.fl.us
Cc: Beth Keating; Charles Beck; James Brew; John McWhirter, Jr.; John T. Lavia, III; Joseph A. McGlothlin; Karin Torain; Lisa Bennett; Mike Twomey; Patricia Christensen; Schef Wright; Glenn, Alex; Burnett, John; Walls, J. Michael; Costello, Jeanne
Subject: Filing: Docket Number 070052-EI
Attachments: Notice of Withdrawal.pdf



Notice of
Withdrawal.pdf (11)

Attached for filing and e-service on behalf of Progress Energy Florida, Inc. is PEF's Notice of Voluntary Withdrawal of its Petition to Recovery Costs of Crystal River Unit 3 through Fuel Clause [3 pages].

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FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by Progress Energy Florida, Inc.
to recover costs of Crystal River Unit 3
uprate through fuel clause

Docket No. 070052-EI

Submitted for Filing: October 19, 2007

**PROGRESS ENERGY FLORIDA, INC.'S NOTICE OF VOLUNTARILY
WITHDRAWAL OF ITS PETITION TO RECOVER COSTS OF
CRYSTAL RIVER UNIT 3 UPRATE THROUGH FUEL CLAUSE**


Progress Energy Florida, Inc. ("PEF" or the "Company"), submits its Notice of Voluntarily Withdrawal of its Petition to Recover Costs of the Crystal River Unit 3 Uprate through the Fuel Clause ("Petition") and in support states the following:

On September 22, 2006, PEF filed a Petition for Determination of Need for Expansion of Electrical Power Plant, Exemption from Rule 25-22.082, F.A.C., and for Cost Recovery through the Fuel Clause. The cost recovery portion of that petition was severed from the need determination portion, and Docket 070052-EI was established to consider PEF's cost recovery request. There has been no final agency action in this proceeding, as the Commission has not voted on the staff recommendation. PEF has decided to not pursue cost recovery through the fuel clause for the CR3 Uprate costs. PEF therefore respectfully requests that its Petition be withdrawn and that this docket be closed.

WHEREFORE, PEF respectfully requests that this Commission withdraw PEF's Petition for fuel clause recovery and close this docket.

Respectfully submitted this 19th day of October, 2007.

R. Alexander Glenn
Deputy General Counsel


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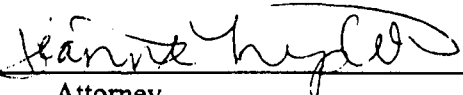
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished to all counsel of record and interested parties as listed below via electronic mail and U.S. Mail this 19th day of October, 2007.



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