



Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850

-M-E-M-O-R-A-N-D-U-M-

DATE: February ²⁹28, 2008

TO: Ann Cole, Commission Clerk - PSC, Office of Commission Clerk

FROM: Lisa C. Bennett, Senior Attorney, Office of the General Counsel *LCB*
Peter H. Lester, Economic Analyst, Division of Economic Regulation *PZ WBM*

RE: Docket No. 070698-EI - Petition by Progress Energy Florida, Inc. to recover costs of Crystal River Unit 3 uprate as provided in Section 366.93, F.S., and Rule 25-6.0423, F.A.C.

On November 21, 2007, Progress Energy Florida (PEF) filed a Petition to Recover Costs of Crystal River Unit 3 Uprate as Provided in Section 366.93, Florida Statutes and Rule 25-6.0423, Florida Administrative Code. On February 13, 2008 PEF filed its Notice of Voluntary Withdrawal of the Petition. Florida Industrial Power Users Group (FIPUG) filed a petition to intervene in this docket but based on PEF's voluntary withdrawal, FIPUG has also withdrawn its request to intervene in this docket.

In this case, the applicant has sought to withdraw the request, staff has determined that there are no pending issues that need to be addressed by the Commission regarding the filing, there has been no filing fee, and no agency action has been taken. Therefore, pursuant to Section 2.07(c)(2)(d)(4), of the Administrative Procedural Manual, staff recommends that this docket be closed administratively.

OK to close 2/29/08 hws

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