# AUSLEY & MCMULLEN

ATTORNEYS AND COUNSELORS AT LAW

227 SOUTH CALHOUN STREET P.O. BOX 391 (ZIP 32302) TALLAHASSEE, FLORIDA 32301 (850) 224-9115 FAX (850) 222-7560

November 14, 2008

## **HAND DELIVERED**

Ms. Ann Cole, Director Office of Commission Clerk Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850

Re:

Petition for Rate Increase by Tampa Electric Company

FPSC Docket No. 080317-EI

Dear Ms. Cole:

Enclosed for filing in the above docket are the original and fifteen (15) copies of Tampa Electric Company's Supplement to Motion for Summary Final Order on FIPUG's Lack of Standing.

COM_		9 -	filing of the above by stamping the duplicate copy of this
ECR _	letter a	and returning same to this writer.	
GCIL _	À	Thank you for your assistance in	connection with this matter.
OPC _			
RCP .	<u> </u>		Sincerely,
SSC	1		•
SGA	$\lambda$		Jam 1963ee
ADM			
CLK ]			James D. Beasley
	JDB/p	p	
	Enclos	sure	
	cc:	All Parties of Record (w/enc.)	

DOCUMENT NUMBER-DATE 10639 NOV 148 FPSC-COMMISSION CLERK

#### BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for Rate Increase	)	DOCKET NO. 080317-EI
by Tampa Electric Company.	)	
	)	FILED: November 14, 2008

# TAMPA ELECTRIC COMPANY'S SUPPLEMENT TO MOTION FOR SUMMARY FINAL ORDER ON FIPUG'S LACK OF STANDING

Tampa Electric Company ("Tampa Electric" or "the company") hereby supplements its November 14, 2008 Motion for Summary Final Order on FIPUG's Lack of Standing by saying the company has inquired of all parties to determine the position regarding such motion and states it has heard from Office of Public Counsel, AARP, the Attorney General's Office, Florida Retail Federation, and the Florida Industrial Power Users Group, stating that each of the foregoing opposes such motion.

DATED this 14 day of November 2008.

Respectfully submitted,

LEE L. WILLIS

JAMES D. BEASLEY

KENNETH R. HART

J. JEFFRY WAHLEN

Ausley & McMullen

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Tallahassee, Florida 32302

(850) 224-9115

ATTORNEYS FOR TAMPA ELECTRIC COMPANY

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PSC COMMISSION CLER

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Supplement to Motion,

filed on behalf of Tampa Electric Company, has been furnished by U. S. Mail or hand delivery (\*)

on this <u>14</u> day of November 2008 to the following:

Keino Young/Martha Brown\*
Jennifer Brubaker/Jean Hartman
Office of General Counsel
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

J. R. Kelly/Patricia A. Christensen\* Office of Public Counsel c/o The Florida Legislature 111 West Madison Street, Room 812 Tallahassee, FL 32399-1400

Robert Scheffel Wright John T. LaVia, III Young van Assenderp, P.A. 225 South Adams Street, Suite 200 Tallahassee, FL 32301 Vicki Gordon Kaufman Jon C. Moyle, Jr. Anchors Smith Grimsley 118 North Gadsden Street Tallahassee, FL 32301

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Ms. Cecilia Bradley Senior Assistant Attorney General Office of the Attorney General The Capitol – PL01 Tallahassee, FL 32399-1050

**ATTORNEY**