

**Marguerite McLean**

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**From:** LOWE, AMY [AMY.LOWE@fpl.com]  
**Sent:** Tuesday, December 23, 2008 12:17 PM  
**To:** Filings@psc.state.fl.us  
**Cc:** kfleming@psc.state.fl.us; mspringer@psc.state.fl.us; Anderson, Bryan  
**Subject:** Electronic Filing - Docket # 080621-EI  
**Attachments:** Notice of Withdrawal -final.doc; Notice of Withdrawal -final.pdf

**Electronic Filing**

a. Person responsible for this electronic filing:

Bryan S. Anderson, Esq.  
Florida Power & Light Company  
700 Universe Boulevard  
Juno Beach, FL 33408  
(561) 304-5253  
[Bryan.Anderson@fpl.com](mailto:Bryan.Anderson@fpl.com)

b. Docket No. 080621-EI

IN RE: Application for authority to issue and sell securities during calendar year 2009 pursuant to section 366.04, F.S., and Chapter 25-8, F.A.C. by Florida Power & Light Company

c. The documents are being filed on behalf of Florida Power & Light Company.

d. There are a total of two (3) pages.

e. The document attached for electronic filing is:

FLORIDA POWER & LIGHT COMPANY'S NOTICE OF WITHDRAWAL OF DEFERRED PORTION OF APPLICATION

*(See attached files: Notice of Withdrawal - final.pdf; Notice of Withdrawal - final.doc )*

Regards,  
Amy Lowe, CLA  
Certified Legal Assistant  
Senior Legal Assistant to  
Bryan Anderson, Senior Attorney  
Florida Power & Light Company  
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12/23/2008

DOCUMENT NUMBER-DATE

11833 DEC 23 08

FPSC-COMMISSION CLERK

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

IN RE: Application for authority to issue and sell )  
securities during calendar year 2009 pursuant to )  
section 366.04, F.S., and Chapter 25-8, F.A.C. by )  
Florida Power & Light Company )

Docket No. 080621-EI  
Filed: December 23, 2008

**FLORIDA POWER & LIGHT COMPANY'S NOTICE OF  
WITHDRAWAL OF DEFERRED PORTION OF APPLICATION**

Florida Power & Light Company (FPL) hereby files Notice of its withdrawal of a portion of its Application for authority to issue and sell securities during calendar year 2009 pursuant to Section 366.04, F.S., and Chapter 25-9, F.A.C., filed on October 1, 2008 (the "Application"), and respectfully states as follows:

1. On November 13, 2008, the Commission voted to approve the above-referenced Application, with the exception that it deferred consideration of the portion of FPL's Application seeking to include FPL-New England Division (FPL-NED) construction expenditures of approximately \$30 million for the planned Seabrook Substation Reliability Improvement Project in the State of New Hampshire as a purpose for which the securities described in the Application are to be issued.

2. The Commission issued its final order with respect to the Application (except for the referenced FPL-NED deferral) on December 3, 2008. Docket No. 080621-EI, Order No. PSC-08-0801-FOF-EI, issued December 3, 2008. Consideration of the deferred FPL-NED expenditures is scheduled for the Commission's January 26, 2009 agenda conference.

3. FPL has filed a Petition for Approval of Financing for the Seabrook Transmission Substation Upgrade with the New Hampshire Public Utility Commission seeking regulatory approval for the financing of the improvements to the Seabrook Substation. Accordingly, FPL hereby withdraws the portion of its Application requesting to include the above-referenced FPL-

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FPSC-COMMISSION CLERK

NED construction expenditures as a purpose for which securities described in the Application are to be issued, and requests that the docket be closed.

Respectfully submitted this 23rd day of December, 2008.

s/ Bryan S. Anderson  
Bryan S. Anderson, Esq.  
Managing Attorney  
Authorized House Counsel No. 219511  
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Juno Beach, FL 33408-0420  
Telephone: (561) 304-5253  
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**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that a true and correct copy of the foregoing has been furnished by Electronic Mail this 23<sup>rd</sup> day of December, 2008, to the following:

Katherine Fleming  
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Public Service Commission  
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By: s/ Bryan S. Anderson  
Bryan S. Anderson, Esq.  
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