

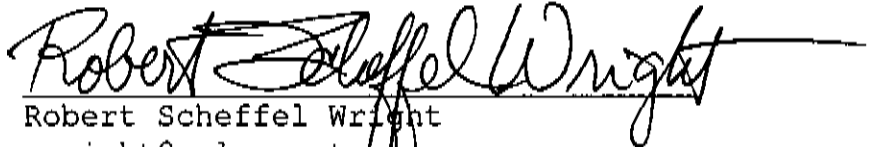
BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition for Increase in Rates)
by Progress Energy Florida, Inc.) DOCKET NO. 090079-EI
_____) FILED: FEBRUARY 23, 2009

THE FLORIDA RETAIL FEDERATION'S NOTICE OF WITHDRAWAL OF RESPONSE
IN OPPOSITION TO PROGRESS ENERGY FLORIDA'S PETITION FOR AN
EMERGENCY RULE WAIVER

The Florida Retail Federation ("FRF"), based upon an agreement among Progress Energy Florida ("PEF") and the Consumer parties to this docket regarding the scheduling for this docket and also upon the representation by PEF that it will withdraw its Petition for Emergency Variance or Waiver of Rule 25-6.140, F.A.C., filed herein on February 12, 2009, hereby withdraws its Response in Opposition to PEF's Petition.

Respectfully submitted this 23rd day of February, 2009.



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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the Florida Retail Federation's Response in Opposition to Progress Energy Florida's Petition for an Emergency Rule Waiver has been furnished by electronic Mail this 23rd day of February, 2009, to the following:

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