

Ruth Nettles

090009-EI

**From:** Jamie Whitlock [jwhitlock@enviroattorney.com]  
**Sent:** Tuesday, August 25, 2009 9:52 AM  
**To:** Filings@psc.state.fl.us  
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**Subject:** FPSC Docket 09-0009-EI: SACE's Withdrawal of Motion for Leave to Supplement Gundersen Testimony  
**Attachments:** Withdrawal of Mtn Supplement Gundersen Testimony.pdf

a. Person Responsible for Filing

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b. Docket No. 090009-EI, In Re: Nuclear Plant Cost Recovery Clause

c. File on behalf of Southern Alliance for Clean Energy, Inc. (SACE)

d. Total Pages = 5

e. SACE's Withdrawal of Motion for Leave to Supplement Testimony of Arnold Gundersen

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DOCUMENT NUMBER-DATE

08837 AUG 25 8

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Nuclear Plant Cost )  
Recovery Clause )  
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DOCKET NO. 090009-EI  
FILED: August 25, 2009

**SOUTHERN ALLIANCE FOR CLEAN ENERGY'S WITHDRAWAL OF MOTION  
FOR LEAVE TO SUPPLEMENT TESTIMONY OF ARNOLD GUNDERSEN**

The Southern Alliance for Clean Energy ("SACE"), by and through counsel, respectfully withdraws its Motion for Leave to Supplement the Testimony of Arnold Gundersen, and in support thereof states:

1. On August 14, 2009, SACE filed a Motion to Supplement Testimony of Arnold Gundersen along with Mr. Gundersen's supplemental testimony and Exhibit AG-9 attached thereto.

2. That SACE and Progress Energy Florida ("PEF") reached an agreement prior to the Prehearing Conference held in this docket which resolved the need for the Motion to be heard by the Commission. More specifically, SACE and PEF agreed that:

- a. Mr. Gundersen's supplemental testimony will not be made part of the record;
- b. Exhibit AG-9 will be admitted into the record;
- c. Mr. Gundersen will be given the opportunity to address Exhibit AG-9 in his witness summary for his prefiled testimony at hearing of this docket; and
- d. PEF's witnesses Miller and Thompson will be given the opportunity to address Exhibit AG-9 in their witness summaries for their rebuttal testimony at hearing of this docket.

DOCUMENT NUMBER-DATE

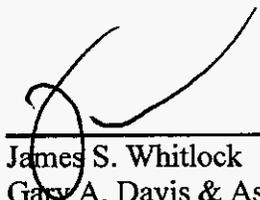
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FPSC-COMMISSION CLERK

3. Undersigned counsel has contacted counsel for PEF who has consented to the filing of this Motion.

**WHEREFORE**, SACE hereby withdraws its Motion for Leave to File the Supplemental Testimony of Arnold Gundersen.

This the 25<sup>th</sup> day of August, 2009.



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*Counsel for SACE*

**CERTIFICATE OF SERVICE**  
**Docket No. 090009**

I HEREBY CERTIFY that a true and correct copy of the foregoing **WITHDRAWAL OF MOTION FOR LEAVE TO SUPPLEMENT TESTIMONY** has been furnished by electronic mail (e-mail) and/or U.S. Mail this the 25<sup>th</sup> day of August, 2009.

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