

REQUEST FOR CHANGE TO AGENDA CONFERENCE
HAND DELIVER

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COMMISSION CLERK

Date of Request: 12/14/2009 Date of Agenda Conference: 12/15/2009 Item No. _____

Docket No.: 090512-EI Brief Title: Petition to Initiate Rulemaking to Amend 25-4.105

Requested by: Staff Other _____ (Name)

Please attach a copy of the written documentation filed (IF OTHER)

STAFF's Recommendation to Executive Suite (IF OTHER) Approve Request Deny Request

ACTION REQUESTED [see APM 2.11]

- Defer Item to Agenda Scheduled Date: _____
- Change Order of Item or Take Up at Time Certain
- Withdraw Item (not expected to return to Agenda)
- Late Filed Recommendation (must be filed no later than 3:00 p.m. on the date approved for late filing) **A copy of the front page of the recommendation must be provided to the Commission Clerk by 12 noon on the regular filing date for use as a place-holder during agenda preparation.**
- Add Item to Published Agenda [see Section 120.525(2), F.S.] – Issue an ADDENDUM and give Legal NOTICE
- Add Emergency Item to Published Agenda [see Section 120.525 (3), F.S.] – Issue an ADDENDUM and Give Fair NOTICE

Concise explanation, justification or comments (attach additional sheet if necessary):

Please see attached letter from Petitioner requesting that his Petition be withdrawn.

Signature (Technical Staff): _____

Initials (Division Director or Designee): [Signature]

Signature (Legal Staff): Kathryn Moudens

Initials (General Counsel or Designee): [Signature]

EXECUTIVE DIRECTOR:

Recommendation to the Chairman's Office

Initials: MAB

Comments:

Approve Request Deny Request

Date: 12/14/09

CHAIRMAN'S OFFICE:

Initials: [Signature]

Approve Request Deny Request

Date: 12-14-09

Executive Suite will send the original to the Office of Commission Clerk and return copy to the requesting staff after the Chairman's Office takes action on this request. Requesting staff should distribute copies to the Division Directors (OPR & OCR) and Attorney assigned to the docket.

CLK AGENDA
STAFF COPIED

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

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December 11, 2009

State of Florida
Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850
Attn: COMMISSION CLERK

RE: Docket No. 090512-EI, Petition to Initiate Rulemaking

Dear Sir/Madam:

I have had an opportunity to discuss the substance of the above-referenced Petition with representatives from Florida Power and Light and they have agreed to work with me to see if they can put procedures in place which would obviate the need for such an amendment to your rules.

Consequently, this is to request that the Commission allow me to withdraw the filed petition with the hope that it will not be necessary to refile it at a later date.

Thank you.

Very truly yours,

s/Stephen B. Goldenberg

[cc:Heidi_Ellenberger@FPL.com](mailto:Heidi_Ellenberger@FPL.com)
[cc:scott.goorland@fpl.com](mailto:scott.goorland@fpl.com)