

**Dorothy Menasco**

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**Sent:** Thursday, December 13, 2012 4:50 PM  
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**Subject:** 120167-GU - ELECTRONIC FILING  
**Attachments:** 120167-GU - NOTICE.pdf

a. Person responsible for this electronic filing:

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b. Docket number and title for electronic filing are:

Docket No. 120167-GU

In Re: Petition of the City of Marianna to resolve a territorial dispute with Chesapeake Utilities Corporation/Florida Public Utilities Company.

c. The name of the party on whose behalf the document is filed: City of Marianna

d. Total number of pages: 2

e. Brief description of filing: Joint Notice of Voluntary Withdrawal Without Prejudice.

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**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Petition of the City of  
Marianna to resolve a territorial  
dispute with Chesapeake Utilities  
Corporation/Florida Public Utilities  
Company.

Docket No. 120167-GU

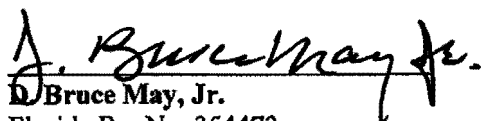
Date: December 13, 2012

**JOINT NOTICE OF VOLUNTARY WITHDRAWAL WITHOUT PREJUDICE**

The City of Marianna (the "City") and Florida Public Utilities Company ("FPUC"), by and through undersigned counsel, jointly file notice with the Commission that the City hereby voluntarily withdraws without prejudice its Petition filed on June 1, 2012, and FPUC hereby voluntarily withdraws without prejudice its Answer and Response filed on June 22, 2012. The withdrawals are based on the fact that FPUC no longer seeks to offer retail natural gas services in the area that was previously in dispute in this proceeding.

Respectfully submitted this 13<sup>th</sup> day of December, 2012.

**HOLLAND & KNIGHT LLP**

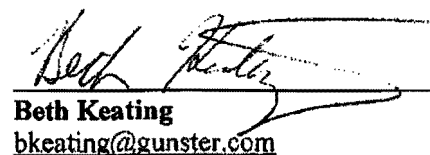


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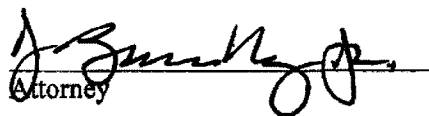
DOCUMENT NUMBER DATE

08130 DEC 13 2012

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**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was furnished by e-mail to Martha Brown, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850 and Cheryl Martin, Director, Regulatory Affairs, 1641 Worthington Road, Suite 220, West Palm Beach, FL 33409, all on this 13<sup>th</sup> day of December, 2012.

  
Attorney