

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Petition for declaratory statement  
regarding Rule 25-6.049(5)(b), F.A.C, by  
EcoSmart Solution, LLC.

Docket No. 20220017-EU

Filed: February 21, 2022

**ECOSMART SOLUTION, LLC'S,  
NOTICE OF WITHDRAWAL OF PETITION FOR DECLARATORY STATEMENT**

**NOW, BEFORE THIS COMMISSION**, through undersigned counsel, comes EcoSmart Solution, LLC (“EcoSmart” or the “Company”), and files this Notice of Withdrawal of Petition for Declaratory Statement filed January 10, 2022, in the above-referenced docket. Upon further consideration, and in light of comments received, EcoSmart has taken steps to revise the design of the system’s installation such that it is no longer necessary to address the questions it raised in its Petition. EcoSmart, therefore, hereby withdraws its January 10, 2022, request for a declaratory statement.

Respectfully submitted,

/s/ Michael G. Cooke  
Michael G. Cooke  
Greenberg Traurig, P.A.  
101 E. Kennedy Blvd., Suite 1900  
Tampa, FL 33602  
(813) 318-5728  
E-Mail: [cookem@gtlaw.com](mailto:cookem@gtlaw.com)

February 21, 2022

*Attorneys for EcoSmart Solution, LLC.*

**CERTIFICATE OF SERVICE**

20220017-EU

I **HEREBY CERTIFY** that a true and correct copy of the foregoing was furnished to the following by electronic mail on February 21, 2022:

J. Wahlen, Esq.  
Malcolm Means, Esq.  
Ausley McMullen  
P.O. Box 391  
Tallahassee FL 32302  
(850) 224-9115  
(850) 222-7952

[jwahlen@ausley.com](mailto:jwahlen@ausley.com)  
[mmeans@ausley.com](mailto:mmeans@ausley.com)

**Attorneys for Tampa Electric Company**

Dianne M. Triplett  
Deputy General Counsel  
Duke Energy  
299 First Avenue North  
St. Petersburg FL 33701  
T: (727) 820-4692  
F: (727) 820-5041

[Dianne.triplett@duke-energy.com](mailto:Dianne.triplett@duke-energy.com)

Matthew R. Bernier  
Associate General Counsel  
Stephanie A. Cuello  
Senior Counsel  
Duke Energy  
106 E. College Avenue, Suite 800  
Tallahassee FL 32301  
(850) 521-1428  
(727) 820-5041

[FLRegulatoryLegal@duke-energy.com](mailto:FLRegulatoryLegal@duke-energy.com)  
[matthew.bernier@duke-energy.com](mailto:matthew.bernier@duke-energy.com)  
[stephanie.cuello@duke-energy.com](mailto:stephanie.cuello@duke-energy.com)

Kathryn Cowdery  
Senior Attorney  
Florida Public Service Commission  
Office of the General Counsel  
2540 Shumard Oak Blvd.  
Tallahassee, Florida 32399  
(850) 413-6216

[kcowdery@psc.state.fl.us](mailto:kcowdery@psc.state.fl.us)

Kenneth A. Hoffman  
Vice President Regulatory Affairs  
Florida Power & Light Company  
134 W. Jefferson Street  
Tallahassee FL 32301-1859  
(850) 521-3919  
(850) 521-3939

[ken.hoffman@fpl.com](mailto:ken.hoffman@fpl.com)

Kenneth Rubin  
Associate General Counsel  
Joel Baker  
Principal Attorney  
Florida Power & Light Company  
700 Universe Boulevard  
Juno Beach FL 33408  
(561) 691-2512  
(561) 691-7135

[Ken.Rubin@fpl.com](mailto:Ken.Rubin@fpl.com)  
[Joel.Baker@fpl.com](mailto:Joel.Baker@fpl.com)

Ms. Paula K. Brown  
Manager, Regulatory Coordination  
Tampa Electric Company  
P. O. Box 111  
Tampa FL 33601-0111  
(813) 228-1444  
(813) 228-1770  
[regdept@tecoenergy.com](mailto:regdept@tecoenergy.com)

Richard Gentry, Esq.  
Stephanie Morse, Esq.  
Office of Public Counsel  
c/o The Florida Legislature  
111 W. Madison Street, Room 812  
Tallahassee, FL 32399  
(850) 488-9300  
[Gentry.richard@leg.state.fl.us](mailto:Gentry.richard@leg.state.fl.us)  
[Morse.Stephanie@leg.state.fl.us](mailto:Morse.Stephanie@leg.state.fl.us)

By: /s/ Michael Cooke  
Michael G. Cooke  
Greenberg Traurig, P.A.  
101 E. Kennedy Blvd., Suite 1900  
Tampa, FL 33602  
(813) 318-5728  
E-Mail: [cookem@gtlaw.com](mailto:cookem@gtlaw.com)

*Attorneys for EcoSmart Solution, LLC.*