

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

AUGUST 18, 1998

RE: DOCKET NO. 980783-EI - Petition by Gulf Power Company for waiver of portions of Rule 25-22.082(4)(a), F.A.C., Selection of Generating Capacity.

Issue 1: Should the Commission waive the requirements of Rule 25-22.082(4)(a), Florida Administrative Code, as to Gulf Power Company (Gulf)?
Recommendation: No. Application of the rule will not create a substantial hardship for Gulf. Given the increase in wholesale competition, the possibility that bids will converge around the utility's avoided cost if this data is disclosed in the RFP is less likely today than when the RFP rule was implemented. Further, a substantial portion of the data required by subsection 4a of the RFP rule was recently published by Gulf in its 1998 revised Ten-Year Site Plan.

APPROVED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

[Handwritten signatures in the majority column]

[Handwritten signature in the dissenting column]

REMARKS/DISSENTING COMMENTS:

Commissioner Deason dissented

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Issue 2: Should this docket be closed?

Recommendation: This docket should be closed if no person whose substantial interests are affected by the proposed action files a protest within the 21-day protest period.

APPROVED