

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

MARCH 30, 2004

RE: Docket No. 040001-EI - Fuel and purchased power cost recovery clause with generating performance incentive factor.

Issue 1: Should the Commission grant Tampa Electric Company's request for oral argument on its motion for reconsideration of Order No. PSC-03-1461-FOF-EI?

Recommendation: Yes. Oral argument may aid the Commission in its understanding and disposition of the underlying motion.

APPROVED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Handwritten signatures of majority commissioners on five horizontal lines.

Five horizontal lines for dissenting signatures, currently blank.

REMARKS/DISSENTING COMMENTS:

Commissioner Jaber participated in the conference by telephone. She agreed with/dissented from the majority vote and will sign the vote sheet upon return to the office.

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(Continued from previous page)

Issue 2: Should the Commission grant Tampa Electric Company's motion for reconsideration of Order No. PSC-03-1461-FOF-EI?

Recommendation: No. Tampa Electric's motion for reconsideration fails to identify any point of fact or law that the Commission overlooked or failed to consider in rendering its Fuel Order and, therefore, should be denied.

**APPROVED**

Issue 3: Should the Commission grant the Intervenors' motion for reconsideration of Order No. PSC-03-1461-FOF-EI?

Recommendation: No. The Intervenors' motion for reconsideration fails to identify any point of fact or law that the Commission overlooked or failed to consider in rendering its Fuel Order and, therefore, should be denied.

**APPROVED**

Issue 4: Should the Commission grant Florida Power & Light Company's motion for clarification, or in the alternative, reconsideration of Order No. PSC-03-1461-FOF-EI?

Recommendation: The Commission should clarify Order No. PSC-03-1461-FOF-EI as requested in Florida Power & Light Company's motion to more precisely reflect its vote.

**APPROVED**

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Docket No. 040001-EI - Fuel and purchased power cost recovery clause with generating performance incentive factor.

(Continued from previous page)

Issue 5: Should this docket be closed?

Recommendation: This docket is an ongoing docket and should remain open.

**APPROVED**