

VOTE SHEET

November 9, 2010

Docket No. 100404-EI – Petition by Florida Power & Light Company to recover Scherer Unit 4 Turbine Upgrade costs through environmental cost recovery clause or fuel cost recovery clause. (Deferred from the October 26, 2010 Commission Conference.)

Issue 1: Is FPL’s Scherer Unit 4 steam turbine upgrade project eligible for cost recovery through the ECRC? Recommendation: No. The project does not meet established criteria for cost recovery through the ECRC.

DEFERRED

Issue 2: Is FPL’s Scherer Unit 4 steam turbine upgrade project eligible for cost recovery through the Fuel Clause? Recommendation: No. The project does not meet established criteria for recovery through the Fuel Clause.

DEFERRED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS’ SIGNATURES

MAJORITY

DISSENTING

Four horizontal lines for majority signatures.

Four horizontal lines for dissenting signatures.

REMARKS/DISSENTING COMMENTS: Deferred to the November 30, 2010 Commission Conference

DOCUMENT NUMBER DATE

09247 NOV-9 2010

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Issue 3: Should this docket be closed?

Recommendation: Yes. If no person whose interests are substantially affected files a timely protest of the Commission's Proposed Agency Action, this docket may be closed upon issuance of a Consummating Order.

DEFERRED