

VOTE SHEET

DATE: May 2, 1995

RE: DOCKET NO. 950110-EI - Petition for declaratory statement regarding eligibility for Standard Offer contract and payment thereunder by Florida Power Corporation.

Issue 1: Recommendation that Florida Power Corporation's (FPC) Motion to Strike Panda-Kathleen LP's motion for Declaratory Statement and Other Relief be granted in part and denied in part. Panda's issues dealing with the clarification letter and extending milestone dates should be stricken. However, Panda's competing request for declaratory statement should not be stricken; it should be resolved in the same docket as FPC's Petition for Declaratory Statement since they both concern the same issues. If the Commission accepts staff's recommendation, FPC should be required to file a response to Panda's motion within seven days of the Commission's vote on this matter.

**APPROVED**

Issue 2: Recommendation that this docket remain open.

**APPROVED**

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

*[Handwritten signatures in majority column]*

*[Handwritten signature in dissenting column]*

REMARKS/DISSENTING COMMENTS:

PSC/RAR33 (5/90) *Commissioner Deason dissented.*

DOCUMENT NUMBER-DATE

04295 MAY-3 1995

FPSC-RECORDS/REPORTING