

VOTE SHEET

FEBRUARY 16, 1999

RE: DOCKET NO. 981827-EC - Complaint and petition by Lee County Electric Cooperative, Inc. for an investigation of the rate structure of Seminole Electric Cooperative, Inc.

ORAL ARGUMENT ON MOTION TO DISMISS

On December 9, 1998, Lee County Electric Cooperative, Inc. (LCEC) filed a complaint and petition against Seminole Electric Cooperative, Inc. (Seminole) concerning its recently adopted Rate Schedule SECI-7. On January 4, 1999, Seminole timely filed a motion to dismiss LCEC's complaint and petition and requested oral argument on its motion.

At its February 2, 1999, agenda conference, the Commission voted to grant Seminole's request for oral argument on the motion to dismiss. Pursuant to the Commission's vote, oral argument will be conducted at the February 16, 1999, agenda conference. The parties have suggested that they be allowed 15 minutes each to make presentations. Considering the importance of this issue, staff believes this is a reasonable amount of time. After the oral argument, staff will file a recommendation on the motion to dismiss to be considered by the Commission at a later agenda conference.

Oral argument was held - No vote taken.

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

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