

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

AUGUST 17, 1999

RE: DOCKET NO. 990943-EM - Request by City of Vero Beach to delete its Curtailable Commercial Service rate and its QF Transmission tariff and add a "Disclaimer of Liability" clause to its General Rules and Regulations.

Issue 1: Should the Commission approve the "Disclaimer of Liability" clause proposed by The City of Vero Beach (the City)?

Recommendation: Yes. Similar language is found in the tariffs of investor-owned electric utilities and the intent of the language does not fall within the Commission's rate structure jurisdiction.

**DEFERRED**

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

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REMARKS/DISSENTING COMMENTS:

*To the August 31, 1999  
Commission Conference*

DOCUMENT NUMBER-DATE

10013 AUG 23 89

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Issue 2: Should the Commission approve the changes proposed by the City to eliminate its Curtailable Service Rate and its Qualifying Facilities Transmission Rate Schedule?

Recommendation: Yes. No customers are being served under either rate and no customer will be affected by its closure.

Issue 3: Should this docket be closed?

Recommendation: Yes, if no protest is filed within 21 days of issuance of the order.