

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

AUGUST 15, 2000

RE: DOCKET NO. 000442-EI - Petition for determination of need for the Osprey Energy Center by Calpine Construction Finance Company, L.P.

Issue 1: Should the Commission hold Docket No. 000442-EI in abeyance pending the Florida Supreme Court's final decision regarding Tampa Electric Co., et al. v. Garcia, et al., Case Nos. SC95444, SC95445, SC95446?

Recommendation: Yes. The petition for need determination in Docket No. 000442-EI should be held in abeyance until a final decision has been issued by the Florida Supreme Court in Tampa Electric v. Garcia.

**DEFERRED**

Issue 2: Should this docket be closed?

Recommendation: No. This docket should remain open until a final decision is reached by the Florida Supreme Court in Tampa Electric v. Garcia.

COMMISSIONERS ASSIGNED: JC JB

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

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REMARKS/DISSENTING COMMENTS:

*Staff to advise*

DOCUMENT NUMBER-DATE

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