

VOTE SHEET

DECEMBER 4, 2001

RE: Docket No. 011199-EQ - Petition for waiver of Rule 25-17.0832(4) (e), F.A.C., which requires ten-year minimum contract term, by Florida Power & Light Company, and for approval to offer standard offer contract with five-year minimum term.

ISSUE 1: Should FPL's petition for waiver of the ten-year minimum standard offer contract term required by Rule 25-17.0832(4) (e), Florida Administrative Code, to a five-year term, be granted?

RECOMMENDATION: Yes. FPL has demonstrated that the purpose of the underlying statute will be met, and that FPL and its ratepayers will suffer substantial hardship if the waiver is not granted.

APPROVED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Michael A. Paleski
[Signature]
[Signature]
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REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

15174 DEC-4 01

FPSC-COMMISSION CLERK

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ISSUE 2: Should this docket be closed?

RECOMMENDATION: If no person whose substantial interests are affected by the proposed agency action files a protest within 21 days of the issuance of the order, this docket should be closed upon the issuance of a consummating order.

APPROVED