

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

MAY 18, 2004

RE: Docket No. 040259-GU - Petition for approval of special contract with Pasco Cogen, Ltd. by Peoples Gas System.

Issue 1: Should the Commission grant Peoples Gas System's petition for approval of a special contract with Pasco Cogen, Ltd.?

Recommendation: Yes. The Commission should grant Peoples Gas System's petition for approval of a special contract with Pasco Cogen, Ltd., effective May 18, 2004, the date of the Commission's vote on this matter.

APPROVED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Charles M. Davidson

John P. ...

Matthew ...

John ...

Rudy ...

REMARKS/DISSENTING COMMENTS:

Commissioner Davidson participated in the conference by telephone. He agreed with the majority vote and will sign the vote sheet upon return to the office.

DOCUMENT NUMBER - DATE

05722 MAY 19 04

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Issue 2: Should this docket be closed?

Recommendation: Yes. If a protest is filed within 21 days of the Commission Order approving this special contract by a person whose substantial interests are affected, the special contract should remain in effect pending resolution of the protest, with any charges held subject to refund pending resolution of the protest. If no protest is filed, this docket should be closed upon the issuance of a Consummating Order.

APPROVED