

FLORIDA PUBLIC SERVICE COMMISSION

4A

VOTE SHEET

JULY 20, 2004

RE: Docket No. 040086-EI - Petition to vacate Order No. PSC-01-1003-AS-EI approving, as modified and clarified, the settlement agreement between Allied Universal Corporation and Chemical Formulators, Inc. and Tampa Electric Company and request for additional relief, by Allied Universal Corporation and Chemical Formulators, Inc. *

Issue 1: Should the Commission deny the requests for confidential classification of the highlighted portions of Document Nos. 01404-04, 04796-04 and 05528-04?

Recommendation: Yes. The information contained in these documents has been disclosed without seal in the court record of the Allied-Odyssey lawsuit in the Miami-Dade circuit court, and thus does not meet the criteria for confidential treatment found in section 366.093(3), Florida Statutes, or Commission Rule 25-22.006(4)(d), Florida Administrative Code.

No ruling is issued today. Instead, the requests will be held outstanding. OPC's motion is moot.

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Charles M. Doud
Glenn J. ...
...
J. ...
...

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DA1
07892 JUL 20 2
FPSC-COMMISSION CLERK

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Issue 2: Should ~~this~~ docket be closed?

Recommendation: No. This docket should remain open.