

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

NOVEMBER 2, 2004

RE: Docket No. 030623-EI - Complaints by Ocean Properties, Ltd., J.C. Penney Corp., Target Stores, Inc., and Dillard's Department Stores, Inc. against Florida Power & Light Company concerning thermal demand meter error.

Issue 1: Should the Commission grant Customers' motion for reconsideration of Order No. PSC-04-0932-PCO-EI?

Recommendation: No. Customers' motion for reconsideration fails to identify any point of fact or law that the Prehearing Officer overlooked or failed to consider in rendering Order No. PSC-04-0932-PCO-EI.

APPROVED

COMMISSIONERS ASSIGNED: Deason, Bradley, Davidson

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Charles M. Deason
Jerry Deason
Shirley Bradley

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

11804 NOV-23

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Issue 2: Should the Commission grant Customers' motion for reconsideration of Order No. PSC-04-0934-PCO-EI?

Recommendation: No. Customers' motion for reconsideration fails to identify any point of fact or law that the Prehearing Officer overlooked or failed to consider in rendering Order No. PSC-04-0934-PCO-EI.

APPROVED

Issue 3: Should this docket be closed?

Recommendation: No. This docket should remain open to allow this matter to proceed to hearing.

APPROVED