

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

JUNE 21, 2005

RE: Docket No. 041375-EI - Request to exclude April 11-12, 2004 and June 13, 24, and 26, 2004 outage events from annual distribution service reliability report by Tampa Electric Company.

Issue 1: Should the Commission approve TECO's petition to exclude from its 2004 Annual Distribution Service Reliability Report 174 outage events that occurred due to a weather event on April 11-12, 2004?

Recommendation: No. TECO has not demonstrated that the outages on April 11-12, 2004, were not within its control and that it could not reasonably have prevented the outages because: (1) sustained wind speeds in TECO's service area did not exceed industry construction standards; (2) TECO maintains control over its tree-to-power line clearance practices and can adjust those practices if it believes wind related outages are excessive; (3) TECO maintains control over its lightning protection practices and can adjust those practices if it believes lightning related outages are excessive; and (4) TECO has not demonstrated that the high wind speeds that occurred in FPL's and PEFI's respective service areas also occurred in TECO's service area on April 11-12, 2004. However, if the Commission approves the petition, TECO should show the effects of including and excluding the wind and lightning caused outage events in a revised 2004 Annual Distribution Service Reliability Report for comparability purposes.

DENIED

TECO's petition was approved.

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Liz Edgar
Chuck Bradley
Martinez
J. Terry

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER - DATE
05913 JUN 21 '05

VOTE SHEET

JUNE 21, 2005

Docket No. 041375-EI - Request to exclude April 11-12, 2004 and June 13, 24, and 26, 2004 outage events from annual distribution service reliability report by Tampa Electric Company.

(Continued from previous page)

Issue 2: Should this docket be closed?

Recommendation: Yes. This docket should be closed upon issuance of a Consummating Order unless a person whose substantial interests are affected by the Commission's decision files a protest within 21 days of the issuance of the proposed agency action.

APPROVED