

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

SEPTEMBER 20, 2005

RE: **Docket No. 050564-OT** - Petition to initiate rulemaking concerning regulated utility entertainment and ex parte communications, by Common Cause Florida.

**Issue 1:** What action should the Commission take on the Petition?

**Recommendation:** The Petition should be dismissed for Petitioner's failure to allege standing as required by Rule 28-103.006, Florida Administrative Code. The dismissal should be without prejudice to Petitioner's filing, within 30 days, an amended petition that complies with the rule. The Petitioner should be encouraged, upon any refiling, to identify the source of the Commission's rulemaking authority to adopt the requested rules and to identify the specific law that the requested rules are designed to implement.

**WITHDRAWN**

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

---



---



---



---



---



---



---



---



---



---

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

08876 SEP 20 05

VOTE SHEET

SEPTEMBER 20, 2005

Docket No. 050564-OT - Petition to initiate rulemaking concerning regulated utility entertainment and ex parte communications, by Common Cause Florida.

(Continued from previous page)

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

**Recommendation:** This docket should remain open for 30 days to allow Petitioner to file an amended petition that complies with Rule 25-103.006, Florida Administrative Code. If no such petition is filed, the docket should then be closed.