

VOTE SHEET

February 28, 2006

Docket No. 050977-EU – Joint petition of Orlando Utilities Commission and Progress Energy Florida, Inc. for approval of term extension to territorial agreement in Orange County.

Issue 1: Should the Commission approve the Joint Petition for approval of a Second Amendment extending the expiration date of the Territorial Agreement between Orlando Utilities Commission and Progress Energy Florida, Inc., through June 30, 2006?

Recommendation: Yes. The Second Amendment to Territorial Agreement between Orlando Utilities Commission and Progress Energy Florida, Inc. appears to be in the public interest and should be approved thereby extending the expiration date through June 30, 2006. The Second Amendment should become effective upon the issuance of a Consummating Order finalizing the Proposed Agency Action Order approving this Amendment.

APPROVED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Katrina J. Jew
J. P. ...
...
...

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

01700 FEB 28 06

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Issue 2: Should this docket be closed?

Recommendation: Yes. If no timely protest to the proposed agency action is filed by a substantially affected person within 21 days, this docket should be closed upon the issuance of the Consummating Order. In the event there is a timely protest, this docket should remain open pending resolution of the protest.

APPROVED