

VOTE SHEET

January 29, 2008

Docket No. 060658-EI – Petition on behalf of Citizens of the State of Florida to require Progress Energy Florida, Inc. to refund customers \$143 million.

Issue 1: Should the Commission grant OPC's Request for Oral Argument?

Recommendation: No. The Commission should deny OPC's request for oral argument on its motion for reconsideration. The issues are thoroughly addressed in the parties' pleadings and oral argument would not aid the Commission in its decision.

DEFERRED

Issue 2: Should the Commission grant OPC's Motion for Reconsideration of Order No. PSC-07-0816-FOF-EI?

Recommendation: No. The Commission should deny the motion for reconsideration. OPC has failed to identify a point of fact or law that was overlooked or which the Commission failed to consider in Order No. PSC-07-0816-FOF-EI.

DEFERRED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Five horizontal lines for majority signatures.

Five horizontal lines for dissenting signatures.

REMARKS/DISSENTING COMMENTS: Deferred to the February 12, 2008 Commission Conference.

DOCUMENT NUMBER-DATE

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**Issue 3:** Should this docket be closed?

**Recommendation:** Yes. This docket should be closed upon the expiration of the time for appeal.

**DEFERRED**