

VOTE SHEET

February 10, 2009

Docket No. 080621-EI – Application for authority to issue and sell securities during calendar year 2009 pursuant to Section 366.04, F.S., and Chapter 25-8, F.A.C., by Florida Power & Light Company.

**Issue 1:** Should the Commission acknowledge Florida Power & Light Company’s voluntary withdrawal of a portion of its Application for authority to issue and sell securities during calendar year 2009, related to the FPL-NED construction expenditures of \$30 million, and if so, what effect does the withdrawal have on Docket No. 080621-EI?

**Recommendation:** Yes, the Commission should acknowledge FPL’s voluntary withdrawal of a portion of its Application for authority to issue and sell securities during calendar year 2009, related to the FPL-NED construction expenditures of \$30 million as a matter of right. The effect of the voluntary withdrawal is to divest the Commission of further jurisdiction over FPL’s Application, as filed, for authority to issue and sell securities related to the FPL-NED construction expenditures.

**APPROVED**

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

**Recommendation:** No. For monitoring purposes, this docket should remain open until April 28, 2010 to allow FPL time to file the required Consummation Report.

**APPROVED**

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS’ SIGNATURES

MAJORITY

DISSENTING

*noa. [unclear]*  
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*Katrina J. McMurrigan*  
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REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

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