

VOTE SHEET

February 10, 2009

Docket No. 080682-EQ – Petition for certification as a qualifying facility pursuant to Rule 25-17.080, F.A.C., by Solid Waste Authority of Palm Beach County.

Issue 1: Should the Commission grant the request of SWA for certification as a qualifying facility?

Recommendation: Yes. Pursuant to Rule 25-17.220, F.A.C, a renewable generating facility shall be deemed a qualifying facility. The SWA will continue to use biomass in the form of MSW as the primary energy source.

APPROVED

Issue 2: Should this docket be closed?

Recommendation: Yes. If no person whose substantial interests are affected by the proposed action files a protest within 21 days of the issuance of the order, this docket should be closed upon the issuance of a consummating order.

APPROVED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

nee a de

Katrina J. McMurrin

[Signature]

[Signature]

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK