

VOTE SHEET

May 19, 2009

Docket No. 080724-EU – Joint petition for approval of territorial agreement in Marion County by Ocala Electric Utility and Progress Energy Florida, Inc.

Issue 1: Should the Commission approve the proposed territorial agreement between Ocala Electric Utility and Progress Energy Florida, Inc.?

Recommendation: Yes. The proposed territorial agreement between Ocala Electric Utility and Progress Energy Florida, Inc. is in the public interest and should be approved. The effective date of the agreement should be the date the Commission's order approving the agreement becomes final and is no longer subject to judicial review.

APPROVED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Handwritten signatures of Katrina J. McMurrin, Lori Ed, Matt B. O'D, and Tony Argenziano on the majority line.

REMARKS/DISSENTING COMMENTS: Chairman Carter and Commissioner Argenziano participated in the conference by telephone. They will sign the vote sheet upon their return to the office.

DOCUMENT NUMBER-DATE

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Issue 2: Should this docket be closed?

Recommendation: Yes. If no person whose substantial interests are affected files a protest to the Commission's proposed agency action order within 21 days, the docket may be closed upon issuance of a consummating order.

APPROVED