

VOTE SHEET

August 18, 2009

Docket No. 080677-EI – Petition for increase in rates by Florida Power & Light Company.

Docket No. 090079-EI – Petition for increase in rates by Progress Energy Florida, Inc.

Issue 1: Should Staff's Motion for Order Compelling FPL to Respond to Interrogatory Nos. 16-17, 32 and 97 be granted?

Recommendation: Yes, Staff's Motion for Order Compelling Responses to Interrogatories should be granted. FPL should be directed to fully and completely respond to the interrogatories as revised by staff in Attachment B of its Motion within two days of the issuance date of the order arising from this recommendation.

APPROVED

Issue 2: Should Staff's Motion for Order Compelling PEF to Respond to Interrogatory Nos. 123-126 and 197-198 be granted?

Recommendation: Yes. PEF should be required to provide its full and complete responses to Interrogatory Nos. 123-126 and 197-198 within seven days from the issuance date of the order arising from this recommendation, and PEF and its employee intervenors' Motion for Protective Order and Conditional Motion for Stay should be denied.

APPROVED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Handwritten signatures of majority commissioners: Ned A. De... Katrina J. McMurrin, [Signature], [Signature], [Signature]

Empty lines for dissenting signatures.

REMARKS/DISSENTING COMMENTS: Commissioner Argenziano participated in the conference by telephone. She will sign the vote sheet upon her return to the office.

DOCUMENT NUMBER-DATE

08597 AUG 19 08

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Issue 3: Should these dockets be closed?

Recommendation: No, these dockets should remain open in order to process FPL and PEF's pending rate cases.

APPROVED