

VOTE SHEET

May 4, 2010

Docket No. 090011-EU – Complaint and petition to rescind approval of territorial agreement between Progress Energy Florida, Inc. and Withlacoochee River Electric Cooperative, Inc. by Mark Williams, as Trustee of S.A. Williams Trust, and S.A. Williams Corporation.

Issue 1: Should the Commission approve the joint petition to amend the territorial agreement between Progress Energy Florida, Inc. (PEF) and Withlacoochee River Electric Cooperative (WREC), and acknowledge the voluntary dismissal without prejudice of Mr. Williams' complaint and petition?

Recommendation: Yes. The joint petition to amend the territorial agreement between PEF and WREC should be approved. Additionally, the Commission should acknowledge the voluntary dismissal without prejudice of Mr. Williams' complaint and petition.

APPROVED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Handwritten signatures of David E. Klement and four other commissioners under the MAJORITY column.

Four horizontal lines under the DISSENTING column, all of which are blank.

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

03697 MAY -4 2010

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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 the consummating order.

APPROVED