

VOTE SHEET

June 1, 2010

Docket No. 090109-EI – Petition for approval of solar energy power purchase agreement between Tampa Electric Company and Energy 5.0, LLC.

Issue 1: Should the Commission acknowledge Tampa Electric Company's voluntary dismissal ^{with prejudice} of its Petition for Approval of solar energy power purchase agreement between TECO and Energy 5.0, filed on March 9, 2009?

Recommendation: Yes, the Commission should acknowledge TECO's voluntary ^{dismissal, with prejudice,} withdrawal of its petition for approval of solar energy power purchase agreement with Energy 5.0 as a matter of right.

APPROVED, as modified.

Issue 2: Should this docket be closed?

Recommendation: Yes. If the Commission approves staff's recommendation in Issue 1, the docket should be closed.

APPROVED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

[Handwritten signatures in the majority column]

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

04539 JUN-1 0