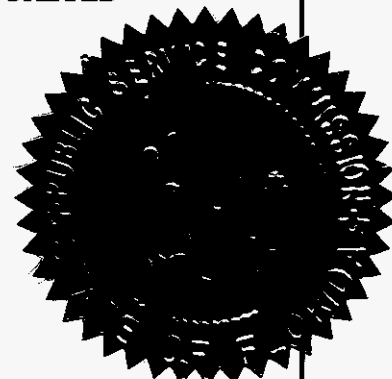


BEFORE THE  
FLORIDA PUBLIC SERVICE COMMISSION

In the Matter of:

DOCKET NO. UNDOCKETED

Organizational Matters  
\_\_\_\_\_ /



PROCEEDINGS: COMMISSION CONFERENCE AGENDA  
ITEM NO. 1

COMMISSIONERS  
PARTICIPATING: CHAIRMAN ART GRAHAM  
COMMISSIONER LISA POLAK EDGAR  
COMMISSIONER RONALD A. BRISÉ  
COMMISSIONER EDUARDO E. BALBIS  
COMMISSIONER JULIE I. BROWN

DATE: Tuesday, May 24, 2011

PLACE: Betty Easley Conference Center  
Room 148  
4075 Esplanade Way  
Tallahassee, Florida

REPORTED BY: LINDA BOLES, RPR, CRR  
Official FPSC Reporter  
(850) 413-6734

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FLORIDA PUBLIC SERVICE COMMISSION

FPSC-COMMISSION CLERK

## P R O C E E D I N G S

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3           **CHAIRMAN GRAHAM:** Good morning, everyone. I  
4 want to apologize for being a little late this morning.  
5 A lot of things were going on, and I thank you all for  
6 bearing with me. If you'd like to join us for the  
7 invocation and pledge, would you please stand?

8           (Invocation and pledge led by Commissioner  
9 Balbis.)

10           **CHAIRMAN GRAHAM:** Commissioner Balbis, thank  
11 you very much for that.

12           The first thing on the agenda is  
13 organizational matters. I just want to let everybody  
14 know that I received the letter of resignation from Tim  
15 Devlin, the Executive Director.

16           Tim has been here for about 35 years. For  
17 those of you that know, the Public Service Commission is  
18 probably one of the oldest institutions in the state of  
19 Florida. It was established in 1877. To put, to put  
20 that in perspective, that's the same year that the  
21 federal troops were withdrawn from Florida for the Civil  
22 War, which is 134 years ago, and over a quarter of that  
23 century the PSC has relied on Tim Devlin. For 35 years  
24 he has steadily increased, he has steadily increased in  
25 importance to this organization.

1           Tim had a full, successful career at the PSC,  
2 rising all the way to the very top. Among the many  
3 achievements that he's had, he can look back on, maybe  
4 the most impressive as Executive Director is he  
5 transitioned six new Commissioners into their job in  
6 over a year, including me. That's one huge  
7 accomplishment.

8           We would like to thank Tim for his talent and  
9 his dedication, and we wish him the best of luck in his  
10 future endeavors.

11           That being said, I'd like to move -- I'd like  
12 to ask for a motion to accept Tim Devlin's letter of  
13 resignation. And if there's any details that need to be  
14 worked through between now and the effective date, that  
15 we'll ask the Chair to handle that. Can I get a motion?

16           **COMMISSIONER BRISÉ:** I move that we accept the  
17 resignation.

18           **COMMISSIONER EDGAR:** Second.

19           **CHAIRMAN GRAHAM:** It's been moved and seconded  
20 to accept the resignation of Tim Devlin. Any further  
21 discussion?

22           **COMMISSIONER BROWN:** I just wanted to add a  
23 comment. I've only been at the Commission since  
24 January, and I don't know if Mr. Devlin is here in the  
25 audience right now, but I did want to express my

1 gratitude for him transitioning me as Commissioner and  
2 helping educate me and getting in contact with the  
3 various departments. I'm very grateful for that.

4 I'm also grateful for his 35-years-plus  
5 service to the Commission, a great amount of work and  
6 dedication, and I know that a lot of folks here are  
7 going to miss you. So we wish you the best of luck.

8 **CHAIRMAN GRAHAM:** Commissioner Balbis.

9 **COMMISSIONER BALBIS:** Thank you, Mr. Chair. I  
10 just want to echo Commissioner Brown's comments. I want  
11 to thank Tim for his dedication. His over three decades  
12 of service is certainly impressive; giving sacrifices to  
13 serve this state and this agency. I want to thank him  
14 for that service. Thank you.

15 **CHAIRMAN GRAHAM:** Thank you, Commissioner  
16 Balbis.

17 Okay. Any further discussion? Seeing none,  
18 all in favor, say aye.

19 (Affirmative vote.)

20 Those opposed?

21 By your action, we have accepted the  
22 resignation.

23 A couple of other comments I'd like to make.  
24 There is -- because of budget constraints, there was  
25 several employees that were let go last week. They also

1 were dedicated to this agency, and they were given also  
2 until the end of June. And I wish them well in all  
3 their future endeavors.

4 Also, there were several newspaper articles  
5 that came out about this issue. And to set the record  
6 straight, one of the newspaper articles talked about me  
7 meeting with utility companies, specifically talked  
8 about me meeting with Ken Hoffman. That article is  
9 probably one of biggest fairy tales I've ever read in my  
10 life. The only time I've seen Ken Hoffman between now  
11 and being, and being confirmed was about five seconds  
12 right there at the rope with about eight other utility  
13 companies and Public Counsel that came up to say  
14 congratulations. I don't know where that article came  
15 from, I don't know how it was made up, but it is not  
16 true. Those of you that know me know me well enough to  
17 be bold enough to say what I have and have not done, so  
18 I just wanted to make sure we made that clear.

19 Now I've also asked Julie Brown to head up a  
20 nominating committee so we can do a search for a new  
21 Executive Director. We'll get more into the details of  
22 that when we go into IA tomorrow.

23 I also asked Curt Kiser to step up to be  
24 Interim Executive Director for about a six-month period  
25 of time or until we get to the point where we identify

1 another Executive Director. We'll also go into that in  
2 more details in IA. And I just want to make sure that  
3 we had, we are clear moving forward. And if there's  
4 nothing else -- Commissioner Balbis.

5 **COMMISSIONER BALBIS:** Thank you, Mr. Chair.  
6 And I look forward to those discussions tomorrow in  
7 Internal Affairs in detail, particularly, you know, with  
8 the Interim and the, and the formal search with  
9 Commissioner Brown leading that charge. You know, I  
10 recognize that, you know, this -- what I would like to  
11 do is minimize the disruptions to this agency so we can  
12 continue doing the important work that we do, and I look  
13 forward to again minimizing those disruptions, moving  
14 forward and, and going from there.

15 **CHAIRMAN GRAHAM:** Thank you, sir.

16 (Agenda item concluded.)

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1 STATE OF FLORIDA )  
 : CERTIFICATE OF REPORTER  
 2 COUNTY OF LEON )

3  
 4 I, LINDA BOLES, RPR, CRR, Official Commission  
 Reporter, do hereby certify that the foregoing  
 5 proceeding was heard at the time and place herein  
 stated.  
 6

7 IT IS FURTHER CERTIFIED that I  
 stenographically reported the said proceedings; that  
 the same has been transcribed under my direct  
 8 supervision; and that this transcript constitutes a  
 true transcription of my notes of said proceedings.  
 9

10 I FURTHER CERTIFY that I am not a relative,  
 employee, attorney or counsel of any of the parties,  
 nor am I a relative or employee of any of the parties'  
 11 attorneys or counsel connected with the action, nor am  
 I financially interested in the action.  
 12

13 DATED THIS 27<sup>th</sup> day of May, 2011.

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 15 \_\_\_\_\_  
 LINDA BOLES, RPR, CRR  
 16 FPSC Official Commission Reporter  
 (850) 413-6734