

VOTE SHEET

June 14, 2011

Docket No. 100459-EI – Petition for authority to implement a demonstration project consisting of proposed time-of-use and interruptible rate schedules and corresponding fuel rates in the Northwest Division on an experimental basis and request for expedited treatment, by Florida Public Utilities Company.

Issue 1: Should the Commission grant FPUC’s request for oral argument?

Recommendation: Yes. The Commission should grant FPUC’s request for oral argument. Oral argument should be limited to 5 minutes per side.

APPROVED

Issue 2: Should FPUC’s Motion to Dismiss the City of Marianna’s petition for formal hearing be granted?

Recommendation: No. The Commission should not dismiss the City of Marianna’s petition for formal hearing. The City’s petition contains allegations of fact that, when taken as true, state a claim for relief for the City of Marianna.

DENIED - *for failure to establish injury and for lack of standing. The Motion to Dismiss was granted without prejudice.*

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS’ SIGNATURES

MAJORITY

DISSENTING

[Handwritten signatures in the majority column]

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REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

04086 JUN 14 =

FPSC-COMMISSION CLERK

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Issue 3: Should this docket be closed?

Recommendation: No. This docket should remain open pending the outcome of the hearing on the protest filed by the City of Marianna.

MODIFIED *The docket to be closed*