

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

December 10, 2012

Docket No. 110305-EI – Initiation of formal proceedings of Complaint No. 1006767E of Edward McDonald against Tampa Electric Company, for alleged improper billing.

Issue 1: Should the Commission grant the Request for Oral Argument?

Recommendation: No. Oral Argument will not aid the Commission and should be denied. However, if the Commission grants oral argument, staff recommends that the time granted be limited to five minutes per side.

APPROVED

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12 DEC 10 AM 11:08
COMMISSION
CLERK

COMMISSIONERS
ASSIGNED:

All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

[Handwritten signatures of four commissioners]

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER - DATE

08043 DEC 10 12

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Vote Sheet

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(Continued from previous page)

Issue 2: What actions should the Commission take regarding the Motion for Reconsideration, Motion to Stay the Proceedings, Motion to Strike, and Complaint Regarding Interruption of Services?

Recommendation: The Commission should deny Mr. McDonald's Motion for Reconsideration for failure to identify any errors or omissions in Order No. PSC-12-0485-FOF-EI that require modification to or reversal of the order. The Commission should deny the Motion to Stay the Proceedings and the Motion to Strike as the Motions fail to demonstrate any legal basis for staying the proceedings or striking TECO's responses. The Commission should dismiss Mr. McDonald's complaint regarding interruption of services with prejudice as moot since his services were reconnected. The complaint is also barred by the Doctrine of Administrative Finality.

APPROVED

Issue 3: Should the docket be closed?

Recommendation: Yes. If the Commission approves staff's recommendations on Issues 1 and 2, then this docket should be closed.

APPROVED