

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

November 25, 2014

Item 2

FILED NOV 25, 2014
DOCUMENT NO. 06479-14
FPSC - COMMISSION CLERK

Docket No. 140001-EI – Fuel and purchased power cost recovery clause with generating performance incentive factor.

Issue 1: Should oral argument on OPC’s Motion to Dismiss be granted?

Recommendation: Oral argument should be granted at the Commission’s discretion. If oral argument is granted, 15 minutes for each side appears reasonable.

APPROVED

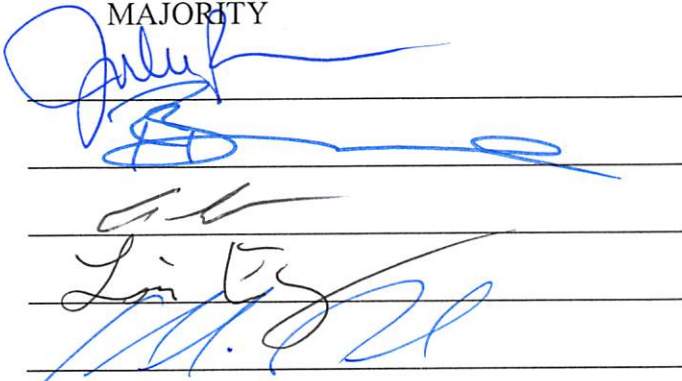
RECEIVED-FPSC
14 NOV 25 PM 2:11
COMMISSION
CLERK

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS’ SIGNATURES

MAJORITY

DISSENTING



REMARKS/DISSENTING COMMENTS:

Vote Sheet

November 25, 2014

Item 2

Docket No. 140001-EI – Fuel and purchased power cost recovery clause with generating performance incentive factor.

(Continued from previous page)

Issue 2: Should OPC's motion to dismiss be granted?

Recommendation: No. The Commission has jurisdiction over the subject matter of FPL's petition under its broad statutory authority to set rates for a public utility. The fuel and purchased power cost recovery clause with generating performance incentive factor is a rate proceeding and FPL's petition requests a prudence determination for its gas reserve project and a ruling that the costs are recoverable through the fuel and purchased power cost recovery clause. The Commission does not have to assert jurisdiction over unregulated entities to rule on the merits of the petition. The issues raised in the motion mainly address the prudence of FPL's request and may be more appropriately presented as part of OPC's position on the hearing issues.

APPROVED