

P R O C E E D I N G S

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2 **CHAIRMAN GRAHAM:** Item No. 2.

3 **MS. COWDERY:** Good morning,
4 Commissioners. Kathryn Cowdery with the Office of
5 General Counsel.

6 Item 2 is the Office of Public Counsel's
7 petition for declaratory statement regarding
8 discovery in dockets or proceedings affecting rates
9 or cost of service processed with the Commission's
10 proposed agency action proceeding.

11 Staff recommends that the Commission
12 should grant the petition for declaratory statement,
13 and declare that the Office of Public Counsel has
14 the authority under Section 350.0611(1), *Florida*
15 *Statutes*, to utilize discovery pursuant to the
16 *Florida Rules of Civil Procedure* 1.280 through
17 1.390 in any proceeding affecting rates or cost of
18 service processed using the proposed agency action
19 procedures of Section 366.06(4) and
20 367.081(8), *Florida Statutes*. Staff is available
21 for questions.

22 **CHAIRMAN GRAHAM:** Thank you, staff.

23 Commissioners, any questions of staff?
24 Seeing none, I will entertain a motion.

25 **COMMISSIONER EDGAR:** Move staff.

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COMMISSIONER BRISÉ: Second.

CHAIRMAN GRAHAM: It's been moved and seconded, staff recommendation on Item No. 2. All in favor, say aye.

(Vote taken.)

Any opposed? By your action, you've approved the staff recommendation on that item.

(Agenda item concluded.)

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

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

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

13 I FURTHER CERTIFY that I am not a relative,
14 employee, attorney or counsel of any of the parties, nor
15 am I a relative or employee of any of the parties'
16 attorney or counsel connected with the action, nor am I
17 financially interested in the action.

18 DATED THIS 3rd day of September, 2015.

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LINDA BOLES, CRR, RPR
FPSC Official Hearings Reporter
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