

FLORIDA PUBLIC SERVICE COMMISSION

Item 3

VOTE SHEET

FILED FEB 02, 2016
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FPSC - COMMISSION CLERK

February 2, 2016

Docket No. 150185-EI – Complaint by Erika Alvarez, Jerry Buechler, and Richard C. Silvestri against Florida Power & Light Company.

Issue 1: Should Florida Power & Light Company's Motion to Dismiss be granted?

Recommendation: Yes. Staff recommends that the Commission grant FPL's Motion to Dismiss and dismiss the Amended Complaint with prejudice because the Amended Complaint fails to demonstrate a cause of action upon which the requested relief may be granted, does not substantially comply with Rule 25-22.036, F.A.C., and fails to cure the deficiencies identified in the initial complaint.

APPROVED

Issue 2: Should the docket be closed?

Recommendation: Yes. If the Commission agrees with staff regarding Issue 1, then Petitioners' Amended Complaint should be dismissed with prejudice.

APPROVED

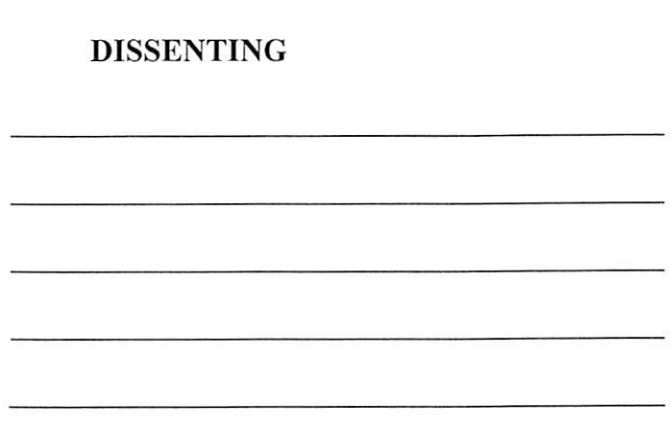
COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Handwritten signatures of four commissioners in blue ink, written over four horizontal lines.

Four horizontal lines provided for dissenting signatures, currently blank.

REMARKS/DISSENTING COMMENTS: