

FLORIDA PUBLIC SERVICE COMMISSION

Item 3

VOTE SHEET

December 12, 2017

FILED 12/12/2017
DOCUMENT NO. 10544-2017
FPSC - COMMISSION CLERK

Docket No. 20170098-EI – Complaint by Richard Ralph Malcolm against Florida Power & Light Company.

Issue 1: Should the Commission dismiss on its own motion Mr. Malcolm’s petition for failure to comply with the pleading requirements of Rule 28-106.201, F.A.C.?

Recommendation: Yes, Mr. Malcolm’s petition for formal hearing on his complaint against FPL should be dismissed for failure to comply with the pleading requirements of Rule 28-106.201, F.A.C., without prejudice to file a timely amended petition pursuant to Section 120.569(2)(c), F.S. Mr. Malcolm should be given 10 days after the issuance of the Commission order dismissing his petition to file an amended petition.

APPROVED

Issue 2: Should this docket be closed?

Recommendation: Yes. This docket should be closed if Mr. Malcolm does not file an amended petition within 10 days of the issuance of the Commission’s order dismissing his petition.

APPROVED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS’ SIGNATURES

MAJORITY

DISSENTING

[Handwritten signatures in blue ink]

REMARKS/DISSENTING COMMENTS: