

VOTE SHEET

JUNE 3, 2003

RE: Docket No. 030226-EI - Petition for approval of proposed Big Bend Unit 4 Separated Overfire Air (SOFA) project and recovery of costs through environmental cost recovery clause, by Tampa Electric Company.

ISSUE 1: Should the Commission approve TECO's petition for the Big Bend Unit 4 Separated Overfire Air project as a new activity for cost recovery through the ECRC?

RECOMMENDATION: The cost of the SOFA system should be passed through the ECRC at this time, provided at least one of the following conditions is met: 1) TECO ultimately elects to run Unit 4 on coal; or, 2) EPA clearly states that Section 52.C.(1)(ii) of the Consent Decree is intended to apply before June 1, 2007, and identifies the applicable NOx limit. If neither condition is met by June 1, 2007, then the money passed through the ECRC should be refunded with interest to the ratepayers.

**APPROVED**

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

*[Handwritten signatures in the majority column]*

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REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

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ISSUE 2: Should this docket be closed?

RECOMMENDATION: Yes. This docket should be closed upon issuance of the Consummating Order unless a person whose substantial interests are affected by the Commission's decision files a protest within 21 days of issuance of the proposed agency action.

**APPROVED**