

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

October 6, 2009

Docket No. 090162-EQ – Petition for approval of amended standard offer contract and retirement of COG-2 rate schedule, by Progress Energy Florida.

Issue 1: Should the amended standard offer contract filed by Progress Energy Florida as revised on August 21, 2009, be approved?

Recommendation: Yes. The standard offer contract and related tariff, as revised on August 21, 2009, complies with Rules 25-17.200 through 25-17.310, F.A.C., and Order No. PSC-09-0643-FOF-EI.

APPROVED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Handwritten signatures of commissioners in the majority column.

Blank lines for dissenting signatures.

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

10288 OCT-6-09

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**Issue 2:** Should this docket be closed?

**Recommendation:** Yes. If the Commission approves staff's recommendation to approve the proposed standard offer contract filed by PEF, and no person whose substantial interests are affected requests a hearing to address this matter, then Docket No. 090162-EQ should be closed, and the standard offer contract filed by PEF should be effective as of the date of the Commission's vote. If a protest is filed within 21 days of the issuance of the Commission's order, the tariffs should remain in effect pending resolution of the protest. Potential signatories to the standard offer contract should be aware that PEF's tariffs and standard offer contract may be subject to a request for hearing, and if a hearing is held, may subsequently be revised.

**APPROVED**