

P R O C E E D I N G S

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2 **CHAIRMAN GRAHAM:** Item number 3.

3 **MS. CORBARI:** Good morning, Commissioners.
4 Kelly Corbari, Commission staff. Item 3 is a motion to
5 dismiss filed by FPL in Docket 130290, initiation of
6 formal proceedings of complaint of Brian J. Ricca
7 against Florida Power & Light for failing to provide
8 reasonable service.

9 Staff is recommending that the Commission
10 grant FPL's motion to dismiss and dismiss the complaint
11 with prejudice because the complaint fails to
12 demonstrate a cause of action upon which relief can be
13 granted. Oral argument was not requested by either
14 party. Counsel for FPL is present. Staff is available
15 to answer any questions.

16 **CHAIRMAN GRAHAM:** Commissioners, any questions
17 of staff? Can I get a motion?

18 **COMMISSIONER EDGAR:** Move staff.

19 **COMMISSIONER BALBIS:** Second.

20 **CHAIRMAN GRAHAM:** It's been moved and
21 seconded, staff recommendation on item number 3. Any
22 further discussion?

23 Seeing none, all in favor, say aye.

24 (Vote taken.)

25 Any opposed? By your action, you've approved

1 staff recommendation on item number 3. Thank you,
2 staff.

3 (Agenda item concluded.)
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1 STATE OF FLORIDA)
 : CERTIFICATE OF REPORTER
2 COUNTY OF LEON)

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

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

18 DATED THIS 8th day of September, 2014.

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LINDA BOLES, CRR, RPR
FPSC Official Hearings Reporter
(850) 413-6734