

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

DECEMBER 1, 1998

RE: DOCKET NO. 981214-EI - Petition for waiver of Rule 25-6.0437(7), F.A.C., to obtain additional time to submit results of load research study, by Florida Power Corporation.

Issue 1: Should the Commission grant Florida Power Corporation's petition for waiver of Rule 25-6.0437(7), Florida Administrative Code?

Recommendation: No. The Commission should deny Florida Power Corporation's petition for waiver of Rule 25-6.0437(7), Florida Administrative Code, because the petition was untimely filed and does not satisfy the statutory criteria for a rule waiver. The Commission should require FPC to perform a load research study for the period October 1998 through September 1999, submit the study's results to the Commission in December 1999, and notify the Commission immediately if any problems arise in data collection that preclude the timely filing of valid load research results which meet the requirements of the rule. Staff will further evaluate FPC's actions in this matter to determine whether show cause proceedings should be initiated in a separate docket.

Withdrawn

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

REMARKS/DISSENTING COMMENTS:

Chairman Johnson participated in the conference via teleconference. She agreed with dissented from the majority vote and will sign the vote sheet upon return to Tallahassee.

DOCUMENT NUMBER-DATE

13573 DEC-3 88

FPSC-RECORDS/REPORTING

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Issue 2: Should this docket be closed?

Recommendation: This docket should be closed if no person whose
substantial interests are affected by the proposed action files a protest
within the 21-day protest period.