

VOTE SHEET

JUNE 20, 2000

RE: DOCKET NO. 000001-EI - Fuel and purchased power cost recovery clause and generating performance incentive factor.

Issue 1: Should the Commission require TECO to curtail any wholesale energy sale if such sale would occur during the same hour in which TECO plans to interrupt its non-firm retail customers or buy replacement power on behalf of its non-firm retail customers?

Recommendation: No. FIPUG has provided no factual support for a finding that TECO has made wholesale energy sales in violation of its interruptible service tariffs or applicable law. Furthermore, curtailment of a lawful, firm wholesale transaction may not be the appropriate remedy for any proven violation of a tariff or applicable law.

**APPROVED**

COMMISSIONERS ASSIGNED: DS CL JC

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

*J. Terry Deane*  
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*Susan J. Clark*  
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REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

07547 JUN 21 8

FPSC-RECORDS/REPORTING

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(Continued from previous page)

Issue 2: Should the Commission provide TECO's non-firm retail customers the option of obtaining energy from an energy provider other than TECO?

Recommendation: No.

**APPROVED**

Issue 3: Should the Commission allow non-firm retail customers which own and operate self-generation facilities, whether such facilities are located within or outside TECO's service area, to wheel surplus energy to another location within TECO's retail service area (i.e., self-service wheeling)?

Recommendation: Yes, if a non-firm retail customer can show that its self-service wheeling proposal meets the conditions set forth in Rule 25-17.0883, Florida Administrative Code.

**APPROVED**

*with clarification made  
at conference.*

*Corrected after review  
of audiotape.*

*KF  
7/26/00*

Issue 4: Should the Commission direct TECO to reduce the buy-through power rate by the amount included in base rates for generating capacity?

Recommendation: No.

**APPROVED**

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(Continued from previous page)

Issue 5: Based on the resolution of the foregoing issues, should the Commission grant FIPUG's Motion for Mid-Course Protection?

Recommendation: The Commission should grant in part and deny in part FIPUG's motion. FIPUG's motion should be denied as to its requests for relief addressed in Issues 1, 2, and 4. The motion should be granted as to its request for relief addressed in Issue 3, to the extent such relief is already provided by Commission rule.

**APPROVED**

Issue 6: Should this docket be closed?

Recommendation: No.

**APPROVED**