

REQUEST FOR CHANGE TO COMMISSION CONFERENCE
HAND DELIVER

10 OCT 11 PM 4:03
RECEIVED
COMMISSION CLERK

Date of Request: 10/11/2010

Date of Commission Conference: 10/12/2010

Item No.

Docket No.: 080677-EI

Brief Title: FPL rate stipulation

Requested by: Staff Other

Chairman Argenziano
(Name)

Please attach a copy of the written documentation filed (IF OTHER)

STAFF's Recommendation to Executive Suite (IF OTHER) Approve Request Deny Request

ACTION REQUESTED [see APM 2.11]

- Defer Item to Conference Scheduled for: Date: 10/26/2010
- Change Order of Item or Take Up at Time Certain
- Withdraw Item (not expected to return to Agenda)
- Late Filed Recommendation (must be filed no later than 3:00 p.m. on the date approved for late filing) A copy of the front page of the recommendation must be provided to the Commission Clerk by 12 noon on the regular filing date for use as a place-holder during agenda preparation.
- Add Item to Published Agenda [see Section 120.525(2), F.S.] – Issue an ADDENDUM and give Legal NOTICE
- Add Emergency Item to Published Agenda [see Section 120.525 (3), F.S.] – Issue an ADDENDUM and Give Fair NOTICE

Concise explanation, justification or comments (attach additional sheet if necessary):

The Chairman requests deferral of this item.

With respect to Issue A, Section 350.01(6), F.S., requires the full Commission, within 15 days of receipt, to dispose of motions seeking assignment of any proceeding to the full Commission. If Issue A is deferred, there will be no opportunity to timely vote on this issue and the Commission will be in violation of the 15-day timeframe set out in the statute. In addition, if Issue A is deferred, there is a strong argument that the full Commission will be assigned to vote on the stipulation (Issue 1) by operation of law. Therefore, staff does not support deferral of Issue A. Staff does not take issue with deferring a vote on the settlement (Issue 1).

Signature (Technical Staff):

Initials (Division/Office Director or Designee):

Signature (Legal Staff):

Initials (General Counsel or Designee): *max*

EXECUTIVE DIRECTOR:

Recommendation to the Chairman's Office

Approve Request Deny Request

Initials: *198*

Date: 10-11-10

Comments:

CHAIRMAN's OFFICE:

Approve Request Deny Request

Initials: *SL*

Date: 10/11/10

The Executive Suite will forward the original approved form to the Office of Commission Clerk and distribute copies to the OPR division/office director, the Executive Director, the Deputy Executive Director, the General Counsel, the Deputy General Counsel, the Office of Public Information Director, the Commissioners, Assistants, and the attorney assigned to the docket.

DOCUMENT NUMBER DATE