

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

June 30, 2009

Docket No. 070733-EI – Complaint No. 694187E by Cutrale Citrus Juices USA, Inc. against Tampa Electric Company for refusing to provide transformer ownership discount for electrical service provided through Minute Maid substation.

Issue 1: Should the Commission acknowledge Cutrale Citrus Juices USA, Inc.'s voluntary withdrawal of its petition, and if so, what effect does the withdrawal have on Docket 070733-EI?

Recommendation: Yes, the Commission should acknowledge Cutrale's voluntary withdrawal of its petition as a matter of right. The effect of the voluntary withdrawal is to divest the Commission of further jurisdiction over this matter.

DEFERRED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Five horizontal lines for majority signatures.

Five horizontal lines for dissenting signatures.

REMARKS/DISSENTING COMMENTS: Commissioner Argenziano participated in the conference by telephone. The vote sheet will be signed at a later date.

DOCUMENT NUMBER-DATE

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(Continued from previous page)

Issue 2: Should this docket be closed?

Recommendation: Yes. If the Commission approves staff's recommendation in Issue 1, the docket should be closed.

DEFERRED