

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

October 6, 2009

Docket No. 090009-EI – Nuclear cost recovery clause.

**Issue 1:** Should the Commission approve the request for a waiver of the filing deadlines of Rule 25-6.0423(5)(c)4, Florida Administrative Code, by Progress Energy Florida, Inc. and Florida Power and Light Company?

**Recommendation:** Yes, the Commission should approve the request for waiver of the filing deadlines of Rule 25-6.0423(5)(c)4, Florida Administrative Code.

**APPROVED**

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

*[Handwritten signatures in the majority column]*

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REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

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Vote Sheet

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**Issue 2:** Should this docket be closed?

**Recommendation:** No. If no timely protest is received to the proposed agency action on PEF and FPL's request for waiver in Docket No. 090009-EI, the Order granting the rule waiver will become final upon the issuance of Consummating Order. Docket No. 090009-EI should remain open pending the Commission's decision on PEF and FPL's petitions in the NCRC.

**APPROVED**