

VOTE SHEET

FEBRUARY 17, 2004

RE: Docket No. 040017-GU - Petition for modification of transportation cost recovery factors by Florida Public Utilities Company.

ISSUE 1: Should the Commission grant FPUC's petition for modification of its NTAC cost recovery factors?
RECOMMENDATION: Yes. The Commission should grant FPUC's petition for modification of its NTAC cost recovery factors effective March 1, 2004.

APPROVED

- AUS _____
- CAF _____
- CMP _____
- COM _____
- CTR _____
- ECR _____
- GCL _____
- OPC _____
- MMS _____
- SEC _____
- OTH _____

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Chad G. Davis

John J. Jaber

Michael S. ...

Jerry ...

Rudy ...

REMARKS/DISSENTING COMMENTS:

Commissioner Jaber participated in the conference by telephone. She agreed with/dissented from the majority vote and will sign the vote sheet upon return to the office.

VOTE SHEET

FEBRUARY 17, 2004

Docket No. 040017-GU - Petition for modification of transportation cost recovery factors by Florida Public Utilities Company.

(Continued from previous page)

ISSUE 2: Should this docket be closed?

RECOMMENDATION: Yes. If a protest is filed by a person whose substantial interests are affected within 21 days of the issuance of the Order, the tariff should remain in effect with any charges held subject to refund pending resolution of the protest. If no protest is filed, this docket should be closed upon the issuance of a Consummating Order.

APPROVED