

**HOPPING GREEN SAMS & SMITH**

PROFESSIONAL ASSOCIATION

ATTORNEYS AND COUNSELORS

123 SOUTH CALHOUN STREET

POST OFFICE BOX 6526

TALLAHASSEE, FLORIDA 32314

(850) 222-7500

FAX (850) 224-8551

FAX (850) 425-3415

www.hgss.com

**ORIGINAL**

JAMES S. ALVES  
BRIAN H. BIBEAU  
RICHARD S. BRIGHTMAN  
DIANE W. CARR  
KEVIN B. COVINGTON  
T. SPENCER CROWLEY, III  
BRIAN A. CRUMBAKER  
PETER C. CUNNINGHAM  
RALPH A. DeMEO  
WILLIAM H. GREEN  
MATTHEW L. HICKS  
WADE L. HOPPING  
GARY K. HUNTER, JR.  
JONATHAN T. JOHNSON  
ROBERT A. MANNING  
FRANK E. MATTHEWS  
RICHARD D. MELSON  
KYLE V. MITCHELL

ANGELA R. MORRISON  
ERIC T. OLSEN  
GARY V. PERKO  
MICHAEL P. PETROVICH  
DAVID L. POWELL  
CAROLYN S. RAEPPEL  
DOUGLAS S. ROBERTS  
D. KENT SAFRIET  
GARY P. SAMS  
TIMOTHY G. SCHOENWALDER  
ROBERT P. SMITH  
DAN R. STENGLE  
CHERYL G. STUART  
JENNIFER A. TSCHETTER  
OF COUNSEL  
ELIZABETH C. BOWMAN

October 24, 2001

Blanca Bayó  
Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0868

RECEIVED-FPSC  
01 OCT 24 PM 4:08  
COMMISSION  
CLERK

Re: **Docket No. 010004-GU**

Dear Ms. Bayó:

Enclosed herewith for filing in the above referenced docket on behalf of NUI City Gas Company of Florida (City Gas) are the original and fifteen copies of its Prehearing Statement.

By copy of this letter, this document has been furnished to the parties on the attached service list. If you have any questions concerning this filing, please give me a call.

Very truly yours,

Richard D. Melson

Enclosures  
cc: Parties of Record

APC \_\_\_\_\_  
CAF \_\_\_\_\_  
CMP \_\_\_\_\_  
COM 5 \_\_\_\_\_  
CTR \_\_\_\_\_  
ECR \_\_\_\_\_  
LEG 1 \_\_\_\_\_  
OPC \_\_\_\_\_  
PAI \_\_\_\_\_  
RGO \_\_\_\_\_  
SEC 1 \_\_\_\_\_  
SER \_\_\_\_\_  
OTH \_\_\_\_\_

RECEIVED & FILED  
*RDM*  
FPSC-BUREAU OF RECORDS  
FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

13498 OCT 24 01

FPSC-COMMISSION CLERK



D.-F. Issues

City Gas' position on the issues identified in the Order on Procedure are as follows:

Issue 1: What is the final end-of-period true-up amount for the period January 2000 through December 2000?

City Gas: An over-recovery of \$631,579.

Issue 2: What are the appropriate conservation cost recovery factors for the period January 2002 through December 2002?

City Gas: The appropriate factors are:

<u>Rate Class</u>	<u>Factor</u>
Residential (RS, ED & GL)	4.983 cents/therm
Commercial (CS, ED & SCTS)	1.428 cents/therm
Commercial Large Volume (LCS & CTS)	0.946 cents/therm
Industrial (IP & ITS)	0.863 cents/therm

Issue 3: What should be the effective date of the conservation cost recovery factors for billing purposes?

City Gas: The factors should be effective beginning with the specified conservation cost recovery cycle and thereafter for the period January, 2002, through December, 2002. Billing cycles may start before January 1, 2002, and the last cycle may be read after December 31, 2002, so that each customer is billed for twelve months regardless of when the adjustment factor became effective.

G. Stipulated Issues

City Gas is not a party to any stipulations at this time, although it believes that it should be possible to reach a stipulation on each of the above issues as they relate to City Gas.

H. Pending Motions

City Gas has no pending motions or other matters requiring attention at this time.

I. Pending Confidentiality Requests

City Gas has no pending confidentiality requests.

J. Compliance With Order on Procedure

City Gas believes that this Prehearing Statement fully complies with the requirements of the Order on Procedure.

RESPECTFULLY SUBMITTED this 24th day of October, 2001.

HOPPING GREEN & SAMS, P.A.

By: Richard D. Melson

Richard D. Melson  
P.O. Box 6526  
Tallahassee, FL 32314  
(850) 425-2313

Attorneys for City Gas Company of Florida

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by U.S. Mail to the following parties of record this 24th day of October, 2001:

Ms. Gloria L. Lopez  
City Gas Company of Florida  
955 East 25h Street  
Hialeah, FL 33013-3498

Florida Division of Chesapeake Utilities  
Mr. Thomas A. Geoffroy  
P.O. Box 960  
Winter Haven, FL 33882-0960

Florida Public Utilities Company  
Mr. John T. English  
P.O. Box 3395  
West Palm Beach, FL 33402-1762

Marlene Stern  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399

Macfarlane Ferguson Law Firm  
Ansley Watson, Jr.  
P.O. Box 1531  
Tampa, FL 33601-1531

Peoples Gas System  
Angela Llewellyn  
P.O. Box 2562  
Tampa, FL 33601-2562

St. Joe Natural Gas Company, Inc.  
Mr. Stuart L. Schoaf  
P.O. Box 549  
Port St. Joe, FL 32457-0549

Wayne L. Schiefelbein, Esq.  
P.O. Box 15856  
Tallahassee, FL 32317-5856



---

Attorney