#### LAW OFFICES

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May 15, 2003

#### BY HAND DELIVERY

Ms. Blanca Bayo, Director Division of Records and Reporting Room 110, Easley Building Florida Public Service Commission 2540 Shumard Oak Blvd. Tallahassee, Florida 32399-0850

Re: Docket No. 030004-GU; Florida Public Utilities Company

Dear Ms. Bayo:

Enclosed for filing on behalf of Florida Public Utilities Company are an original and 10 copies of the following documents:

- 1. Florida Public Utilities Company's Petition for Approval of Conservation Cost Recovery True-Up Amount;
  - 2. Direct Testimony of Robert L. Smith; and
  - 3. Schedules CT-1, CT-2, CT-3, CT-4, and C-5.

Please indicate receipt of this document by stamping the enclosed extra copy of this letter.

Thank you for your assistance in this matter.

Sincerely

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NHH:amb Enclosures

cc: Mr. Robert L. Smith Parties of Record

### BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Natural Gas Conservation Cost	)	Docket No. 030004-GU
Recovery Clause	)	Filed: May 15, 2003
	)	

## PETITION FOR APPROVAL OF FLORIDA PUBLIC UTILITIES COMPANY'S CONSERVATION COST RECOVERY TRUE-UP AMOUNT

Florida Public Utilities Company ("the Company"), through undersigned counsel and pursuant to the requirements of this docket, hereby petitions the Commission to approve its conservation cost recovery true-up amount for its natural gas division for the period January 2002 through December 2002. In support hereof, the Company states:

1) The Company is a natural gas utility company within the jurisdiction of this Commission. Its principal business address is:

401 South Dixie Highway West Palm Beach, FL 33401

2) The name and address of the person authorized to receive notices and communications with respect to this Petition are:

Norman H. Horton, Jr., Messer, Caparello & Self, P. A. Suite 701, SunTrust Bank Building Post Office Box 1876 Tallahassee, FL 32302-1876

3) Pursuant to the requirements of this Docket, the Company has prefiled testimony and the conservation cost recovery true-up forms (Composite Exhibit RLS-1) supplied by the Commission Staff in a manner consistent with the Commission Staff's instructions.

DOCUMENT NO. 04379-03 5.15.03 4) As indicated in the prefiled testimony and true-up forms, the Company underrecovered \$123,890 for January 2002 through December 2002.

WHEREFORE, the Company respectfully requests that this Commission enter its order approving the Company's true-up amount for its natural gas division for the period January 2002 through December 2002.

DATED this 15th day of May, 2003.

Respectfully submitted,

MESSER, CAPARELLO & SELF, P. A. Post Office Box 1876
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(850) 222-0720

NORMAN H. HORTON, JR., ESC

Attorneys for Florida Public Utilities Company

#### CERTIFICATE OF SERVICE

I HEREBY CERTIFY that true and correct copies of the foregoing have been served by Hand Delivery (\*) and/or U. S. Mail this 15<sup>th</sup> day of May, 2003 upon the following:

Lorena Holley, Esq.\* Division of Legal Services Florida Public Service Commission 2540 Shumard Oak Blvd., Room 370 Tallahassee, FL 32399-0850

Matthew R. Costa, Esq. Peoples Gas System P.O. Box 111 Tampa, FL 33601-0111

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NORMAN H. HORTON, JR.