

Hopping Green & Sams

Attorneys and Counselors

Writer's Direct Dial No. (850) 425-2359

October 20, 2003

BY HAND DELIVERY

Blanca Bayó Director, Records and Reporting Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850

> City Gas Company of Florida Docket No. 030569-GU

Dear Ms. Bayó:

Enclosed for filing on behalf of City Gas Company of Florida are the original and 20 copies of the following:

(1) Affidavit of Notice relating to the mailing to customers of the Notice to Customers.

Affidavit of Notice relating to the mailing to governmental bodies of the Petition for Rate Increase and the Rate Case Synopsis.

If you have any questions regarding these filings, please call.

GVP/mee Enclosures

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OTH

CC: Ralph Jaeger Gloria Lopez RECEIVED & FILED

IREAU OF RECORDS

SECTIVE AS ASSETS EVER

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Application for Rate)	
Increase by City Gas Company)	Docket No. 030569-GU
of Florida	_)	

AFFIDAVIT OF NOTICE

STATE OF NEW JERSEY COUNTY OF SOMERSET

BEFORE ME, the undersigned authority, personally appeared Ronald H. Reisman who, first being duly sworn, deposes and says:

- 1. That he is Manager of Marketing Communications of NUI Utilities, Inc. of which City Gas Company of Florida is an operating division.
- 2. That on September 30, October 2, October 6, and October 9, 2003, he caused the Notice to Customers and Notice of Customer Meeting attached as Exhibit A to be sent by U.S. Mail, first class postage prepaid, to all customers of City Gas Company of Florida. Both English and Spanish language versions were mailed to customers in the utility's Miami Division.
- 3. That certifications from the U.S. Postal Service reflecting the mailing of these 100,702 notices are attached as Exhibit B.

FURTHER AFFIANT SAYETH NOT.

Ronald H. Reisman

SWORN TO and subscribed before me, by Ronald Reisman who

(x) is personally known to me, or

() produced _____ this 17th day of October, 2003. as identification,

Notary Public

Kathleen Bauer Notary Public State of New Jersey My Commission Expires August 4, 2008

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION NOTICE TO CUSTOMERS AND NOTICE OF CUSTOMER MEETINGS TO THE CUSTOMERS OF CITY GAS COMPANY OF FLORIDA AND ALL OTHER INTERESTED PERSONS

RE: DOCKET NO. 030569-GU

APPLICATION FOR A RATE INCREASE BY CITY GAS COMPANY OF FLORIDA DATED: SEPTEMBER 29, 2003

Puede pedir la versión en español de esta notificación llamando a City Gas Company of Florida al 1-800-347-4427, extensión 5222.

Pou ou jwen tradiksyon nan kreyól anons sa a, tanpri rele City Gas Company of Florida nan 1-800-347-4427, estansyon 5222.

On August 15, 2003, City Gas Company of Florida ("the Company"), an operating division of NUI Utilities, Inc., filed a request for a rate increase with the Florida Public Service Commission ("Commission") in its Docket No. 030569-GU for approval to increase annual revenues by \$10,489,305. The Company also requested an interim rate increase of \$3,548,987 be put into effect pending final action on the permanent rate increase.

The general reasons for the request for an increase in rates are:

- 1) The Company's natural gas throughput from residential, commercial and industrial customers has not grown at the rate projected in its last rate case, due in part to the economic downturn following the events of September 11, 2001.
- 2) The Company has made capital additions that need to be recognized in rate base so that an adequate return on this investment can be obtained.
- 3) The Company's operating expenses have increased due, among other things, to inflation and customer growth, increased pension costs, increased medical insurance costs, increased property and liability insurance costs, and increased corporate governance costs. Iviany of these cost increases are due to external factors that affect businesses in all industries.

In order to more fairly recover the cost of service, the Company is proposing a substantial rate restructuring that will eliminate distinctions between residential, commercial and industrial customers, between sales and transportation customers, and between firm and interruptible customers. Instead, a customer's rate class will be based solely on annual therm usage levels. A comparison of the proposed final rates with the rates in effect prior to the Company's request is attached.

(continued inside)

Exhibit /

WHITEHOUSE STATION, NJ

GIA9

PRESORTED FIRST-CLASS MAIL U.S. POSTAGE 955 East 25th Street Hialeah, FL 33013



NOTICE is hereby given that the Florida Public Service Commission will conduct customer meetings in Miami-Dade, St. Lucie and Brevard Counties to discuss the application of City Gas Company of Florida for a rate increase and to allow customers to express their views regarding the quality of service they receive from the Company and other matters pertaining to the requested rate increase. One or more Commissioners of the Florida Public Service Commission may attend and participate at the customer meetings. The dates, times and locations of the customer meetings are as follows

OCTOBER 29, 2003 6:00 p.m. Miami-Dade County Coral Gables City Hall Commission Chambers 405 Biltmore Way Coral Gables, FL 33134

OCTOBER 30, 2003
12:00 p.m.
St. Lucie County
Port St. Lucie Community Center
Room D
2195 S.E. Airoso Blvd.
Port St. Lucie, FL 34984

OCTOBER 30, 2003
6:00 p.m.
Brevard County
Space Coast Room, Building C, 2nd Floor
Brevard County Governmental Center
2725 Judge Fran Jamieson Way
Melbourne, FL 32940

All customers who wish to comment are urged to be present at the beginning of the meeting, since the meetings may be adjourned early if no customers are present. The meeting will begin as scheduled and will continue until all of the customers have been heard.

Any person requiring some accommodation at the customer meetings because of a physical impairment should call the Commission's Division of the Commission Clerk and Administrative Services at (850) 413-6770 at least 48 hours prior to the meeting(s). Any person who is hearing or speech impaired should contact the Florida Public Service Commission by using the Florida Relay Service, which can be reached at 1-800-955-8771 (TDD).

PURPOSE

The purpose of the meeting(s) is to give customers and other interested persons an opportunity to offer comments to the Public Service Commission regarding the quality of service the utility provides and to ask questions and comment on the utility's proposed rates included in this notice as well as other issues. Staff members will answer questions to the extent possible. A representative from the utility has also been invited to respond to questions.

At the beginning of the meeting, procedures will be established for the order of comments. The Public Service Commission will have sign-up sheets, and customers will be called in the order that they sign-up to speak. Public Service Commission staff will be available to coordinate customers' comments and to assist members of the public.

Any person who wishes to comment or provide information to Staff may do so at the meetings, orally or in writing. Written comments may also be sent to the Commission at the address given at the end of this notice. Your letter will be placed in the correspondence file of this docket. You may also submit comments through the Public Service Commission's toll-free facsimile line at 1-800-511-0809.

BACKGROUND

* City Gas Company of Florida is a natural gas utility located in Miami-Dade, St. Lucie, Broward, Palm Beach, Indian River, Martin, and Brevard counties. It provides service to over 100,000 customers. In its filings, the utility states that its overall rate of return during the historic base year ending September 30, 2002 was 5.41%. Moreover, the utility projects that this return will drop to 2.91% for the year ending September 30, 2004. The test period for setting rates is the projected twelve-month period ending September 30, 2004.

PRESENT AND PROPOSED RATES

The utility's present and proposed rates are set out on the attached Appendix A. These rates are preliminary and subject to change based on information gathered at the customer meeting, further Staff review, and the final decision by the Commissioners.

PROCEDURES AFTER CUSTOMER MEETINGS

After the meetings, Public Service Commission staff will prepare a recommendation which is tentatively scheduled to be submitted to the Public Service Commission on December 23, 2003. The Public Service Commission will then vote on Staff's recommendation at its January 6, 2004, agenda conference. The Commission will thereafter issue a proposed agency action order containing rates which may be different from those contained in Staff's final recommendation. Substantially affected persons have 21 days to protest the Commission's proposed agency action order.

SCHEDULE OF THE CASE

The Commission is currently scheduled to consider the Company's request for interim rate relief on October 7, 2003, and its request for permanent rate relief on January 6, 2004, in Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida, beginning at 9:30 a.m.

The following is the current rate case schedule established by the Commission that contains all the critical events and dates. This schedule is subject to change by the Commission.

Staff Recommendation on Interim Rates	9/25/03	Customer meeting - Brevard County	10/30/03
Agenda Conference on Interim Rates	10/7/03	Audit Report Due	10/31/03
Standard Order on Interim Rates	10/27/03	Staff Recommendation on Final Rates	12/23/03
Customer meeting - Miami-Dade County	10/29/03	Agenda Conference on Final Rates	1/6/04
Customer meeting - St. Lucie County	10/30/03	Proposed Agency Action Order on Final Rates	1/26/04

More detailed information on the Company's proposed rate increase is contained in the complete minimum filing requirements, located at the following Company offices:

OITY GAS COMPANY OF FLORIDA 955 East 25th Street Hialeah, Florida 33013-3498 CITY GAS COMPANY OF FLORIDA 590 NW Peacock Blvd., Suite 7 Port St. Lucie, FL 34986-2213

CITY GAS COMPANY OF FLORIDA 4180 South U.S. Highway No. 1 Rockledge, Florida 32955-5309

Inspection of the filing at any of these offices may be conducted during normal business hours (8:00 a.m. - 5:00 p.m., Monday - Friday).

A Synopsis of the rate case can be reviewed at the above locations and at the following Public Libraries:

St. Lucie County Public Library Port St. Lucie Branch 180 SW Prima Vista Port St. Lucie, FL 34983 (772) 871-5450 Indian River County Public Library 1600 21st Street Vero Beach, FL 32960 (561) 770-5060 Hialeah John F. Kennedy Memorial Library Attention: Director 190 W. 49 Street Hialeah, FL 33012 (305) 819-9140 Broward County Main Library Attention: Director 100 S. Andrews Avenue Ft. Lauderdale, FL 33301 (954) 357-7444

Martin County Public Library Hoke Library 1150 NW Jack Williams Way Jensen Beach, FL 34957 (772) 463-2870

Central Brevard Library Attention: Director 308 Forrest Avenue Cocoa, FL 32922 (321) 633-1792 Miami Dade Main Library Attention: Director 101 West Flagler Street Miami, FL 33128 (305) 375-2665 Palm Beach County Library Belle Glade Branch 530 South Main Street Belle Glade, FL 33430 (561) 996-3453

Any customer comments regarding the Company's service or the proposed rate increase should be addressed to:

DIRECTOR, DIVISION OF THE COMMISSION CLERK AND ADMINISTRATIVE SERVICES Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, Florida 32399-0850

Such comments should refer to Docket No. 030569-GU, which is the docket number that has been assigned to this proceeding. If you wish to contact the Commission regarding complaints about service, you may call (toll free) or write the Florida Public Service Commission's Consumer Affairs Division:

DIVISION OF CONSUMER AFFAIRS
FLORIDA PUBLIC SERVICE COMMISSION
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850
1-800-342-3552 (Toll Free Number)

Company personnel may be contacted to answer questions concerning the rate request at the address shown on your gas service bill, or by calling the following telephone number: 1-800-347-4427 Extension 5222

This notice was prepared by the utility with the assistance of the Commission staff for distribution by the utility to its customers.

APPENDIX A CITY GAS COMPANY OF FLORIDA COMPARISON OF PRESENT AND PROPOSED RATES

Your annual usage in therms appears above your name on the address label of this document.

The Company is proposing substantial changes to its traditional customer classes and rate schedules. As proposed, the current residential, commercial and industrial classifications are replaced by 11 volumetric-based rate schedules, without regard to customer type. Under the proposed rate structure, there is no distinction between sales and transportation service or between firm and interruptible service.

The following table provides information to enable customers to compare rates under the existing classes to the proposed classes. For example, the proposed General Service 1-99 therm volumetric class (Rate Schedule GS-1) does not distinguish between residential, commercial and industrial customers. The information below has been separated to display GS-1 residential rates and GS-1 non-residential rates to allow customers to more easily compare the current and proposed rates. The Company is not proposing two GS-1 rate classes. The information is presented in this format solely for purposes of clarifying the Company's proposal.

In addition, the Flexible Gas Service, Contract Demand Service, and Off-System Sales rate schedules are not included in the rate comparisons. Rates for these schedules are established by negotiation.

ANNUAL THERMS	PROPOSED RATE SCHEDULE (PRESENT RATE SCHEDULE SHOWN IN PARENTHESIS)	PRESENT RATES	PROPOSED RATES	ANNUAL THERMS	PROPOSED RATE SCHEDULE (PRESENT RATE SCHEDULE SHOWN IN PARENTHESIS)	PRESENT RATES	PROPOSED RATES
0-99	GS-1 (Residential Sales: RS) Customer Charge, per month Distribution Charge, per therm	\$7.50 \$0.49367	\$9.25 \$0.5547	100-219	GS-100 (Commercial Sales: CS) Customer Charge, per month Distribution Charge, per therm	\$20.00 \$0.23877	\$12.00 \$0.4780
0-99	GS-1 (Commercial Sales: CS) Customer Charge, per month Distribution Charge, per therm	\$20.00 \$0.23877	\$9.25 \$0.5547	100-219	GS-100 (Small Commercial Transportation: Customer Charge, per month Distribution Charge, per therm	SCTS) \$25.00 \$0.23877	\$12.00 \$0.4780
0-99	GS-1 (Small Commercial Transportation: SC Customer Charge, per month Distribution Charge, per therm	\$25.00 \$0.23877	\$9.25 \$0.5547	220-599	GS-220 (Residential Sales: RS) Customer Charge, per month Distribution Charge, per therm	\$7.50 \$0.49367	\$15.00 \$0.4367
100-219	GS-100 (Residential Sales: RS) Customer Charge, per month Distribution Charge, per therm	\$7.50 \$0.49367	\$12.00 \$0.4780	220-599	GS-220 (Commercial Sales: CS) Customer Charge, per month Distribution Charge, per therm	\$20.00 \$0.23877	\$15.00 \$0.4367

Annual Therms	PROPOSED RATE SCHEDULE (PRESENT RATE SCHEDULE SHOWN IN PARENTHESIS)	PRESENT RATES	PROPOSED RATES	Annual Therms	PROPOSED RATE SCHEDULE (PRESENT RATE SCHEDULE SHOWN IN PARENTHESIS)	Present Rates	Proposed Rates
220-599	GS-220 (Small Commercial Transportation: Customer Charge, per month Distribution Charge, per therm	SCTS) \$25.00 \$0.23877	\$15.00 \$0.4367	25,000- 59,999	GS-25k (Small Commercial Transportation: Customer Charge, per month Distribution Charge, per therm	SCTS) \$25.00 \$0.23877	\$130.00 \$0.2759
600-1,199	GS-600 (Residential Sales: RS) Customer Charge, per month Distribution Charge, per therm	\$7.50 \$0.49367	\$20.00 \$0.3856	60,000- 119,999	GS-60k (Commercial Sales: CS) Customer Charge, per month Demand Charge, per DCQ* (in therms) Distribution Charge, per therm	\$20.00 \$ \$0.23877	\$185.00 \$0.725 \$0.2580
600-1,199	GS-600 (Commercial Sales: CS) Customer Charge, per month Distribution Charge, per therm	\$20.00 \$0.23877	\$20.00 \$0.3856	60,000- 119,999	GS-60k (Small Commercial Transportation: Customer Charge, per month Demand Charge, per DCQ* (in therms)	SCTS) \$25.00 \$	\$185.00 \$0.725
600-1,199	GS-600 (Small Commercial Transportation: Customer Charge, per month Distribution Charge, per therm	SCTS) \$25.00 \$0.23877	\$20.00 \$0.3856	120,000- 249,999	Distribution Charge, per therm GS-120k (Large Commercial Sales: LCS) Customer Charge, per month	\$0.23877 \$50.00	\$0.2580
1,200- 5,999	GS-1.2k (Residential Sales: RS) Customer Charge, per month Distribution Charge, per therm	\$7.50 \$0.49367	\$25.00 \$0.3062		Demand Charge, per DCQ* (in therms) Distribution Charge, per therm	\$ \$0.17847	\$0.725 \$0.1430
1,200- 5,999	GS-1.2k (Commercial Sales: CS) Customer Charge, per month Distribution Charge, per therm	\$20.00 \$0.23877	\$25.00 \$0.3062	120,000- 249,999	GS-120k (Commercial Transportation: CTS) Customer Charge, per month Demand Charge, per DCQ* (in therms) Distribution Charge, per therm	\$55.00 \$ \$0.17847	\$300.00 \$0.725 \$0.1430
1,200- 5,999	GS-1.2k (Small Commercial Transportation: Customer Charge, per month Distribution Charge, per therm	SCTS) \$25.00 \$0.23877	\$25.00 \$0.3062	250,000- 1,249,999	GS-250k (Interruptible Sales: IP/CI) Customer Charge, per month Demand Charge, per DCQ* (in therms) Distribution Charge, per therm	\$100.00 \$ \$0.15787	\$500.00 \$0.725 \$0.1309
6,000- 24,999	GS-6k (Commercial Sales: CS) Customer Charge, per month Distribution Charge, per therm	\$20.00 \$0.23877	\$33.00 \$0.2882	250,000- 1,249,000	GS-250k (Interruptible Transportation: ITS/C Customer Charge, per month Demand Charge, per DCQ* (in therms)	\$175.00 \$	\$500.00 \$0.725
6,000- 24,999 ~	GS-6k (Small Commercial Transportation: S Customer Charge, per month Distribution Charge, per therm	CTS) \$25.00 \$0.23877	\$33.00 \$0.2882	1,250,000	Distribution Charge, per therm + GS-1,250k (Interruptible Large Volume Sale Customer Charge, per month	\$0.15787 es: IL/CI-LV) \$250.00	\$0.1309
25,000- 59,999	GS-25k (Commercial Sales: CS) Customer Charge, per month Distribution Charge, per therm	\$20.00 \$0.23877	\$130.00 \$0.2759		Demand Charge, per DCQ* (in therms) Distribution Charge, per therm	\$ \$0.11198	\$0.725 \$0.1013
Annual	PROPOSED RATE SCHEDULE (PRESENT RATE SCHEDULE	Present	Proposed	ř	PROPOSED RATE SCHEDULE (PRESENT RATE SCHEDULE	Present	PROPOSED
THERMS	Shown In Parenthesis)	RATES	RATES		Shown In Parenthesis)	RATES	RATES
1,250,000+	- GS-1,250k (Interruptible Large Volume Transportation: ILT/CI-LVT) Customer Charge, per month Demand Charge, per DCQ* (in therms) Distribution Charge, per therm	\$400.00 \$ \$0.11198	\$800.00 \$0.725 \$0.1013	Residential Non- Residential Non-	Residential Connect dential Reconnect after non-payment Residential Reconnect after non-payment	\$30.00 \$60.00 \$30.00 \$60.00	\$50.00 \$110.00 \$50.00 \$170.00
518.75	GL (Gas Lighting) Energy Charge, per lamp	\$8.89	\$8.60	Cust Bill (nge of Account omer Requested Temporary Disconnection Collection in lieu of Disconnection	\$20.00 \$ \$15.00	\$20.00 \$20.00 \$20.00
NGV (Natura	al Gas Vehicles) Customer Charge, per month Distribution Charge, per therm	\$15.00 \$0.17500	\$15.00 \$0.1750		Payment Charge, whichever is greater rned Check Charge, whichever is greater	1.5% \$25.00	\$5 or 1.5% \$25.00
	TPS (Third Party Supplier) Customer Charge, per TPS per month Charge per Customer, per month	\$ \$	\$400.00 \$5.92	Сору	of Tariff	or 5% \$25.00	or 5% \$25.00
	TSS (Transportation Supply Service) Annual Service Charge Daily Usage Charge	\$ \$	\$500 \$50				

^{*} DCQ, or demand charge quantity, will be determined by the customer's maximum daily requirements in terms of therm units per day.

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