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Hopping Green & Sams

Attorneys and Counselors

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October 18, 2004

BY HAND DELIVERY

Blanca Bayó
Director, Office of the Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re: Docket No. 040003-GU

Dear Ms. Bayó:

Enclosed for filing on behalf of NUI City Gas Company of Florida ("Company") are the original and fifteen copies of the Company's Prehearing Statement in the above docket, along with a diskette containing the document in Word format.

By copy of this letter, these documents have been furnished to the parties on the attached certificate of service.

Please stamp and return the enclosed extra copy of this filing. If you have any questions regarding this filing, please give me a call at 425-2359.

Very truly yours,

[Handwritten signature of Gary V. Perko]

Gary V. Perko

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OPC Enclosures
MMS cc: Certificate of Service
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DOCUMENT NUMBER-DATE

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Certificate of Service

I HEREBY CERTIFY that a true and correct copy of NUI City Gas Company of Florida's Prehearing Statement has been furnished by U.S. mail to the following parties this day of October, 2004. 

Katherine E. Fleming (*)
Staff Attorney
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399

James Beasley
Lee Willis
Ausley Law Firm
P.O. Box 391
Tallahassee, FL 32302

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

Gloria Lopez
NUI City Gas Company of Florida
955 East 25th Street
Hialeah, FL 33013-3498

Norman Horton
Messer Law Firm
P.O. Box 1876
Tallahassee, FL 32302-1876

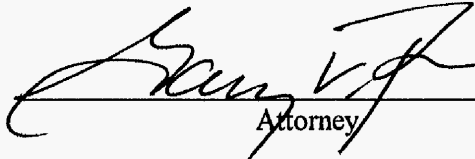
Macfarlane Ferguson Law Firm
Ansley Watson, Jr.
P.O. Box 1531
Tampa, FL 33601-1531

Jerry Melendy
Sebring Gas System, Inc.
3515 U.S. Highway 27 South
Sebring, FL 33870-5452

Robert D. Vandiver(*)
Office of Public Counsel
c/o The Florida Legislature
111 W. Madison Street
Tallahassee, FL 32399-1400

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

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



Attorney

Stuart L. Shoaf
St. Joe Natural Gas Company
P.O. Box 549
Port St. Joe, FL 32457

Thomas Kaufmann
NUI City Gas Company of Florida
One Elizabethtown Plaza
Union, NJ 07083-1975

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Purchased Gas Adjustment) Docket No. 040003-GU
(PGA) True-up)
_____) Filed: October 18, 2004

**CITY GAS COMPANY OF FLORIDA'S
PREHEARING STATEMENT**

Pursuant to the requirements of the Order on Procedure (Order No. PSC-04-0171-PCO-GU), NUI City Gas Company of Florida ("City Gas") hereby submits its Prehearing Statement.

A. Known Witnesses

City Gas intends to offer the direct testimony of Thomas Kaufmann dated May 3, 2004 and September 24, 2004, as revised on October 6, 2004.

Thomas Kaufmann	Issues 1-6
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B. Known Exhibits

City Gas intends to sponsor the following exhibits:

Kaufmann	TK-1	Final Fuel Over/ Under Recovery
	TK-2 (as revised 10/6/04)	Schedules E-1 Winter, E-1, E-1/R E-2, E-3, E-4, E-5

C. Basic Position:

City Gas has appropriately calculated its true-up amounts and purchased gas adjustment factor as shown in the Company's positions on Issues 1-5.

D.-F. Issues

City Gas' position on the issues identified by Staff are as follows:

Issue 1: What are the appropriate final purchased gas adjustment true-up amounts for the period January 2003 through December 2003?

City Gas: \$1,313,819 over-recovery

Issue 2: What are the estimated purchased gas adjustment true-up amounts for the period January 2004 through December 2004?

City Gas: \$1,873,845 over-recovery

Issue 3: What are the total purchased gas adjustment true-up amounts to be collected during the period January 2005 through December 2005?

City Gas: \$3,187,664 over-recovery

Issue 4: What are the appropriate levelized purchased gas cost recovery (cap) factors for the period January 2005 through December 2005?

City Gas: 94.952 cents/therm

Issue 5: What should be the effective date of the new purchased gas adjustment charge for billing purposes?

City Gas: The factors should be effective for all meter readings on or after January 1, 2005 and should apply for bills rendered for meter readings taken between January 1, 2005 and December 31, 2005.

Issue 6: Should an adjustment be made to City Gas Company of Florida's True-up for gas sales and purchases made during the period 1997-2003?

City Gas: Agree with Staff.

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 one pending confidentiality request (Doc. No. 10225-04).

J. Compliance With Order on Procedure

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

K. Objections to Witness Qualifications

City Gas has no objection to the qualifications of any expert witness.

RESPECTFULLY SUBMITTED this 18th day of October, 2004.

HOPPING GREEN & SAMS

By: 

Gary V. Perko
P.O. Box 6526
Tallahassee, FL 32314
(850) 222-7500

Attorneys for City Gas Company of Florida