

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition of Plant City Natural Gas Company for approval to adopt the conservation program of Central Florida Gas Company.)	DOCKET NO. 891063-EG
)	ORDER NO. 22003
)	ISSUED: 10-5-89

The following Commissioners participated in the disposition of this matter:

MICHAEL McK. WILSON, Chairman
 THOMAS M. BEARD
 BETTY EASLEY
 GERALD L. GUNTER
 JOHN T. HERNDON

NOTICE OF PROPOSED AGENCY ACTIONORDER APPROVING CONSERVATION PROGRAM

BY THE COMMISSION:

NOTICE is hereby given by the Florida Public Service Commission that the action discussed herein is preliminary in nature and will become final unless a person whose interests are adversely affected files a petition for a formal proceeding, pursuant to Rule 25-22.029, Florida Administrative Code.

On August 17, 1989, Plant City Natural Gas Company (PCNG) filed a petition for approval of a conservation program that was similar to the conservation program of its affiliate, Central Florida Gas Company. On August 31, 1989, PCNG withdrew its August 17 petition and filed a petition to adopt the existing program of Central Florida Gas Company (CFG).

In its petition PCNG seeks authorization to implement conservation program activities by October 1, 1989. The petition also states that on April 1, 1990, the two companies, PCNG and CFG will seek authorization to implement a single conservation cost recovery factor.

We have heretofore recognized the appropriateness of voluntary conservation programs submitted by natural gas utilities which do not meet the 100,000,000 therms per year threshold levels set forth in Section 366.82, Florida Statutes. Neither PCNG nor CFG's annual therm sales meet the

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100,000,000 therm sales per year requirement and the participation in conservation programs by both companies is voluntary.

It appears that the existing conservation program of CFG would be appropriate for implementation by PCNG.

In consideration of the foregoing, it is

ORDERED by the Florida Public Service Commission that the existing conservation program of Central Florida Gas Company is hereby approved for implementation by Plant City Natural Gas Company.

By ORDER of the Florida Public Service Commission,
this 5th day of OCTOBER, 1989.



STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)

MAP

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida

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Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

The action proposed herein is preliminary in nature and will not become effective or final, except as provided by Rule 25-22.029, Florida Administrative Code. Any person whose substantial interests are affected by the action proposed by this order may file a petition for a formal proceeding, as provided by Rule 25-22.029(4), Florida Administrative Code, in the form provided by Rule 25-22.036(7)(a) and (f), Florida Administrative Code. This petition must be received by the Director, Division of Records and Reporting at his office at 101 East Gaines Street, Tallahassee, Florida 32399-0870, by the close of business on October 26, 1989.

In the absence of such a petition, his order shall become effective on the day subsequent to the above date as provided by Rule 25-22.029(6), Florida Administrative Code, and as reflected in a subsequent order.

Any objection or protest filed in this docket before the issuance date of this order is considered abandoned unless it satisfies the foregoing conditions and is renewed within the specified protest period.

If this order becomes final and effective on the date described above, any party adversely affected may request judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or by the First District Court of Appeal in the case of a water or sewer utility by filing a notice of appeal with the Director, Division of Records and Reporting and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days of the effective date of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.