

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition by Chesapeake ) DOCKET NO. 931112-GU  
Utilities Corporation for ) ORDER NO. PSC-94-0024-FOF-GU  
approval of issuance and sale of ) ISSUED: January 6, 1994  
long-term debt and securities. )  
\_\_\_\_\_ )

The following Commissioners participated in the disposition of this matter:

J. TERRY DEASON, Chairman  
SUSAN F. CLARK  
JULIA L. JOHNSON  
LUIS J. LAUREDO  
DIANE K. KIESLING

ORDER GRANTING AUTHORITY TO CHESAPEAKE UTILITIES CORPORATION  
TO ISSUE AND SELL LONG-TERM DEBT AND SECURITIES DURING 1994

BY THE COMMISSION:

Pursuant to Section 366.04, Florida Statutes, a petition was filed on November 17, 1993, by Chesapeake Utilities Corporation (Chesapeake or company) seeking authority to issue up to 1,805,326 shares of common stock and \$25 million in unsecured long-term debt during the calendar year 1994.

According to Chesapeake, it may issue up to 805,326 shares of common stock for the purpose of administering Chesapeake's Retirement Savings Plan, Performance Incentive Plan, Automatic Dividend Reinvestment and Stock Purchase Plan, Restricted Stock Award Agreements, and the conversion of the company's convertible debentures. The company may issue up to 1,000,000 shares of common stock and \$15 million in unsecured long-term debt for the purpose of financing the company's acquisition program. Finally, the Company may issue up to \$10 million in unsecured long-term debt to be used for other general corporate purposes.

According to Chesapeake the total of \$25 million of unsecured long-term debt will have an estimated interest between 150 and 200 basis points above U.S. Treasury rates (or extrapolates U.S. Treasury rates) with equivalent average life.

Having reviewed the petition, we find that it should be granted.

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

ORDER NO. PSC-94-0024-FOF-GU  
DOCKET NO. 931112-GU  
PAGE 2


It is therefore,

ORDERED by the Florida Public Service Commission that the Petition of Chesapeake Utilities Corporation for authority to issue and sell long-term debt and securities as described herein is granted. It is further

ORDERED that Chesapeake Utilities Corporation shall file a consummating report in compliance with Rule 25-8.009, Florida Administrative Code within 90 days after issuance of the securities authorized by this Order. It is further

ORDERED that the foregoing authorization is without prejudice to the authority of this Commission with respect to rates, service, accounts, evaluation, estimates or determinations of costs, or any other matter whatsoever, not pending or which may come before this Commission, as provided in Section 366.04, Florida Statutes.

By ORDER of the Florida Public Service Commission this 6th day of January, 1994.



STEVE TRIBBLE, Director  
Division of Records and Reporting

( S E A L )  
MRC:bmi

ORDER NO. PSC-94-0024-FOF-GU  
DOCKET NO. 931112-GU  
PAGE 3

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 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.

Any party adversely affected by the Commission's final action in this matter may request: 1) reconsideration of the decision by filing a motion for reconsideration with the Director, Division of Records and Reporting within fifteen (15) days of the issuance of this order in the form prescribed by Rule 25-22.060, Florida Administrative Code; or 2) judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or 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 after the issuance of this order, pursuant to Rule 9.110, Florida Rules of Civil Procedure. The notice of appeal must be in the form specified in Rule 9.900 (a), Florida Rules of Appellate Procedure.