

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition by FLORIDA ) DOCKET NO. 941212-GU  
DIVISION OF CHESAPEAKE UTILITIES ) ORDER NO. PSC-94-1619-FOF-GU  
CORPORATION for approval to ) ISSUED: December 29, 1994  
issue common stock and unsecured )  
debt and to exceed limitation )  
placed on short-term borrowings )  
in 1995, incorporating the )  
existing authorization of Order )  
No. PSC-94-1094-FOF-GU, and to )  
close Docket No. 940823-GU. )

The following Commissioners participated in the disposition of this matter:

J. TERRY DEASON, Chairman  
SUSAN F. CLARK  
JOE GARCIA  
JULIA L. JOHNSON  
DIANE K. KIESLING

**ORDER GRANTING AUTHORITY TO FLORIDA DIVISION OF CHESAPEAKE UTILITIES CORPORATION TO ISSUE AND SELL SECURITIES DURING 1995**

BY THE COMMISSION:

On November 16, 1994, the Florida Division of Chesapeake Utilities Corporation (Chesapeake or company) filed a petition with this Commission seeking authority to issue 2,736,973 shares of Chesapeake common stock and up to \$40,000,000 in unsecured debt and to exceed the limitation placed on short-term borrowing by Section 366.04, Florida Statutes, so as to issue short-term obligations in an amount not to exceed \$25,000,000, during calendar year 1995. Further, Chesapeake requested that this Order incorporate the existing authorization of Order No. PSC-94-1094-FOF-GU, and close Docket No. 940823-GU.

According to Chesapeake, it may issue up to 736,973 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 2,000,000 shares of common stock and \$25 million in unsecured long-term debt for the purpose of financing the company's acquisition program. Finally, the Company may issue up to \$15 million in unsecured long-term debt to be used for other general corporate purposes.

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According to Chesapeake the total of \$40 million of unsecured long-term debt will have an estimated interest between 150 and 200 basis points above U.S. Treasury rates.

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

It is therefore,

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

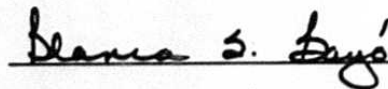
ORDERED that the Florida Division of Chesapeake Utilities Corporation shall file a consummating report in compliance with Rule 25-8.009, Florida Administrative Code within 90 days after issuance of the securities authorized by this Order. It is further

ORDERED that this Order incorporates the existing authorization of Order No. PSC-94-1094-FOF-GU. It is further

ORDERED that Docket No. 940823-GU is closed. 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 29th of December, 1994.



BLANCA S. BAYÓ, Director  
Division of Records and Reporting

( S E A L )

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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.