

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application by Florida
Public Utilities Company for
authority to issue and sell
securities during calendar year
2001 pursuant to Section 366.04,
F.S., and Chapter 25-8, F.A.C.

DOCKET NO. 001783-GU
ORDER NO. PSC-01-0627-FOF-GU
ISSUED: March 14, 2001

The following Commissioners participated in the disposition of
this matter:

E. LEON JACOBS, JR., Chairman
J. TERRY DEASON
LILA A. JABER
BRAULIO L. BAEZ
MICHAEL A. PALECKI

ORDER GRANTING AUTHORITY TO ISSUE AND SELL SECURITIES

Florida Public Utilities Company (FPUC) filed an application on December 12, 2000, seeking Commission approval pursuant to Section 366.04, Florida Statutes, and Chapter 25-8, Florida Administrative Code, to issue and sell and/or exchange any combination of long-term debt, short-term notes and equity securities and/or to assume liabilities or obligations as guarantor, endorser or surety during calendar year 2001. FPUC filed an amendment to its original application on January 19, 2001, which increased the dollar amount of its authority to \$60 million in long-term debt, short-term notes and equity securities, or any combination thereof. Notice of FPUC's application was given in the Florida Administrative Weekly on February 9, 2001.

FPUC states that proceeds from the issuance of debt for which it seeks authority will be used to provide additional facilities through construction expenditures, to repay long-term debt and to repay short-term notes. The purposes for which FPUC seeks issuance of the described securities are consistent with, and will not impair, the proper performance by FPUC as a public utility. FPUC alleges that the issuance of these securities is for a lawful object within its corporate purposes, and is reasonable, necessary

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and appropriate to provide reliable and economic service to its customers in FPUC's rapidly growing service area.

Having reviewed the application, it is the finding of this Commission that the issuance and sale of the aforementioned securities will not impair the ability of FPUC to perform the services of a public utility. These transactions are for such lawful purposes within FPUC's corporate powers and, as such, the application is granted subject to the conditions stated herein.

Our approval of the proposed issuance of securities by FPUC does not indicate specific approval of any rates, terms or conditions associated with the issuance. Such matters are properly reserved for review by the Commission within the context of a rate proceeding.

Based on the foregoing, it is .

ORDERED by the Florida Public Service Commission that the application by Florida Public Utilities Company, to issue and sell securities during calendar year 2001, is approved. It is further

ORDERED that this docket remain open until April 15, 2002, to allow for submission of the consummation report by Florida Public Utilities Company.

By ORDER of the Florida Public Service Commission this 14th day of March, 2001.

BLANCA S. BAYÓ, Director
Division of Records and Reporting

By: Kay Flynn
Kay Flynn, Chief
Bureau of Records

(S E A L)

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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), 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, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, 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 and/or wastewater 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 Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.