

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for review and determination on the project construction and gas transportation agreement between NUI Utilities, Inc. d/b/a City Gas Company of Florida and Florida Crystals Corporation, and approval of an interim service arrangement.

DOCKET NO. 160175-GU
ORDER NO. PSC-17-0161-PCO-GU
ISSUED: May 8, 2017

ORDER SUSPENDING HEARING SCHEDULE

By Order No. PSC-16-0581-PCO-GU, issued December 27, 2016, the Public Service Commission (Commission) approved Florida City Gas's (City Gas) and Florida Crystals' (Crystals) joint request to set this matter for an administrative hearing. Order No. PSC-17-0033-PCO-GU, issued January 24, 2017, established the hearing schedule and procedures.

On May 3, 2017, City Gas and Crystals filed a joint motion requesting that the Commission suspend the hearing schedule in this docket. The parties' motion indicated that, on April 19, 2017, the parties executed a settlement agreement that resolves all of the issues between the parties. Further, the motion stated that, on or about May 4, 2017, the parties would seek the Commission's review and approval of certain settlement terms within the Commission's exclusive jurisdiction by filing the parties' Joint Petition and Amended and Restated Gas Transportation Agreement. As such, City Gas and Crystals requested that the Commission suspend the hearing schedule and controlling dates set forth in Order No. PSC-17-0033-PCO-GU until the Commission rules upon the Joint Petition and Amended and Restated Gas Transportation Agreement.

On May 4, 2017, City Gas and Crystals filed their Joint Petition and Amended and Restated Gas Transportation Agreement. Therefore, I find it appropriate to suspend the hearing schedule in this docket pending the Commission's review of and ruling on the parties' Joint Petition and Amended and Restated Gas Transportation Agreement.

Based upon the foregoing, it is

ORDERED by Commissioner Jimmy Patronis, as Prehearing Officer, that the hearing schedule contained in Order No. PSC-17-0033-PCO-GU shall be suspended pending the Commission's review of and ruling on the parties' Joint Petition and Amended and Restated Gas Transportation Agreement.

By ORDER of Commissioner Jimmy Patronis, as Prehearing Officer, this 8th day of May, 2017.



JIMMY PATRONIS
Commissioner and Prehearing Officer
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Copies furnished: A copy of this document is provided to the parties of record at the time of issuance and, if applicable, interested persons.

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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.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

Any party adversely affected by this order, which is preliminary, procedural or intermediate in nature, may request: (1) reconsideration within 10 days pursuant to Rule 25-22.0376, 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 wastewater utility. A motion for reconsideration shall be filed with the Office of Commission Clerk, in the form prescribed by Rule 25-22.0376, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.