

BEFORE THE  
FLORIDA PUBLIC SERVICE COMMISSION

-----  
 In the Matter of :  
 :  
 Purchased Gas Adjustment :  
 (PGA True-Up) : DOCKET NO. 950003-GU  
 -----

PROCEEDINGS: PREHEARING CONFERENCE

BEFORE: COMMISSIONER J. TERRY DEASON  
Prehearing Officer

DATE: Monday, February 20, 1995

TIME: Commenced at 1:30 p.m.  
Concluded at 1:45 p.m.

PLACE: Fletcher Building  
FPSC Hearing Room 122  
101 East Gaines Street  
Tallahassee, Florida

REPORTED BY: ROWENA NASH HACKNEY  
Official Commission Reporter

FLORIDA PUBLIC SERVICE COMMISSION DOCUMENT NUMBER-DATE

02306 FEB 28 1995

FPSC-RECORDS/REPORTING

## 1 APPEARANCES:

2           **WAYNE L. SCHIEFELBEIN**, Gatlin, Woods, Carlson  
3 & Cowdery, 1709-D Mahan Drive, Tallahassee, Florida  
4 32308, Telephone No. (904) 877-7191, appearing on behalf  
5 of **Chesapeake Utilities Corporation**.

6           **VICKI GORDON KAUFMAN**, McWhirter, Reeves,  
7 McGlothlin, Davidson and Bakas, 315 South Calhoun  
8 Street, Suite 716, Tallahassee, Florida 32301, Telephone  
9 No (904) 222-2525, appearing on behalf of **City Gas**  
10 **Company of Florida**.

11           **NORMAN H. HORTON, JR.**, Messer, Vickers,  
12 Caparello, Madsen, Goldman & Metz, P.A., Post Office Box  
13 1876, Tallahassee, Florida 32302-1876, Telephone No.  
14 (904) 222-0720, appearing on behalf of **Florida Public**  
15 **Utilities Company, Sebring Gas System, South Florida**  
16 **Natural Gas Company and West Florida Natural Gas**  
17 **Company**.

18           **MATTHEW R. COSTA**, Macfarlane, Ausley, Ferguson  
19 & McMullen, P.O. Box 1531, Tampa, Florida 33601,  
20 Telephone No. (813) 273-4305, appearing on behalf of  
21 **Peoples Gas Company**.

22

23

24

25

## 1 APPEARANCES CONTINUED:

2                   **JOHN ROGER HOWE**, Office of Public Counsel, 111  
3 West Madison Street, Room 812, Tallahassee, Florida  
4 32399-1400, Telephone No. (904) 488-9330, appearing on  
5 behalf of the **Citizens of the State of Florida**.

6                   **MARTHA CARTER BROWN** and **SHEILA L. ERSTLING**,  
7 Florida Public Service Commission, Division of Legal  
8 Services, 101 East Gaines Street, Tallahassee, Florida  
9 32399-0850, Telephone No. (904) 487-2740, appearing on  
10 behalf of the **Commission Staff**.

11                   **PRENTICE P. PRUITT**, Florida Public Service  
12 Commission, Office of General Counsel, 101 East Gaines  
13 Street, Tallahassee, Florida 32399-0862, Telephone No.  
14 (904) 488-7463, **Counsel to the Commissioners**.

15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

## P R O C E E D I N G S

(Hearing convened at 1:35 p.m.)

COMMISSIONER DEASON: Call the prehearing conference to order.

First of all, let me apologize for the slight delay and the fact that we're meeting in a different room; but as I'm sure everyone is aware, the internal affairs that we had scheduled for today proceeded longer than we first envisioned. And with that, we'll begin with having the notice read.

MS. BROWN: By notice issued February 10th, 1995, this time and place was set for a prehearing conference in the following dockets: Docket No. 950001-EI, Fuel and Purchased Power Cost Recovery Clause with Generating Performance Incentive Factor; Docket No. 950002-EG, Energy Conservation Cost Recovery Clause; Docket No. 950003-GU, Purchased Gas Cost Recovery Clause; and Docket No. 950007-EI, Environmental Cost Recovery Clause. The purpose of the prehearing conference is described in the notice.

COMMISSIONER DEASON: Okay. We'll take appearances at this time.

MR. SCHIEFELBEIN: Wayne Schiefelbein, with Gatlin, Woods, Carlson & Cowdery, appearing on behalf of Chesapeake Utilities Corporation.

1 MR. COSTA: Matt Costa of Macfarlane, Ausley,  
2 Ferguson & McMullen, P.O. Box 1531, Tampa, Florida  
3 33601, on behalf of Peoples Gas in the  
4 03 docket.

5 MR. HORTON: Norman H. Horton, Jr., Messer,  
6 Vickers, Caparello, Madsen, Goldman & Metz, P.O. Box  
7 1876, Tallahassee, appearing on behalf of Florida Public  
8 Utilities in the 01, 02 and 03 dockets; West Florida  
9 Natural Gas in the 02 and 03; and Sebring Gas Systems  
10 and South Florida Natural Gas Company in the  
11 03 docket.

12 MR. HOWE: Commissioner Deason, I'm Roger Howe  
13 with the Office of Public Counsel, appearing on behalf  
14 of the Citizens of the State of Florida in the 01, 02,  
15 03 and 07 dockets.

16 MS. KAUFMAN: Vicki Gordon Kaufman, McWhirter,  
17 Reeves, McGlothlin, Davidson and Bakas, 315 South  
18 Calhoun Street, Suite 716, Tallahassee 32301. I'm  
19 appearing on behalf of City Gas Company of Florida in  
20 the 0002 and the 0003 dockets.

21 MS. BROWN: Martha Carter Brown and Vicki D.  
22 Johnson for the Florida Public Service Commission Staff  
23 in the 01 and 07 dockets.

24 MR. PRUITT: And I'm Prentice P. Pruitt,  
25 counsel for the Commissioners.

1 MS. ERSTLING: Sheila L. Erstling and Beth  
2 Culpepper for the Florida Public Commission Staff in the  
3 02 and 03 dockets.

4 MR. SCHIEFELBEIN: And, Commissioner Deason,  
5 if I may, for the record, state my appearance on behalf  
6 of Chesapeake is in the 02 and 03 dockets.

7 Thank you.

8 COMMISSIONER DEASON: Okay, very well. Any  
9 other appearances?

10 Here again, I apologize for the cramped  
11 quarters, so we are going to have to be sharing  
12 microphones. But perhaps some of the dockets that are a  
13 little less controversial, we may get to proceed through  
14 those quite quickly.

15 Ms. Brown?

16 MS. BROWN: Commissioner Deason, it appears to  
17 us at this point that the 03 and 07 dockets may be the  
18 least controversial, and we suggest that we do those  
19 first.

20 COMMISSIONER DEASON: Without any objection,  
21 we'll proceed to the 03 docket, which is the purchased  
22 gas adjustment docket.

23 MS. ERSTLING: Commissioner Deason, it's my  
24 understanding that all of the parties have agreed to  
25 Staff's position. However, at this particular time, Doc

1 Horton would like to address us regarding certain  
2 changes to several of the companies that he is  
3 representing.

4 COMMISSIONER DEASON: Mr. Horton?

5 MR. HORTON: Commissioner, West Florida  
6 Natural Gas' position in the 03 docket should be the  
7 same position as that shown for the Staff, so we have no  
8 objection to the Staff's numbers being shown in our  
9 positions in all four issues.

10 COMMISSIONER DEASON: Very well.

11 Mr. Howe?

12 MR. HOWE: And we will agree with Staff on all  
13 four issues also.

14 COMMISSIONER DEASON: Very well.

15 Ms. Erstling, where does that leave us at this  
16 point?

17 MS. ERSTLING: At this point, I believe that  
18 all the issues are stipulated out. We have spoken with  
19 Indiantown and St. Joe, which also agrees with Staff,  
20 and they are in the process of supposedly sending us a  
21 fax that they're positions are in agreement with Staff.  
22 And we can stipulate all the issues as being in  
23 agreement with Staff.

24 COMMISSIONER DEASON: Okay. We'll just have  
25 that reflected in the final Prehearing Order. And it

1 would be my intent, then, to not have any of those  
2 witnesses appear at the hearing. Under Commission  
3 custom and practice, the prefiled testimony of those  
4 witnesses will be inserted into the record and cross  
5 examination will be waived; therefore, there will be a  
6 full and complete record and then the Commission will  
7 have a record upon which to base its decision. And the  
8 Prehearing Order will reflect that all issues have been  
9 stipulated by all parties, or at least not been  
10 questioned by all parties.

11 MS. KAUFMAN: Commissioner Deason?

12 COMMISSIONER DEASON: Yes.

13 MS. KAUFMAN: I agree with Staff's  
14 representation. I just wanted to make a correction to  
15 the draft Prehearing Order. On Page 7, the first issue  
16 that appears there, City Gas' position is that it is an  
17 underrecovery rather than an overrecovery, and that's  
18 the same position that Staff has. I just wanted that to  
19 be clear.

20 COMMISSIONER DEASON: Very well. We will make  
21 that correction. And if any other similar corrections  
22 that need to be made come to mind, if you will please  
23 notify Staff as promptly as possible, I'm sure they'll  
24 incorporate any minor changes of that nature into the  
25 final Prehearing Order.

1                   Anything remaining then in the 03 docket?

2   Very well. We will move, then, into the 07 docket.

3                   (Thereupon, the proceedings in the 950003-GU  
4 docket were concluded at 1:45 p.m.)

5                                   - - - - -  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

1 STATE OF FLORIDA)  
 :  
 2 COUNTY OF LEON )

CERTIFICATE OF REPORTER

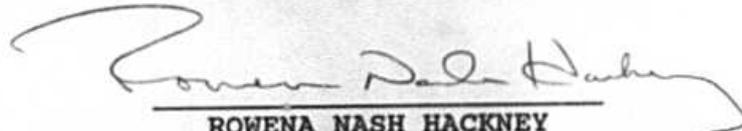
3 I, ROWENA NASH HACKNEY, Official Commission  
 Reporter,

4 DO HEREBY CERTIFY that the Prehearing  
 5 Conference in Docket No. 950003-GU was heard by the  
 Prehearing Officer at the time and place herein stated;  
 6 it is further

7 CERTIFIED that I stenographically reported the  
 said proceedings; that the same has been transcribed  
 8 under my direct supervision; and that this transcript,  
 consisting of 9 pages, constitutes a true transcription  
 9 of my notes of said proceedings.

10 DATED this 27th day of February, 1995.

11  
 12  
 13  
 14

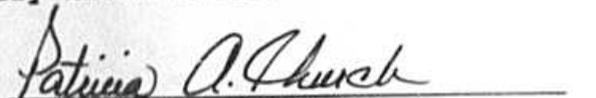


ROWENA NASH HACKNEY  
 Official Commission Reporter  
 (904) 488-5981

15 STATE OF FLORIDA)  
 :  
 16 COUNTY OF LEON )

17 The foregoing certificate was acknowledged  
 before me this 27th day of February, 1995, by ROWENA  
 18 NASH HACKNEY, who is personally known to me.

19  
 20  
 21  
 22  
 23  
 24  
 25



PATRICIA A. CHURCH  
 Notary Public - State of Florida  
 My Commission No. CC-90785  
 Notary Public, State of Florida  
 My Commission Expires April 20, 1995  
 Bonded Through [unclear] Insurance [unclear]