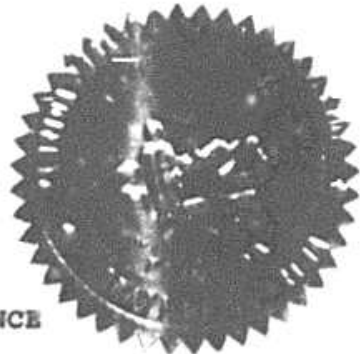


BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION

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In the Matter of	: DOCKET NO. 970003-GU
Purchased gas adjustment	:
(PGA) true-up	:



PROCEEDINGS: **PREHEARING CONFERENCE**

BEFORE: **COMMISSIONER J. TERRY DEASON**
 Prehearing Officer

DATE: **Wednesday, February 5, 1997**

TIME: Commenced at 10:00 a.m.

PLACE: **Betty Easley Conference Center**
 Room 148
 4075 Esplanade Way
 Tallahassee, Florida

REPORTED BY: **H. RUTHE POTAMI, CSR, RPR**
 Official Commission Reporter

DOCUMENT NUMBER DATE
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1 **APPEARANCES:**

2 **WAYNE L. SCHIEFELBEIN**, Gatlin, Schiefelbein
3 and Cowdery, The Mahan Station, 1709-D Mahan Drive,
4 Tallahassee, Florida 32308, appearing on behalf of
5 **Chesapeake Utilities Corporation.**

6 **MICHAEL PALECKI**, NUI Corporation-Southern
7 Division, 955 East 25th Street, Hialeah, Florida
8 33013, appearing on behalf of **City Gas Company of**
9 **Florida.**

10 **WILLIAM WILLINGHAM**, Rutledge, Ecenia,
11 Underwood, Purnell and Hoffman, Post Office Box 551,
12 215 South Monroe Street, Suite 420, Tallahassee,
13 Florida 32302-0551, appearing on behalf of **Florida**
14 **Public Utilities Company.**

15 **DAVID M. NICHOLSON**, Macfarlane, Ferguson &
16 McMullen, Post Office Box 1531, Tampa, Florida 33601,
17 appearing on behalf of **Peoples Gas System, Inc.**

18 **NORMAN H. HORTON, JR.**, Messer, Caparello,
19 Metz, Maida & Self, 215 South Monroe Street, Suite
20 701, Post Office Box 1876, Tallahassee, Florida
21 32302-1876, appearing on behalf of **Sebring Gas System,**
22 **Inc., South Florida Natural Gas Company and West**
23 **Florida Natural Gas Company.**

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1 APPEARANCES CONTINUED:

2 JOHN ROGER HOWE, Deputy Public Counsel,
3 Office of Public Counsel, c/o The Florida Legislature,
4 111 West Madison Street, Room 812, Tallahassee,
5 Florida 32399-1400, appearing on behalf of the
6 Citizens of the State of Florida.

7 WILLIAM COCHRAN KEATING, IV, Florida Public
8 Service Commission, Division of Legal Services, 2540
9 Shumard Oak Boulevard, Tallahassee, Florida
10 32399-0870, appearing on behalf of the Commission
11 Staff.

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

2 (Hearing convened at 10:00 a.m.)

3 COMMISSIONER DEASON: If I can have
4 everyone's attention, please, we'll go ahead and call
5 the prehearing conference order. I would note for the
6 record that due to the heavy fog, that some
7 participants are going to be a little bit late in
8 their arrival. I think they are just arriving.

9 We will go ahead and begin. Given that all
10 the parties, I believe, are here at this time, is
11 there any preference to which docket we take first?
12 Staff?

13 MS. JOHNSON: Staff would like to proceed
14 with the 07 docket first -- it only involves one
15 party -- and probably dispose of that rather quickly.

16 COMMISSIONER DEASON: Okay. Well, let's go
17 ahead and have the notice read, please.

18 MS. JOHNSON: By notice issued January 13,
19 1997, a prehearing conference was set in Docket
20 No. 970001-EI, Fuel and Purchase Power Cost Recovery
21 Clause and Generating Performance Incentive Factor,
22 Docket No. 970002-EG, Conservation Cost Recovery
23 Clause, Docket No. 970003-GU, Purchased Gas
24 Adjustment, and Docket No. 970007-EI, Environmental
25 Cost Recovery Clause.

1 **COMMISSIONER DEASON:** Thank you. We'll go
2 ahead and take appearances for all of the docket
3 today.

4 **MR. CHILDS:** Commissioner, my name is
5 Matthew Childs with the firm of Steel, Hector and
6 Davis, appearing on behalf of Florida Power & Light
7 Company.

8 **MR. BEASLEY:** Commissioner, I'm James D.
9 Beasley appearing with Lee L. Willis, both of the firm
10 of Ausley & McMullen appearing on behalf of Tampa
11 Electric Company in the 01, 02 and 07 dockets.

12 **MR. PALECKI:** Michael Palecki, City Gas
13 Company of Florida, appearing on the 02 and 03
14 dockets.

15 **MS. KAUFMAN:** Vicki Gordon Kaufman,
16 McWhirter, Reeves, McGlothlin, Davidson, Rief, Bakas,
17 on behalf of the Florida Industrial Power Users Group
18 in the 01, 02 and 07 dockets.

19 **MR. HORTON:** Norman H. Horton, Jr. of the
20 law firm of Messer, Caparello & Self, on behalf of
21 West Florida Natural Gas in the 02 docket, Sebring Gas
22 System, Inc., South Florida Natural Gas, and West
23 Florida Natural Gas in the 03 docket.

24 **MR. MCGEE:** James McGee on behalf of Florida
25 Power Corporation in both the 02 and the 01 dockets.

1 **MR. STONE:** Jeffrey A. Stone, and with me is
2 Russell A. Badders of the law firm Beggs & Lane
3 representing Gulf Power Company in the 01 and 02.

4 **MR. WILLINGHAM:** Bill Willingham of the law
5 firm Rutledge, Ecenia, Underwood, Purnell & Hoffman on
6 behalf of Florida Public Utilities Company in the 01,
7 02 and 03 dockets.

8 **MR. LAVIA:** Jay LaVia with the law firm of
9 Landers & Parsons for People's Gas in the 02 docket.

10 **MR. NICHOLSON:** David Nicholson, law firm of
11 Macfarlane, Ferguson & McMullen, on behalf of People's
12 Gas in the 03 docket.

13 **MR. SHIEFELBEIN:** Wayne Shiefelbein, Gatlin,
14 Schiefelbein & Cowdery appearing on behalf of
15 Chesapeake Utilities Corporation in the 02 and 03
16 dockets.

17 **MR. HOWE:** I'm Roger Howe with the Office of
18 Public Counsel appearing on behalf of the Citizens of
19 the State of Florida in the 01, 02, 03 and 07 dockets.

20 **MS. JOHNSON:** Vicki Johnson on behalf of the
21 Commission Staff in the 01 and 07 dockets.

22 **MR. KEATING:** Cochran Keating on behalf of
23 the Commission Staff in the 03 docket.

24 **MS. WAGNER:** Lorna Wagner on behalf of
25 Commission Staff for the 02 docket.

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2 COMMISSIONER DEASON: Does Staff have a
3 preference as to the next docket we proceed into?

4 MS. JOHNSON: We're ready with the 03
5 docket.

6 COMMISSIONER DEASON: 03?

7 MS. JOHNSON: Yes.

8 COMMISSIONER DEASON: Very well. We will
9 then proceed into the 03 docket. Are there any
10 changes or corrections to either the case background
11 or any questions concerning the procedure for handling
12 confidential information?

13 MR. KEATING: Not that Staff is aware of.

14 COMMISSIONER DEASON: Section 3 addresses
15 prefiled testimony and exhibits, Section 4, Order of
16 Witnesses. Section 5, Basic Positions; any changes or
17 corrections? Section 6 addresses the issues and
18 positions. Any changes or corrections to Issue 1?
19 Issue 2 --

20 MR. HOWE: Public Counsel will take "no
21 position" on all the issues.

22 COMMISSIONER DEASON: Ms. Kaufman, you're
23 not a participant in the 03 docket; is that correct?

24 MS. KAUFMAN: That's right. FIPUG is not
25 participating.

1 **COMMISSIONER DEASON:** Issue 2. Staff let me
2 ask, for those companies for which there is no
3 discrepancy between Staff and the company's position,
4 are those going to be shown as stipulations, or how do
5 we expect to proceed?

6 **MR. KEATING:** Yes, they will be shown as
7 stipulations.

8 **COMMISSIONER DEASON:** And I assume the
9 parties have that understanding as well.

10 Issue 3? Issue 4? I'm going to proceed
11 rapidly unless I hear someone interrupt and need to
12 make a comment. Issue 5?

13 **MR. SHIEFELBEIN:** Excuse me. On Issue 5
14 Chesapeake's position would be "Agree with Staff."

15 **COMMISSIONER DEASON:** Any other issues to be
16 brought up in the 03 docket? No other issues; very
17 well.

18 Section 7 addresses the exhibit list. Any
19 changes or corrections to that list?

20 Section 8 is Proposed Stipulations. There
21 are no proposed stipulations other than those that we
22 just discussed?

23 **MR. KEATING:** That is correct.

24 **COMMISSIONER DEASON:** And there are no
25 pending motions. Any other matters to be brought

1 before the prehearing officer in the 03 docket?

2 MR. KEATING: Staff is aware of no other
3 matters.

4 COMMISSIONER DEASON: Mr. Shiefelbein?

5 MR. SHIEFELBEIN: May counsel be excused
6 from attending the hearing and filing posthearing --

7 COMMISSIONER DEASON: Mr. Shiefelbein, you
8 need to, I think, press your button.

9 MR. SHIEFELBEIN: I apologize. May counsel
10 representing stipulated companies be excused from the
11 hearing and from filing posthearing statements?

12 COMMISSIONER DEASON: I have no objection,
13 if Staff has no objection.

14 MR. KEATING: No objection.

15 COMMISSIONER DEASON: Very well. Yes. That
16 concludes, then, the 03 docket. Does Staff have a
17 preference to the next docket?

18 MS. JOHNSON: We're prepared for either 01
19 or 02.

20 COMMISSIONER DEASON: We'll proceed then
21 into the -- since we're going in reverse order, it
22 appears, we'll just go to 02.

23 (Thereupon, the hearing concluded.)

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