

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Petition for approval of transportation cost recovery clause true-up by Florida Division of Chesapeake Utilities Corporation. || DOCKET NO. 040125-GU  
ORDER NO. PSC-04-0403-TRF-GU  
ISSUED: April 19, 2004

The following Commissioners participated in the disposition of this matter:

BRAULIO L. BAEZ, Chairman  
J. TERRY DEASON  
LILA A. JABER  
RUDOLPH "RUDY" BRADLEY  
CHARLES M. DAVIDSON

ORDER GRANTING TRANSPORTATION COST RECOVERY CLAUSE TRUE-UP

BY THE COMMISSION:

By Order No. PSC-02-0110-TRF-GU, issued January 24, 2002, in Docket No. 011579-GU, this Commission approved Florida Division of Chesapeake Utilities Corporation's (Chesapeake or the Company) initial transportation cost recovery clause (TCR) factors for the purpose of recovering an estimated \$339,922 in non-recurring charges related to costs incurred to comply with Rule 25-7.0335, Florida Administrative Code, which required all natural gas utilities to make transportation service available to all non-residential customers. In that Order, we approved the recovery of these costs over a two-year period effective January 8, 2002, and provided for the true-up of any over or under collection of the actual charges incurred by the Company to comply with Rule 25-7.0335.

On February 4, 2004, Chesapeake filed a petition seeking approval to collect a \$7 TCR under recovery through a charge to its Operational Balancing Account (OBA) and to eliminate the TCR factors. This Order addresses Chesapeake's February 4, 2004 petition.

We have jurisdiction over this matter pursuant to Sections 366.04, 366.05, and 366.06, Florida Statutes.

Based on the Company's calculations, it incurred \$337,344 during the two-year period January 2001, through December 2003, to comply with Rule 25-7.0335. The revenue received from its customers for the same period is \$337,337, or an under recovery of \$7. The Company proposes to charge its OBA for the amount of the under recovery.

This true-up is in compliance with Rule 25-7.0335 and Order No. PSC-02-0110-TRF-GU. Moreover, the Company has submitted its fifth revised tariff sheet No. 76, which eliminates the TCR. Based on the Company's petition and our staff's audit, Chesapeake's TCR true-up,

DOCUMENT NUMBER-DATE

04606 APR 19 04

FPSC-COMMISSION CLERK

ORDER NO. PSC-04-0403-TRF-GU  
DOCKET NO. 040125-GU  
PAGE 2

which represents an under recovery of \$7 to be charged to its OBA and the elimination of the TCR factors, is appropriate and shall be approved effective March 30, 2004, the date of our vote on this matter.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the petition by the Florida Division of Chesapeake Utilities Corporation for approval of a transportation cost recovery true-up, in the amount of \$7 under recovery through a charge to its Operational Balancing Account and elimination of the transportation cost recovery factors, is approved effective March 30, 2004. It is further

ORDERED that if a protest is filed by a person whose substantial interests are affected within 21 day of the issuance of the Order, the tariff shall remain in effect with any charges held subject to refund pending resolution of the protest. It is further

ORDERED that if no protest is filed, this docket shall be closed upon the issuance of a Consummating Order.

By ORDER of the Florida Public Service Commission this 19th day of April, 2004.

BLANCA S. BAYÓ, Director  
Division of the Commission Clerk  
and Administrative Services

By: Kay Flynn  
Kay Flynn, Chief  
Bureau of Records

( S E A L )

RRJ

NOTICE OF FURTHER PROCEEDINGS

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.

The Commission's decision on this tariff is interim in nature and will become final, unless a person whose substantial interests are affected by the proposed action files a petition for a formal proceeding, in the form provided by Rule 28-106.201, Florida Administrative Code. This petition must be received by the Director, Division of the Commission Clerk and Administrative Services, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on May 10, 2004.

In the absence of such a petition, this Order shall become final and effective upon the issuance of a Consummating Order.

Any objection or protest filed in this docket before the issuance date of this order is considered abandoned unless it satisfies the foregoing conditions and is renewed within the specified protest period.