

ORIGINAL



Fort Lauderdale
Jacksonville
Miami
New York, NY
Orlando
Tallahassee
Tampa
Washington, DC
West Palm Beach

Suite 1200
106 East College Avenue
Tallahassee, FL 32301
www.akerman.com
850 224 9634 tel 850 222 0103 fax

September 23, 2005

VIA HAND DELIVERY

Ms. Blanca Bayo
Director
Office of Commission Clerk & Administrative Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399

RECEIVED FPSC
05 SEP 23 PM 1:37
COMMISSION
CLERK

RE: Docket No. 050003-GU

Dear Ms. Bayo:

Enclosed for filing on behalf of Florida City Gas are the original and fifteen copies of:

1. Petition for Approval of PGA Factor
2. Direct Testimony of Thomas Kaufmann with Exhibit No. ___TK-2

Also enclosed is a CD containing the petition and testimony in Adobe Acrobat format.

By copy of this letter, these documents have been furnished to the parties on the attached certificate of service.

Please stamp and return the enclosed extra copy of this filing. If you have any questions regarding this filing, please give me a call at 224-9634.

Sincerely,

Bill L. Bryant Jr.

- CMP _____
- COM 5 _____
- CTR _____
- ECR _____
- GCL _____
- OPC _____
- RCA _____
- SCR _____
- SGA _____
- SEC 1 _____
- OTH _____

Enclosures

cc: Certificate of Service

RECEIVED & FILED

FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

09047 SEP 23 '05

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Purchased Gas Adjustment) Docket No. 050003-GU
(PGA) True-up)
_____) Filed: September 23, 2005

PETITION BY FLORIDA CITY GAS,
FOR APPROVAL OF PGA FACTOR
TO BE APPLIED FOR SERVICE RENDERED
DURING THE PERIOD JANUARY 2006 THROUGH DECEMBER 2006

Pivotal Utility Holdings, Inc's., (formerly known as NUI Utilities Inc.) Florida operating division d/b/a Florida City Gas ("City Gas" or "the Company"), submits this petition to the Commission for Approval of a Purchased Gas Adjustment ("PGA") factor to be applied for service to be rendered during the projected period of January 1, 2006 through December 31, 2006. In support thereof, City Gas says:

1. City Gas has calculated its total net true-up amount (including interest and applicable regulatory assessment fees) for the period January 2004 through December 2004 to be an over-recovery of \$117,948.
2. Schedule E-4 shows the projected true-up for the current period January 2005 through December 2005 is an under-recovery of \$3,439,924.
3. The total true-up as shown on Schedule E-4 is an under-recovery of \$3,321,976.
4. Estimated therm purchases for resale during the projected period are 43,872,420.
5. Schedule E-4 presents a true-up recovery factor of \$7.572 cents per therm to be applied during the projected period.

DOCUMENT NUMBER-DATE

09047 SEP 23 05

FPSC-COMMISSION CLERK

6. The total cost of gas for the projected period is \$64,147,825 as shown on Schedule E-1 line 11.

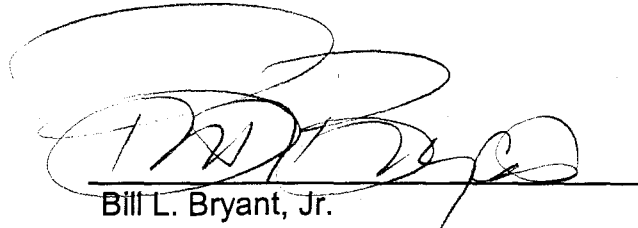
7. The weighted average cost of gas (WACOG) for the projected period is 146.214 cents per therm as shown on Schedule E-1 line 40.

8. The \$7.572 cents per therm true up factor increases the WACOG during the projected period to 153.786 cents per therm (before the regulatory assessment fees) or 154.560 cents per therm after the regulatory assessment fees as shown on Schedule E-1 lines 42 and 44 respectively. In order to avoid a large under-recovery in the winter season, City Gas has chosen to establish a maximum levelized purchased gas factor based on the Company's expected winter cost of gas. The levelized purchased gas factor based on the Company's expected winter cost of gas is 163.206 cents per therm before the regulatory assessment fees and 164.027 cents per therm after the regulatory assessment fees. This is the appropriate levelized gas cost factor (cap) for City Gas for the projected period.

9. City Gas' proposal filed herewith consists of Schedules E-1 (winter), E-1, E-1/R, E-2, E-3, E-4, E-5 and the prepared Direct Testimony of Thomas Kaufmann.

WHEREFORE, Florida City Gas Company respectfully requests that the Commission enter its order approving the Company's proposed winter cost based levelized PGA true-up factor for the period January 2006 through December 2006 of 163.206 cents per therm (before the regulatory assessment fees) or 164.027 cents per therm after the regulatory assessment fees.

RESPECTFULLY SUBMITTED this 23rd day of September, 2005.

A handwritten signature in black ink, appearing to read "Bill L. Bryant, Jr.", written over a horizontal line. The signature is stylized and somewhat cursive.

Bill L. Bryant, Jr.
Akerman Senterfitt Attorneys at Law
106 East College Avenue, Suite 1200
Tallahassee, FL 32301
(850) 224-9634

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by U.S. Mail or hand delivery to the following parties of record this 23rd day of September, 2005:

Florida Public Utilities Company
John T. English/Cheryl Martin
P.O. Box 3395
West Palm Beach, FL 33402-3395

Macfarlane Ferguson Law Firm
Ansley Watson, Jr.
P.O. Box 1531
Tampa, FL 33601-1531

Messer Law Firm
Norman Horton, Jr./Floyd R. Self
P.O. Box 1876
Tallahassee, FL 32302-1876

Office of Public Counsel
Harold McLean/Patricia Christensen
c/o The Florida Legislature
111 West Madison Street
Room 812
Tallahassee, FL 32399-1400

Peoples Gas System
Ms. Angela L. Llewellyn
Regulatory Affairs
P.O. Box 2562
Tampa, FL 33601-2562

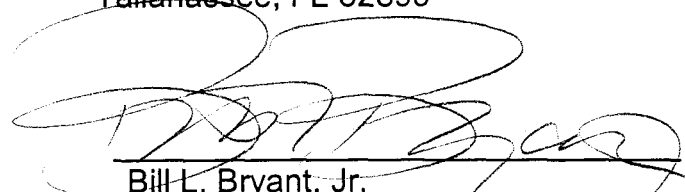
St. Joe Natural Gas Company, Inc.
Mr. Stuart L. Shoaf
P.O. Box 549
Port St. Joe, FL 32457-0549

TECO Energy, Inc.
Matthew Costa
P.O. Box 111
Tampa, FL 33601-0111

AGL Resources, Inc.
Elizabeth Wade, Esq.
Ten Peachtree Place
Location 1470
Atlanta, GA 30309

Florida City Gas
Mr. Charles A. Rawson, III
955 East 25th Street
Hialeah, FL 33013-3498

Katherine Fleming
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399



Bill L. Bryant, Jr.
Akerman Senterfitt Attorneys at Law
106 East College Avenue, Suite 1200
Tallahassee, FL 32301
(850) 224-9634