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October 5, 2005

VIA HAND DELIVERY

Blanca Bayo
Director, Office of Commission Clerk and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re: Docket No. 050004-GU

Dear Ms. Bayo:

Enclosed for filing on behalf of Florida City Gas Company ("Company") are the original and fifteen copies of the Company's Preliminary Statement of Issues and Positions in the above-referenced docket.

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.

Enclosures

cc: Certificate of Service

DOCUMENT NUMBER - DATE
09519 OCT -5 '05
FPSC-COMMISSION CLERK

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 5th day of October, 2005:

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

Mr. Thomas A. Geoffroy
Florida Division of Chesapeake Utilities
Corp.
Post Office Box 960
Winter Haven, FL 33882-0960

Mr. Geoff Hartman
Florida Public Utilities Company
Post Office Box 3395
West Palm Beach, FL 33402-3395

Ms. Angela L. Llewellyn
People Gas System
Regulatory Affairs
Post Office Box 111
Tampa, FL 33601-0111

Ansley Watson, Jr.
MacFarlane Ferguson Law Firm
Post Office Box 1531
Tampa, FL 33601-1531

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

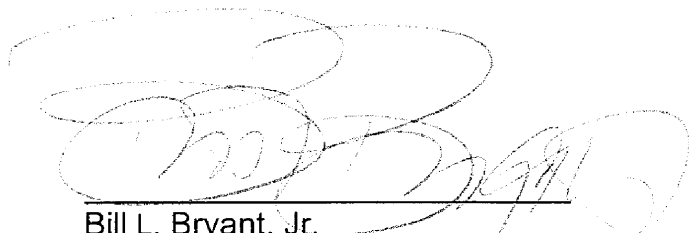
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Hialeah, FL 33013-3498



Bill L. Bryant, Jr.
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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Conservation Cost Recovery)
Clause)
_____)

Docket No. 050004-GU
Filed: October 5, 2005

**FLORIDA CITY GAS
PRELIMINARY STATEMENT OF ISSUES AND POSITIONS**

The following is the preliminary statement of issues and positions filed on behalf of Florida City Gas, a division of Pivotal Utility Holdings, Inc.:

1. What is the final end-of-period true-up amount for the period January 2004 through December 2004?

Florida City Gas: An over-recovery of \$38,881.

2. What are the appropriate conservation cost recovery factors for the period January 2006 through December 2006?

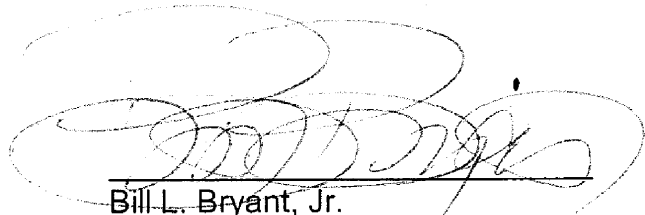
Florida City Gas: The appropriate factors are:

<u>Rate Class</u>	<u>Factor</u>
GS-1, GS-100, GS-220 (Sales & Transportation)	\$0.05701
GS-600 (Sales & Transportation)	\$0.03065
GS-1200 (Sales & Transportation)	\$0.01897
GS-6k (Sales & Transportation)	\$0.01550
GS-25000 (Sales & Transportation)	\$0.01527
GS-60000 (Sales & Transportation)	\$0.01495
Gas Lights	\$0.03054
GS-120000 (Sales & Transportation)	\$0.01102
GS-250000 (Sales & Transportation)	\$0.01088

3. What should be the effective date of the conservation cost recovery factors for billing purposes?

Florida City Gas: The factors should be effective beginning with the specified conservation cost recovery cycle and thereafter for the period January 2006 through December 2006. Billing cycles may start before January 1, 2006 and the last cycle may be read after December 31, 2006, so that each customer is billed for twelve months regardless of when the adjustment factor became effective.

RESPECTFULLY SUBMITTED this 5th day of October, 2005.



Bill L. Bryant, Jr.
Akerman Senterfitt Attorneys at Law
106 East College Avenue, Suite 1200
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