

ORIGINAL

**Akerman Senterfitt**  
ATTORNEYS AT LAW

Fort Lauderdale  
Jacksonville  
Los Angeles  
Madison  
Miami  
New York  
Orlando  
Tallahassee  
Tampa  
Tysons Corner  
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

August 3, 2007

RECEIVED-PSC  
07 AUG -3 PM 12:20  
COMMISSION  
CLERK

Ms. Ann Cole  
Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32309

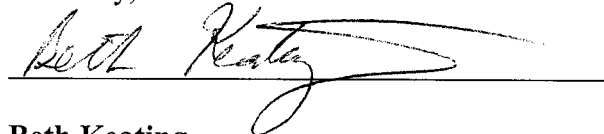
**Re: Docket No. 070399-GU - Joint petition for approval of territorial agreement in Pasco County, master territorial agreement, and gas transportation agreement, by Peoples Gas System and Florida Division of Chesapeake Utilities Corporation.**

Dear Ms. Cole:

Enclosed for filing in the above referenced Docket, please find 7 copies of a letter dated July 26, 2007, clarifying and memorializing the parties' understanding regarding the effective dates of the agreements filed in this Docket, as requested by PSC Staff.

Please acknowledge receipt of this filing by stamping and returning the extra copy of this letter to me. Your assistance in this matter is greatly appreciated. If you have any questions whatsoever, please do not hesitate to contact me.

Sincerely,



**Beth Keating**  
**AKERMAN SENTERFITT**  
106 East College Avenue, Suite 1200  
Tallahassee, FL 32301  
Phone: (850) 521-8002  
Fax: (850) 222-0103

cc: Mr. Thomas Geoffroy  
Mr. Ansley Watson  
Mr. Richard Redemann

{TL133002;1} ENCLOSURES

DOCUMENT NUMBER-DATE

06679 AUG-30

COMMISSION CLERK



PEOPLES GAS

July 26, 2007

ORIGINAL

Mr. Thomas A. Geoffroy  
Vice President  
Chesapeake Utilities Corporation  
1015 6<sup>th</sup> Street NW  
Winter Haven, Florida 33881

**Re: Agreements between Peoples Gas System, a Division of Tampa Electric Company ("PGS"), and Chesapeake Utilities Corporation ("Chesapeake") involved in FPSC Docket No. 070399-GU**

Dear Tom:

As you are aware, PGS and Chesapeake entered into the following agreements on March 26, 2007:

- Gas Transportation Agreement;
- Interstate Pipeline Capacity Release Agreement;
- Master Territorial Agreement; and
- Territorial Agreement – Pasco County.

The Territorial Agreement – Pasco County was subsequently amended and restated by the Amended and Restated Territorial Agreement – Pasco County dated July 5, 2007.

On July 6, 2007, our attorneys submitted for filing with the Florida Public Service Commission ("FPSC") PGS's and Chesapeake's joint petition seeking approval of (a) the Gas Transportation Agreement (which was attached to the joint petition as Exhibit 1), (b) the Amended and Restated Territorial Agreement – Pasco County (Exhibit 2 to the joint petition), and (c) the Master Territorial Agreement (Exhibit 3 to the joint petition).

Subsequent to the filing of the joint petition, the FPSC Staff has inquired of our attorneys regarding some aspects of the agreements mentioned in the above paragraph, all of the inquiries involving dates (or the lack of complete dates) at certain points in the agreements.

The purpose of this letter is both to clarify for the FPSC Staff the dates in question, and to amend – as between PGS and Chesapeake – the agreements in question. Those amendments are as follows:

Amendments to Agreements

1. The definition of "Territorial Agreement" in Article I of the Gas Transportation Agreement is hereby amended and restated in its entirety to read as follows:

"Territorial Agreement" means the Territorial Agreement – Pasco County between Chesapeake and PGS dated March 26, 2007 delineating the service areas of Chesapeake and PGS in Pasco County, Florida, as the same may be amended from time to time.

PEOPLES GAS  
702 NORTH FRANKLIN STREET  
P. O. BOX 2562  
TAMPA, FL 33601-2562  
AN EQUAL OPPORTUNITY COMPANY

WWW.PEOPLES GAS.COM  
DOCUMENT NUMBER-DATE

06679 AUG-3 5

FPSC-COMMISSION CLERK

Mr. Thomas A. Geoffroy  
July 26, 2007  
Page 2

2. Section 4.2 of the Gas Transportation Agreement is amended by deleting the words "March, 2007" in line 14 thereof, and replacing them with the words "March 26, 2007".

3. Section 4.4 of the Gas Transportation Agreement is amended by deleting the words "March, 2007" in line 4 thereof, and replacing them with the words "March 26, 2007".

4. Appendix A to the Gas Transportation Agreement is amended by deleting the words "Interstate Pipeline Capacity Release Agreement dated March , 2007" and replacing them with the words "Interstate Pipeline Capacity Release Agreement dated March 26, 2007".

5. Appendix B to the Gas Transportation Agreement is amended by deleting the words "Interstate Pipeline Capacity Release Agreement dated March , 2007" and replacing them with the words "Interstate Pipeline Capacity Release Agreement dated March 26, 2007".

6. The Amended and Restated Territorial Agreement – Pasco County is amended by deleting the blank ("\_\_\_") in the second line thereof, and replacing it with the number "5".

Amendment to Joint Petition in Docket No. 070399-GU

Finally, our attorneys should be authorized to (i) communicate to the FPSC Staff that the joint petition in FPSC Docket No. 070399-GU should be amended by inserting the number "5" in the blank ("\_\_\_") in line 5 of paragraph 8 of the joint petition, and (ii) submit a copy of this letter agreement to the FPSC for filing in the above docket.

The amendments and authorizations set forth above shall be effective as of July 6, 2007.

If Chesapeake is in agreement with the amendments and authorizations set forth above, please sign both copies of this letter where indicated below, and return one executed copy to me for PGS's files.

Sincerely,

**Peoples Gas System, a Division of  
Tampa Electric Company**

By: William N. Cantrell  
William N. Cantrell  
President

ACCEPTED AND AGREED:

**Chesapeake Utilities Corporation**

By: Thomas A. Geoffroy  
Thomas A. Geoffroy  
Vice President

**Hildebrandt, Cindy**

---

**From:** Keating, Beth

**Sent:** Thursday, August 02, 2007 9:49 AM

**To:** Hildebrandt, Cindy

**Ansley Watson, Jr.**

Macfarlane Ferguson & McMullen

One Tampa City Center

P.O. Box 1531 Tampa, FL 33601

201 N. Franklin Street Suite 2000

Tampa, FL 33602

Richard Redemann

Room 152G, Gunter Building

Florida Public Service Commission

2540 Shumard Oak Boulevard

Tallahassee, FL 32399-0850