

BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION

DOCKET NO. 070003-GU

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In the Matter of
PURCHASED GAS ADJUSTMENT
(PGA) TRUE-UP.
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THE OFFICIAL TRANSCRIPT OF THE HEARING,
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PROCEEDINGS: PREHEARING

BEFORE: MATTHEW M. CARTER, II
 Prehearing Officer

DATE: Monday, October 22, 2007

TIME: Commenced at 1:29 p.m.
 Concluded at 1:35 p.m.

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

REPORTED BY: LINDA BOLES, CRR, RPR
 Official FPSC Reporter
 (850) 413-6734

DOCUMENT NUMBER-DATE
09719 001256
FPSC-COMMISSION CLERK

1 APPEARANCES:

2 BETH KEATING, ESQUIRE, Akerman Senterfitt Law Firm,
3 106 East College Avenue, Suite 1200, Tallahassee, Florida
4 32301, appearing on behalf of Florida City Gas.

5 ANSLEY WATSON, JR., ESQUIRE, Macfarlane, Ferguson &
6 McMullen, Post Office Box 1531, Tampa, Florida 33601-1531,
7 appearing on behalf of Peoples Gas System.

8 NORMAN H. HORTON, JR., ESQUIRE, Messer, Caparello &
9 Self, P.A., Post Office Box 15579, Tallahassee, Florida 32317,
10 appearing on behalf of Florida Public Utilities Company.

11 CHARLES J. BECK, DEPUTY PUBLIC COUNSEL; STEPHEN C.
12 BURGESS, ESQUIRE; PATRICIA CHRISTENSEN, ESQUIRE; and JOSEPH A.
13 McGLOTHLIN, ESQUIRE, Office of Public Counsel, c/o the Florida
14 Legislature, 111 W. Madison Street, Room 812, Tallahassee,
15 Florida 32399-1400, appearing on behalf of the Citizens of the
16 State of Florida.

17 KATHERINE FLEMING, ESQUIRE, FPSC General Counsel's
18 Office, 2540 Shumard Oak Boulevard, Tallahassee, Florida
19 32399-0850, appearing on behalf of the Commission Staff.

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P R O C E E D I N G S

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2 COMMISSIONER CARTER: Okay. Good afternoon,
3 everyone. I call the Prehearing Conference to order. Staff,
4 would you please read the notice.

5 MS. FLEMING: Pursuant to notice issued by the
6 Commission Clerk, this time and place has been set for a
7 Prehearing Conference in the following dockets: 070001-EI,
8 070002-EG, 070003-GU, 070004-GU and 070007-EI.

9 COMMISSIONER CARTER: Okay. Let's take appearances.

10 MR. WILLIS: I'm Lee L. Willis appearing with James
11 D. Beasley, P. O. Box 391, Tallahassee, Florida 32303,
12 appearing on behalf of Tampa Electric Company in the 01, 02 and
13 07 dockets.

14 COMMISSIONER CARTER: Thank you.

15 MR. WATSON: I'm Ansley Watson, Jr., of Macfarlane,
16 Ferguson & McMullen, P. O. Box 1531, Tampa, Florida 33601,
17 appearing for Peoples Gas System in the 0003 and 0004 dockets.

18 MR. BURNETT: Good afternoon, Commissioner. John
19 Burnett, Progress Energy Florida, in the 01 and 02 docket, and
20 Gary Perko in the 07 docket.

21 MR. STONE: Jeffrey A. Stone of the law firm Beggs &
22 Lane in Pensacola, and I'd also like to enter an appearance on
23 behalf of Russell Badders and Steven R. Griffin also of that
24 firm, on behalf of Gulf Power Company in the 01, 02 and 07
25 dockets.

1 COMMISSIONER CARTER: Okay. Mr. Butler.

2 MR. BUTLER: Good afternoon. John Butler, attorney
3 for Florida Power & Light Company appearing in the 07 and
4 01 dockets, and also appearing is Natalie Smith of FPL in the
5 02 docket. Thank you.

6 COMMISSIONER CARTER: Mr. McWhirter.

7 MR. HORTON: Good afternoon. Norman H. Horton, Jr.,
8 Messer, Caparello & Self, appearing on behalf of Florida Public
9 Utilities Company in the 01, 02, 03 and 04 dockets, and on
10 behalf of Indian Town Gas Company and Sebring Gas System in the
11 04 docket.

12 COMMISSIONER CARTER: Mr. McWhirter, did we skip you?

13 MR. McWHIRTER: I wanted the good guys to go first.

14 COMMISSIONER CARTER: Oh, the good guys to go first.
15 Okay. Okay.

16 MR. McWHIRTER: John McWhirter on behalf of the
17 Florida Industrial Power Users Group in dockets 01, 02 and 07.

18 COMMISSIONER CARTER: Okay.

19 MS. CHRISTENSEN: Patty Christensen on behalf of the
20 citizens. Entering an appearance also with me today is Steve
21 Burgess in the 01, 02, 03 and 07 dockets, along with Joe
22 McGlothlin and Charles Beck.

23 COMMISSIONER CARTER: Okay. Ms. Keating.

24 MR. KEATING: Good afternoon. Beth Keating, Akerman,
25 Senterfitt, here today on behalf of Florida City Gas in the

1 03 docket, and also appearing on behalf of Chesapeake Utilities
2 and Florida City Gas in the 04 docket.

3 COMMISSIONER CARTER: Okay.

4 MR. TWOMEY: Good afternoon, Commissioner. Mike
5 Twomey appearing on behalf of AARP in the 01 docket.

6 COMMISSIONER CARTER: Okay. Before I call on staff,
7 let me make sure I got all appearances. Captain, you're
8 appearing --

9 MAJOR WILLIAMS: Yes. Major Damon Williams.

10 COMMISSIONER CARTER: Major. Congratulations. You
11 got promoted.

12 MAJOR WILLIAMS: Thank you very much, sir. I'm
13 appearing in the 01 docket.

14 COMMISSIONER CARTER: Thank you, sir. Do we have all
15 the parties before I ask staff? Staff.

16 MS. BENNETT: Lisa Bennett and Keino Young on behalf
17 of the Public Service Commission in the 01 docket.

18 MS. BROWN: Martha Carter Brown on behalf of the
19 Commission in the -- what am I -- 07, 07 docket.

20 COMMISSIONER CARTER: We were going smoothly.

21 MS. FLEMING: Katherine Fleming on behalf of the
22 Commission in the 02, 03 and 04 dockets.

23 COMMISSIONER CARTER: Thank you. Thank you. Okay.
24 Are there any introductory matters, staff?

25 MS. FLEMING: As far as the order of dockets, staff

1 suggests that we proceed with the 03 docket first and then
2 proceed with the 04, 02, 07 and 01.

3 COMMISSIONER CARTER: Okay. So we will proceed as
4 follows in dockets 03, 04, 02, 07 and 01 respectively. Are we
5 all clear on that?

6 Okay. Then Docket 070003-GU, preliminary matters.

7 MS. FLEMING: Staff would like to note for the record
8 that St. Joe Natural Gas has been excused from attending the
9 prehearing in this docket. Staff would point out that the
10 parties and staff are proposing stipulations on all issues in
11 this docket. Staff would suggest that we proceed through the
12 Draft Prehearing Order section by section.

13 COMMISSIONER CARTER: Okay. Any objections?

14 Okay. Hearing none, okay, let's proceed as follows
15 in Docket 03. Any questions on Section I, case background?

16 Section II, conduct of proceedings.

17 Section III, jurisdiction.

18 Section IV, procedure for handling confidential
19 information.

20 Section V, prefiled testimony, exhibits and
21 witnesses.

22 Section VI, order of witnesses.

23 MS. FLEMING: Staff would note that at this point it
24 looks as if all witnesses can be stipulated. Staff will confer
25 with all the Commissioners and will notify the parties by

1 October 31st whether those witnesses may be excused.

2 COMMISSIONER CARTER: Okay. Section VII, basic
3 positions.

4 Section VIII, issues and positions.

5 MS. FLEMING: As previously noted, all issues are
6 stipulated, noting that OPC has taken no position.

7 COMMISSIONER CARTER: Okay. Section IX, exhibit
8 list.

9 MS. FLEMING: Staff would note for the record that we
10 will prepare a Comprehensive Exhibit List to be entered into
11 the record at the hearing.

12 COMMISSIONER CARTER: Okay. Section X, proposed
13 stipulations.

14 MS. FLEMING: All proposed stipulations have been
15 identified in this section.

16 COMMISSIONER CARTER: Okay. Section XI, pending
17 motions.

18 MS. FLEMING: There are no pending motions.

19 COMMISSIONER CARTER: Okay. Section XII, pending
20 confidentiality matters.

21 MS. FLEMING: There are no pending confidentiality
22 matters.

23 COMMISSIONER CARTER: Section XIII, posthearing
24 procedures.

25 Okay. Section XIV, rulings.

1 MS. FLEMING: Staff recommends that opening
2 statements, if any, shall not exceed five minutes per party.

3 COMMISSIONER CARTER: Okay. Any other rulings?

4 MS. FLEMING: I'm not aware of any other matters in
5 this docket.

6 COMMISSIONER CARTER: How about St. Joe Natural Gas?

7 MS. FLEMING: Just St. Joe, that we can note for the
8 record that St. Joe Natural Gas has been excused by a letter.

9 COMMISSIONER CARTER: Okay. Are there any other
10 matters, any other matters whatsoever in Docket 03?

11 Okay. Seeing no further matters, this concludes the
12 prehearing in Docket 03.

13 (Prehearing Conference adjourned at 1:35 p.m.)
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1 STATE OF FLORIDA)
 : CERTIFICATE OF REPORTER
2 COUNTY OF LEON)

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4 I, LINDA BOLES, RPR, CRR, Official Commission
Reporter, do hereby certify that the foregoing proceeding was
5 heard at the time and place herein stated.

6 IT IS FURTHER CERTIFIED that I stenographically
reported the said proceedings; that the same has been
7 transcribed under my direct supervision; and that this
transcript constitutes a true transcription of my notes of said
8 proceedings.

9 I FURTHER CERTIFY that I am not a relative, employee,
attorney or counsel of any of the parties, nor am I a relative
10 or employee of any of the parties' attorneys or counsel
connected with the action, nor am I financially interested in
11 the action.

12 DATED THIS 25th day of October, 2007.

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Linda Boles
LINDA BOLES, RPR, CRR
FPSC Official Commission Reporter
(850) 413-6734

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