

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for approval of natural gas transmission pipeline tariff by SeaCoast Gas Transmission, LLC. | DOCKET NO. 080561-GP  
ORDER NO. PSC-08-0729-PCO-GP  
ISSUED: November 3, 2008

The following Commissioners participated in the disposition of this matter:

MATTHEW M. CARTER II, Chairman  
LISA POLAK EDGAR  
KATRINA J. McMURRIAN  
NANCY ARGENZIANO  
NATHAN A. SKOP

ORDER SUSPENDING TARIFF

BY THE COMMISSION:

On August 19, 2008, SeaCoast Gas Transmission, LLC, (SeaCoast) filed a petition for an initial intrastate gas pipeline tariff that sets forth the terms and conditions under which it will offer service.

SeaCoast's proposed tariff includes the general terms, conditions, and rules under which SeaCoast proposes to construct intrastate pipelines and engage in the business of transporting gas in Florida. The tariff does not include rates and charges, as those would be negotiated individually with each customer pursuant to Section 368.105(3), Florida Statutes (F.S.). We have jurisdiction over this subject matter pursuant to Chapter 368, F.S.

There are only two earlier instances of our approval of an intrastate pipeline.<sup>1</sup> Therefore, additional time is needed to ensure that the tariff is reasonable and in compliance with all applicable rules and statutes. Pursuant to Section 366.06(3), F.S., we may withhold consent to the operation of all or any portion of a new rate schedule, delivering to the utility requesting such increase a reason or written statement of good cause for doing so within 60 days. We find that the reason stated above is good cause consistent with the requirement of Section 366.06(3), F.S.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that SeaCoast Gas Transmission, LLC's proposed natural gas transmission pipeline tariff, Original Volume No. 1, shall be suspended. It is further

ORDERED that this docket shall remain open.

<sup>1</sup> See Order No. PSC-97-0609-FOF-GP, issued on May 28, 1997, in Docket No. 970361-GP, In re: Five Flags Pipeline Company – Petition for approval of existing firm and interruptible system transportation rates and Order No. PSC-07-1012-TRF-GP, issued on December 21, 2007, in Docket No. 070570-GP, In re: Petition for approval of natural gas transmission pipeline tariff by Peninsula Pipeline Company, Inc.

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

By ORDER of the Florida Public Service Commission this 3rd day of November, 2008.

  
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ANN COLE  
Commission Clerk

( S E A L )

MCB

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

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.

Any party adversely affected by this order, which is preliminary, procedural or intermediate in nature, may request: (1) reconsideration within 10 days pursuant to Rule 25-22.0376, Florida Administrative Code; or (2) judicial review by the Florida Supreme Court, in the case of an electric, gas or telephone utility, or the First District Court of Appeal, in the case of a water or wastewater utility. A motion for reconsideration shall be filed with the Office of Commission Clerk, in the form prescribed by Rule 25-22.060, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.