



MESSER CAPARELLO & SELF, P.A.

Attorneys At Law
www.lawfla.com

May 1, 2009

BY HAND DELIVERY

Ms. Ann Cole, Director
Commission Clerk and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

RECEIVED-FPSC
09 MAY - 1 PM 2:41
COMMISSION CLERK

Re: Docket No. 090003-GU

Dear Ms. Cole:

Enclosed for filing on behalf of Florida Public Utilities Company in this docket are the following documents:

- 1. An original and 10 copies of the Petition for Approval of Florida Public Utilities Company's Purchased Gas Cost Recovery True-Up Amount;
2. An original and 10 copies of the Direct Testimony of James V. Mesite, Jr.; and
3. An original and 10 copies of Exhibit JVM-1 (Schedule A-7).

Please acknowledge receipt of these documents by stamping the enclosed extra copy of this letter.

Thank you for your assistance.

Sincerely,

Norman H. Horton, Jr. (Signature)

Norman H. Horton, Jr.

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Enclosures

cc: Mr. James V. Mesite, Jr.
Parties of Record

DOCUMENT NUMBER-DATE
04114 MAY-18
FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Purchased Gas Adjustment)
Cost Recovery)
_____)

Docket No. 090003-GU
Filed: May 1, 2009

**PETITION FOR APPROVAL OF
FLORIDA PUBLIC UTILITIES COMPANY'S
PURCHASED GAS COST RECOVERY TRUE-UP AMOUNT**

Florida Public Utilities Company ("the Company"), through undersigned counsel and pursuant to the requirements of this docket, hereby petitions the Commission to approve its purchased gas cost recovery true-up amount for the period January, 2008 through December, 2008.

In support hereof, the Company states:

1) The Company is a natural gas utility company within the jurisdiction of this Commission. Its principal business address is:

401 South Dixie Highway
West Palm Beach, FL 33401

2) The name and address of the person authorized to receive notices and communications with respect to this Petition are:

Norman H. Horton, Jr.,
Messer, Caparello & Self, P. A.
2618 Centennial Place
P.O. Box 15579
Tallahassee, FL 32317

3) Pursuant to the requirements of this Docket, the Company has prefiled testimony and purchased gas cost recovery true-up form (Exhibit JVM-1) supplied by the Commission Staff in a manner consistent with the Commission Staff's instructions.

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4) As indicated in the prefiled testimony and true-up forms, the Company had an actual overrecovery of \$1,583,066 for January, 2008 through December, 2008 as compared to an adjusted estimated overrecovery of \$3,273,997 for an underrecovery of \$1,690,931.

WHEREFORE, the Company respectfully requests that this Commission enter its order approving the Company's true-up amount for the period January, 2008 through December, 2008.

DATED this 1st day of May, 2009.

Respectfully submitted,

MESSER, CAPARELLO & SELF, P. A.
Post Office Box 15579
Tallahassee, FL 32317
(850) 222-0720


NORMAN H. HORTON, JR., ESQ.

Attorneys for Florida Public Utilities Company

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that true and correct copies of the foregoing have been served by U. S. Mail this 1st day of May, 2009 upon the following:

Katherine Fleming, Esq.
Office of General Counsel
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Ansley Watson, Jr.
Macfarlane Ferguson & McMullen
P.O. Box 1531
Tampa, Florida 33601-1531

Patricia Christensen
Associate Public Counsel
Office of the Public Counsel
c/o The Florida Legislature
111 West Madison St., Rm 812
Tallahassee, FL 32399-1400


NORMAN H. HORTON, JR.

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

Beth Keating, Esq
Akerman Senterfitt
106 E. College Avenue, Suite 1200
Tallahassee, FL 32301

Ms. Paula Brown
Peoples Gas System
P.O. Box 111
Tampa, FL 33601-0111

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

Mr. Jay Sutton
Florida City Gas
955 East 25th Street
Hialiah, FL 33013-3498

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