

Dorothy Menasco

From: Keating, Beth [BKeating@gunster.com]
Sent: Friday, September 30, 2011 10:39 AM
To: Filings@psc.state.fl.us
Cc: Connie Kummer
Subject: 110000-OT

Attachments: 20110930103208125.pdf

Attached for electronic filing, please find affidavits in support of a Firm Transportation Service Agreement, submitted on behalf of Peninsula Pipeline Company. Please don't hesitate to contact me if you have any questions.

Beth Keating

Gunster, Yoakley & Stewart, P.A.

215 S. Monroe St., Suite 618

Tallahassee, FL 32301

bkeating@gunster.com

Direct Line: (850) 521-1706

a. Person responsible for this electronic filing:

Beth Keating

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b. Docket No. 110000-OT: Undocketed Filings for 2011

c. On behalf of: Peninsula Pipeline Company

d. There are a total of pages.

e. Description: Company and Customer Affidavits Consistent with Section 368.105, F.S.



GUNSTER

FLORIDA'S LAW FIRM FOR BUSINESS

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<http://www.gunster.com/terms-of-use/>

07100 SEP 30 =

9/30/2011

FPSC-COMMISSION CLERK



GUNSTER
FLORIDA'S LAW FIRM FOR BUSINESS

Writer's Direct Dial Number: (850) 521-1706
Writer's E-Mail Address: bkeating@gunster.com

September 30, 2011

VIA E-MAIL FILINGS@PSC.STATE.FL.US

Ms. Ann Cole
Commission Clerk
Florida Public Service Commission 2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re: 110000-OT: Undocketed Filing - Affidavits for Pipeline Project Pursuant to Section
368.105, F.S.

Dear Ms. Cole:

Attached for electronic filing, please find a company affidavit, as well as a customer affidavit, as required by Section 368.105, Florida Statutes, in support of a Firm Transportation Service Agreement between Peninsula Pipeline Company and JDC Development, LLC.

Thank you for your assistance with this filing. As always, please don't hesitate to let me know if you have any questions or concerns.

Sincerely,

Beth Keating
Gunster, Yoakley & Stewart, P.A.
215 South Monroe St., Suite 601
Tallahassee, FL 32301
(850) 521-1706

MEK

cc: Connie Kummer (PSC)

DOCUMENT NUMBER: 07100 SEP 30 =
FPSC-COMMISSION CLERK

PENINSULA PIPELINE COMPANY, INC.
CUSTOMER AFFIDAVIT

STATE OF FLORIDA

COUNTY OF POLK

BEFORE ME, the undersigned authority, personally appeared THEODORE P FOWLER, on behalf of JOC DEVELOPMENT ("Customer") who, being by me first duly sworn, says: LLC

1. That s/he is an authorized representative of the Customer and is further authorized to present this Affidavit to the Florida Public Service Commission pursuant to Section 368.105, Florida Statutes.
1. That s/he has knowledge of the certain Firm Transportation Service (FTS) Agreement between Peninsula Pipeline Company, Inc. ("Natural Gas Transmission Company"), an intrastate natural gas transmission company, and Customer, and that:
 - a. Neither the Natural Gas Transmission Company nor the Customer had an unfair advantage during the negotiations culminating in said FTS Agreement, and
 - b. That competition to the offerings of the Natural Gas Transmission Company does or did exist either with another natural gas transmission company, another supplier of natural gas, or with a supplier of an alternative form of energy at the time that the FTS Agreement referred to herein was entered into by the Natural Gas Transmission Company and the Customer.

DONE AND EXECUTED this 5th day of May, 2011.

Theodore P Fowler THEODORE P FOWLER
(Name)
(Title) CEO

PENINSULA PIPELINE COMPANY, INC.
CUSTOMER AFFIDAVIT

STATE OF FLORIDA

COUNTY OF POLK

I HEREBY CERTIFY that on this day before me, the undersigned authority, personally appeared THEODORE PFWILER, the representative of JOCDEVELOPMENT, LLC, to me known to be the person who executed this Affidavit of his own free act and deed.

WITNESS my hand and official seal the 5th day of May, 2011.



Annette Gossman

NOTARY PUBLIC

My Commission Expires: August 13, 2012

Personally known ___ OR Produced Identification
Type of Identification Produced Florida Drivers license

PENINSULA PIPELINE COMPANY, INC.
COMPANY AFFIDAVIT

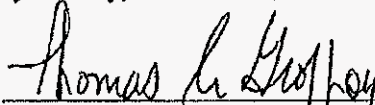
STATE OF FLORIDA

COUNTY OF POLK

BEFORE ME, the undersigned authority, personally appeared Thomas A. Geoffroy, Vice President, on behalf of Peninsula Pipeline Company, Inc. ("Company") who, being by me first duly sworn, says:

1. That he is an authorized representative of the Company and is further authorized to present this Affidavit to the Florida Public Service Commission pursuant to Section 368.105, Florida Statutes.
1. That he has knowledge of the certain Transportation Service Agreement between Peninsula Pipeline Company, Inc., an intrastate Natural Gas Transmission Company, and JDC Development, LLC ("Customer"), and that:
 - a. Neither the Natural Gas Transmission Company nor the Customer had an unfair advantage during the negotiations culminating in said Transportation Service Agreement, and
 - b. That competition to the offerings of the Natural Gas Transmission Company does or did exist either with another natural gas transmission company, another supplier of natural gas or with a supplier of an alternative form of energy at the time that the Transportation Service Agreement referred to herein was entered into by the Company and the Customer.

DONE AND EXECUTED this 12th day of May, 2011.



Thomas A. Geoffroy
Vice President

PENINSULA PIPELINE COMPANY, INC.
COMPANY AFFIDAVIT

STATE OF FLORIDA

COUNTY OF POLK

I HEREBY CERTIFY that on this day before me, the undersigned authority, personally appeared Thomas A. Geoffroy, Vice President, the representative of Peninsula Pipeline Company, Inc., to me known to be the person who executed this Affidavit of his own free act and deed.

WITNESS my hand and official seal the 12 day of May, 2011.



Tamyka Danford
NOTARY PUBLIC
My Commission Expires:

Personally known OR Produced Identification
Type of Identification Produced _____