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STATE OF FLORIDA



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Public Service Commission

June 4, 2013

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Henry N. Gillman, Esquire
David S. Hope, Esquire
Assistant County Attorneys, Miami Dade County
Stephen P. Clark Center
111 NW 1st Street, Ste. 2810
Miami, FL 33128-1993

STAFF'S FIRST DATA REQUEST

RE: Docket No. 130089-GU – Joint petition for approval of natural gas transportation service agreement between Florida City Gas and Miami-Dade County, through Miami-Dade Water and Sewer Department.

Dear Messrs. Gillman and Hope,

By this letter, the Commission staff requests that Miami Dade Water and Sewer Department provide responses to the following data requests.

1. Please refer to the Joint Petition, Exhibit E, Page 5 of 10, response to Question 1, in which Jack Langer states, "Based on its long history of kiln operation, WASD does not expect many emergency shutdowns after both kilns are fully repaired and operating (note recent history of Hialeah kiln)." Also, under Question 1, Jack Langer states "WASD anticipates the lime kilns to be operative for many years to come." Given these statements, why have the petitioners included an "out" clause for the take or pay provision to the 2014 TSA (Joint Petition, Exhibit A, Page 5, Article V, Section 3)?
2. Please refer to the Joint Petition, Page 7, Section 12. What are the potential reasons for extended outages of greater than 90 days for purposes of suspension of the take or pay minimum volumes?
3. Please refer to the Joint Petition, Page 7, Section 12. What are potential reasons for extended outages of greater than 90 days for which a suspension of the take or pay minimum volumes could not be exercised?

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4. Please refer to the Joint Petition, Exhibit A, Page 5, Section 3, last sentence. If MDWASD advises FCG of a service outage of more than 90 days, thereby suspending the take or pay provisions of the contract, is it correct that the take or pay minimums for service period outages greater than 90 days are adjusted on a pro rata basis for all days of the outage, including the first 90 days?
5. Please refer to the Joint Petition, Page 6, Section 11 and the Joint Petition, Exhibit E , Page 2 of 10. Why did the Orr kiln require over one year to be rebuilt given the high monthly cost of purchasing Quicklime as described by Gregory Hicks (300 tons daily at a price of \$224.81/ton to \$244.68/ton)?
6. Please refer to the Joint Petition, Page 6, Section 10, which states that purchasing lime can be significantly more expensive than producing lime on site in the natural gas power kilns. Has production of lime on-site in the natural gas power kilns at any time since 2003 been more expensive than purchasing lime? Please explain.

Please file the original and five copies of the requested information by Friday, July 5, 2013 with Ms. Ann Cole, Commission Clerk, Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida, 32399-0850. Please feel free to call me at (850) 413-6218 if you have any questions.

Sincerely,


Suzanne Brownless
Senior Attorney

SBr/nah

cc: Office of Commission Clerk ✓