

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition for Review and)
Determination on the Project Construction)
and Gas Transportation Agreement By and) Docket No.: 160175-GU
Between NUI Utilities, Inc. d/b/a City Gas)
Company of Florida and Florida Crystals) Filed: January 13, 2017
Corporation dated April 24, 2001 and)
Approval of an Interim Service Arrangement)
_____)

**FLORIDA CITY GAS RESPONSE TO THE
FLORIDA CRYSTALS UNOPPOSED MOTION FOR CLARIFICATION**

Florida City Gas (“FCG” or “Company”), pursuant to Rule 28-106.204, Florida Administrative Code, hereby files with the Florida Public Service Commission (“PSC” or “Commission”) this brief Response to the Florida Crystals (“Florida Crystals”) Unopposed Motion for Clarification (the “Motion”) of Order No. PSC-16-0581 to advise the Commission of an error in the Motion regarding FCG’s position as follows:

1. On December 22, 2016, the Commission issued Order No. PSC-16-0581-PCO-GU (“Order”), which set this matter for hearing, disposed of various procedural motions, and approved temporary rates to be charged by FCG to Florida Crystals. FCG has no objection or issue with any of the Commission’s decisions reflected in this Order.

2. At the Issues Identification Conference on January 5, 2017, one of the matters discussed was the issue raised by Florida Crystals in its Motion. Based upon that discussion, FCG advised Florida Crystals and the Commission Staff that it would not oppose a motion for clarification utilizing certain specific language. The Florida Crystals Motion filed on January 6, 2017, contains the language FCG agreed to not oppose.

3. While FCG agreed to not oppose the Motion, FCG’s representatives also stated their belief that clarification was unnecessary. However, the Motion, at the bottom of page 1

through the top of page 2, incorrectly asserts that “FCG . . . agree[s] that such clarification is appropriate.” FCG did not agree to Florida Crystals making this statement.

4. FCG continues to work toward a mutually acceptable operating arrangement as the best solution for this proceeding. In the meantime, so the record will be accurate, FCG provides this Response.

Respectfully submitted,

/s/ Floyd R. Self

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been furnished by E-

Mail on this 13th day of January, 2017, to the following:

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