

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for issuance of an order to the City)
of Leesburg and South Sumter Gas Company,) Docket No. 20180085-GU
LLC, to show cause why they should not be)
regulated by the Commission as a public utility as) Submitted for filing: 5-3-18
defined in Section 366.02(1), *Florida Statutes*, etc.)
_____)

**PEOPLES GAS SYSTEM'S RESPONSE TO SOUTH SUMTER GAS COMPANY, LLC'S
REQUEST FOR ORAL ARGUMENT**

Peoples Gas System ("Peoples"), by its undersigned counsel, and hereby responds to South Sumter Gas Company, LLC's ("SSGC") Request for Oral Argument and states:

1. *Rule 25-22.0022, F.A.C.* provides, among other things that a request for oral argument shall state with particularity why oral argument would aid the Commissioners or the pre-hearing officer in an understanding and evaluating the issues to be decided. The issue at this time is whether People's Petition sufficiently states a cause of action to withstand SSGC's Motion to Dismiss.

2. SSGC's Request for Oral Argument does not state with particularity or otherwise why oral argument would aid the Commissioners in understanding its Motion to Dismiss.

3. Peoples submits that the issues raised in the motion to dismiss are adequately argued by SSGC in its motion to dismiss and by Peoples in its response to the Motion and that oral argument would not assist the Commission in ruling on SSGC's Motion.

4. Should the Commission decide that it wants to hear oral arguments, Peoples would ask that it be given an amount of time equal to whatever amount of time is granted to both opposing parties in this matter. In other words, if SSGC and the City of Leesburg are each given 10 minutes for argument, Peoples would request 20 minutes in order to adequately respond to all of the

arguments made.

WHEREFORE, Peoples asks that the Commission deny the request for oral argument or in the alternative, grant Peoples an amount of time equal to the combined total of time granted to Leesburg and SSGC.

Respectfully submitted,



ANDREW M. BROWN

Telephone: (813) 273-4209

Facsimile: (813) 273-4396

ab@macfar.com

ANSLEY WATSON, JR.

Telephone: (813) 273-4321

Facsimile: (813) 273-4396

aw@macfar.com

Macfarlane Ferguson & McMullen

Post Office Box 1531

Tampa, Florida 33601-1531

Attorneys for Peoples Gas System

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing petition has been furnished to the following by means of the following, this 3rd day of May, 2018:

Al Minner, City Manager
City of Leesburg
501 West Meadow Street
Leesburg, FL 34748
(Via U. S. Mail)

Jack Rogers, Director, Gas Department
City of Leesburg
501 West Meadow Street
Leesburg, FL 34748
(Via U. S. Mail)

South Sumter Gas Company, LLC
1020 Lake Sumter Landing
The Villages, FL 32162
(Via U. S. Mail)

Jon C. Moyle, Jr., Esquire
Karen A. Putnal, Esquire
Moyle Law Firm, P.A.
118 North Gadsden Street
Tallahassee, FL 32301
(Via E-mail attachment)

Todd K. Norman, P.A.
Broad and Cassel LLP
390 N. Orange Ave.
Suite 1400
Orlando, FL 32801
(Via E-mail attachment)

Adria Harper, Esquire
Walter Trierweiler, Esquire
Office of General Counsel
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850
(Via E-mail attachment)

John L. Wharton, Esquire
Dean Mead & Dunbar
215 S. Monroe Street, Ste. 815
Tallahassee, FL 32301
(Via E-mail attachment)

Brian D. Hudson, Esquire
As Registered Agent for
South Sumter Gas Company, LLC
1020 Lake Sumter Landing
The Villages, FL 32162
(Via U. S. Mail)

Floyd R. Self, B.C.S.
Berger Singerman LLP
313 North Monroe Street, Suite 301
Tallahassee, Florida 32301
(Via E-mail attachment)



Andrew M. Brown