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BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION

In the Matter of:
DOCKET NO. 20210003-GU
PURCHASED GAS ADJUSTMENT
(PGA) TRUE-UP.

_____ /

PROCEEDINGS: PREHEARING CONFERENCE
COMMISSIONERS
PARTICIPATING: COMMISSIONER ANDREW GILES FAY
PREHEARING OFFICER
DATE: Wednesday, October 13, 2021
TIME: Commenced: 1:00 p.m.
Concluded: 2:15 p.m.
PLACE: Betty Easley Conference Center
Room 148
4075 Esplanade Way
Tallahassee, Florida
REPORTED BY: ANDREA KOMARIDIS WRAY
Court Reporter and
Notary Public in and for
the State of Florida at Large

PREMIER REPORTING
112 W. 5TH AVENUE
TALLAHASSEE, FLORIDA
(850) 894-0828

1 APPEARANCES:

2 BETH KEATING and GREGORY M. MUNSON, ESQUIRES,
3 Gunster Law Firm, 215 South Monroe Street, Suite 601,
4 Tallahassee, Florida 32301-1839, appearing on behalf of
5 Florida City Gas.

6 CHRISTOPHER T. WRIGHT, ESQUIRE, 700 Universe
7 Boulevard, Florida 33408, appearing on behalf of Florida
8 City Gas.

9 BETH KEATING, ESQUIRE, Gunster Law Firm, 215
10 South Monroe Street, Suite 601, Tallahassee, Florida
11 32301-1839, appearing on behalf of Florida Public
12 Utilities Company and Florida Public Utilities Company -
13 Fort Meade.

14 ANDREW M. BROWN, ESQUIRE, Macfarlane Law Firm,
15 Post Office Box 1531, Tampa, Florida 33601, appearing on
16 behalf of Peoples Gas System.

17 RICHARD GENTRY, THE PUBLIC COUNSEL; CHARLES
18 REHWINKEL, DEPUTY PUBLIC COUNSEL; and PATRICIA A.
19 CHRISTENSEN, STEPHANIE A. MORSE, MARY A. WESSLING,
20 ANASTACIA PIRRELLO, ESQUIRES, Office of Public Counsel,
21 c/o The Florida Legislature, 111 West Madison Street,
22 Room 812, Tallahassee, Florida 32399-1400, appearing on
23 behalf of the Citizens of the State of Florida.

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1 APPEARANCES (Continued):

2 STEFANIE-JO OSBORN, ESQUIRE, FPSC General
3 Counsel's Office, 2540 Shumard Oak Boulevard,
4 Tallahassee, Florida 32399-0850, appearing on behalf of
5 the Florida Public Service Commission Staff.

6 KEITH C. HETRICK, GENERAL COUNSEL; MARY ANNE
7 HELTON, DEPUTY GENERAL COUNSEL, Florida Public Service
8 Commission, 2540 Shumard Oak Boulevard, Tallahassee,
9 Florida 32399-0850, Advisor to the Florida Public
10 Service Commission.

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1 P R O C E E D I N G S

2 COMMISSIONER FAY: Ms. Osborn, are there any
3 preliminary matters to address before we go to the
4 draft prehearing?

5 MS. OSBORN: Yes, Commissioner. Staff will
6 note for the record that St. Joe Natural Gas
7 Company has been excused from the prehearing in the
8 03 docket.

9 Also, Type 2 stipulations have been reached on
10 all issues in this docket.

11 Staff is awaiting confirmation from all
12 parties that they are amenable to excusing
13 witnesses.

14 COMMISSIONER FAY: Great. Thank you,
15 Ms. Osborn.

16 Are there any other preliminary matters from
17 the parties?

18 All right. With that and -- and the
19 stipulations that are before us, I'll move through
20 this prehearing order fairly quickly also.

21 Starting with Section I, Case Background.

22 Section II, Conduct of Proceedings.

23 And Section III, Jurisdiction.

24 Section IV, Procedure for Handling

25 Confidential Information.

1 Section V, Prefiled Testimony and Exhibits and
2 Witnesses.

3 MS. OSBORN: Staff suggests, for any witness
4 who is not excused, that the summary of their
5 testimony be no longer than three minutes.

6 COMMISSIONER FAY: Great. Thank you.

7 Section VI, Order of Witnesses.

8 MS. OSBORN: Staff would like to confirm that
9 the parties are willing to excuse all witnesses.
10 If so, staff will also confirm with each
11 Commissioner that the witnesses can be excused.

12 If no Commissioner has any questions of those
13 witnesses, the witnesses may be excused from the
14 hearing and his or her testimony and exhibits may
15 be entered into the record, as though read.

16 COMMISSIONER FAY: Great. Thank you.

17 Section VII, Basic Positions -- do the parties
18 have any changes to those?

19 With that, we'll move on to Section VIII,
20 Issues and Positions.

21 MS. OSBORN: Issues and positions in this
22 draft of the prehearing order have been previously
23 provided to the parties for their review.

24 Staff notes that there are Type 2 stipulations
25 on all issues.

1 MS. HELTON: Mr. Chairman?

2 COMMISSIONER FAY: Yes.

3 MS. HELTON: I'm sorry. Did you want to go
4 back and see if all the parties agreed to excusing
5 the witnesses? That might help facilitate things
6 down the road.

7 COMMISSIONER FAY: Sure -- so, under the
8 witness section?

9 MS. HELTON: Yes, sir.

10 COMMISSIONER FAY: So --

11 MS. HELTON: Ms. Osborn had asked whether the
12 parties wanted to confirm whether the witnesses
13 would be excused, and I don't think we ever stopped
14 to do that.

15 COMMISSIONER FAY: Gotcha. Okay.

16 So -- so, are there any parties that object to
17 excusing the witnesses?

18 No. Okay.

19 With that, we would go back to Issue VIII, is
20 that -- is that right, Ms. Helton?

21 MS. HELTON: Yes. And I'm sorry for
22 interrupting.

23 COMMISSIONER FAY: No. No. No. Keep me on
24 track. We're good. Thank you.

25 Section VIII, Issues and Positions.

1 Staff?

2 MS. OSBORN: Issues and positions in this
3 draft of the prehearing order have been previously
4 provided to the parties for their review. And
5 staff notes that there are Type 2 stipulations on
6 all issues.

7 COMMISSIONER FAY: Great. Assuming the
8 stipulations are adequate here, we -- we could go
9 through them, but does any party have any -- any
10 issues?

11 Okay. With that, are there any other related
12 matters for the issues?

13 All right. We will continue on to Section IX,
14 Exhibit List.

15 Staff.

16 MS. OSBORN: Staff has prepared and stip- --
17 and circulated to the parties a draft comprehensive
18 exhibit list that includes all prefiled exhibits.

19 Staff will check with the parties prior to the
20 hearing to determine if there are any objections to
21 the comprehensive exhibit list.

22 COMMISSIONER FAY: Great. Thank you.

23 Section X, Proposed Stipulations.

24 MS. OSBORN: Staff notes that Type 2
25 stipulations have been reached on all issues in

1 this docket.

2 COMMISSIONER FAY: Section XI, Pending
3 Motions.

4 MS. OSBORN: There are no pending motions at
5 this time.

6 COMMISSIONER FAY: And Section XII, Pending
7 Confidentiality Motions.

8 MS. OSBORN: There are none.

9 COMMISSIONER FAY: Okay. Section XIII,
10 Post-hearing Procedures.

11 MS. OSBORN: If parties agree to waive briefs,
12 the Commission may make a bench decision for this
13 portion of the docket. If there are any issues to
14 be briefed, staff recommends post-hearing briefs be
15 no longer than 40 pages.

16 COMMISSIONER FAY: Great. Thank you.

17 All parties in agreement?

18 MS. KEATING: FPU and Florida City Gas would
19 happily waive the opportunity to file a brief.

20 COMMISSIONER FAY: You don't need 40 pages, is
21 what you're saying.

22 MS. KEATING: No.

23 COMMISSIONER FAY: Great. Thank you.

24 Section XIV, Rulings.

25 MS. OSBORN: Staff recommends that the

1 prehearing officer make a ruling that opening
2 statements, if any, should not exceed three minutes
3 per party unless any party chooses to waive its
4 opening statement.

5 Should cross-examination exhibits be needed,
6 all cross-examination exhibits that a party intends
7 to use at the hearing must be provided to the
8 Commission Clerk by the close of business on
9 October 25th, 2021, in order to be processed and
10 made available digitally.

11 Attachment A to the draft prehearing order
12 explains the process for the parties to follow when
13 providing cross-examination exhibits to the clerk.

14 The exhibits that are prefiled and designated
15 as cross-examination or impeachment exhibits shall
16 not be viewed by opposing witnesses or opposing
17 counsel or otherwise have their contents or
18 identity communicated to such witnesses or counsel.

19 COMMISSIONER FAY: Okay. Great. Thank you.

20 All parties in agreement?

21 All right. Are there any other matters to
22 address in the prehearing conference?

23 MS. OSBORN: There are no other matters to
24 address.

25 COMMISSIONER FAY: Okay. Great. Thank you,

1 Ms. -- Ms. Osborn.

2 Seeing that, we will adjourn the 03 docket and
3 proceed on to 04.

4 (Docket concluded.)

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CERTIFICATE OF REPORTER

STATE OF FLORIDA)
COUNTY OF LEON)

I, ANDREA KOMARIDIS WRAY, Court Reporter, do hereby certify that the foregoing proceeding was heard at the time and place herein stated.

IT IS FURTHER CERTIFIED that I stenographically reported the said proceedings; that the same has been transcribed under my direct supervision; and that this transcript constitutes a true transcription of my notes of said proceedings.

I FURTHER CERTIFY that I am not a relative, employee, attorney or counsel of any of the parties, nor am I a relative or employee of any of the parties' attorney or counsel connected with the action, nor am I financially interested in the action.

DATED THIS 27th day of October, 2021.



ANDREA KOMARIDIS WRAY
NOTARY PUBLIC
COMMISSION #HH 089181
EXPIRES February 9, 2025