

State of Florida



## Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FLORIDA 32399-0850

**-M-E-M-O-R-A-N-D-U-M-**

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**DATE:** April 14, 2023

**TO:** Office of Commission Clerk (Teitzman)

**FROM:** Division of Economics (Hampson, Draper) *JGH*  
Division of Accounting and Finance (Norris) *ALM*  
Office of the General Counsel (Harper, Sparks) *ADH*

**RE:** Docket No. 20220069-GU – Petition for rate increase by Florida City Gas.

**AGENDA:** 04/25/23 – Special Agenda – Post-Hearing Decision – Participation is Limited to Commissioners and Staff

**COMMISSIONERS ASSIGNED:** Fay, Passidomo, La Rosa

**PREHEARING OFFICER:** Fay

**CRITICAL DATES:** 05/31/23 (12-Month Effective Date)

**SPECIAL INSTRUCTIONS:** None

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### Case Background

On May 31, 2022, Florida City Gas (FCG or Company) filed a petition seeking the Florida Public Service Commission's (Commission) approval of a rate increase and associated depreciation rates. FCG is a natural gas local distribution company providing sales and transportation of natural gas, and is a public utility subject to this Commission's regulatory jurisdiction under Section 366.02, Florida Statutes (F.S.). FCG currently serves approximately 116,000 residential, commercial, and industrial natural gas customers in Miami-Dade, Broward, St. Lucie, Indian River, Brevard, Palm Beach, Hendry, and Martin counties.

An administrative hearing was held on December 12-13, 2022. At the hearing, the Commission approved the following stipulated issues: 10, 14, 16, 18, 20, 21, 30, 32, 33, 37, 43, 44, 48, 56, 63, 64, 69, 70, 72 and 73. At the March 28, 2023 Special Agenda Conference, the Commission

approved an incremental increase in operating revenues of \$14,149,121.<sup>1</sup> The total Company target revenues, including other operating revenues, is \$88,033,271.<sup>2</sup> The staff-calculated final revenue requirement calculations that reflect the Commission-approved increase to operating revenues are contained in Attachment A to the recommendation.

At the March 28, 2023 Special Agenda Conference, the Commission approved the Company's cost of service study in Issue 58 and the revenue increase allocation to the rate classes in Issue 59. This recommendation addresses the issues that were not addressed at the March 28, 2023 Special Agenda Conference: Issue 60 (customer charges), Issue 61 (distribution charges), Issue 62 (demand charges), Issue 65 (effective date), Issue 66 (approval of tariffs), and Issue 73 (close docket).

On April 7, 2023, the Company filed a revised cost of service study and associated tariffs reflecting the final Commission-approved revenue requirement.<sup>3</sup> The proposed customer, distribution, and demand charges are calculated in the revised cost of service study and shown in the attached tariffs. The tariffs are included in Attachment B to the recommendation. The Commission has jurisdiction over this matter pursuant to Chapter 366, F.S., including Sections 366.06 and 366.071, F.S.

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<sup>1</sup> The incremental operating revenue increase shown does not include the revenues associated with the transfer of SAFE investments, as approved in Issue 10, nor the LNG facility previously approved by the Commission. As provided on Attachment A, the total increase to base rates is \$23,308,073 when the LNG revenue of \$3,828,493 and the SAFE revenue of \$5,330,459 are included.

<sup>2</sup> See Schedule H-1, page 1 of 6, line 1, of the revised cost of service (Document No. 02578-2023).

<sup>3</sup> Document No. 02578-2023.

### **Discussion of Issues**

**Issue 60:** Are FCG's proposed Customer Charges appropriate?

**Recommendation:** The proposed customer charges as provided in the tariffs in Attachment B to the recommendation should be approved. (Hampson, Norris)

#### **Position of the Parties**

**FCG:** Yes. The appropriate customer charges are those shown in 2023 Test Year MFRs E-2 and H-1 (1 of 2). (*DuBose*)

**OPC:** No position.

**FEA:** No position.

**FIPUG:** Adopt position of OPC.

**Staff Analysis:**

### **PARTIES' ARGUMENTS**

#### **FCG**

FCG did not provide an argument. (FCG BR 87)

#### **OPC**

OPC did not provide an argument. (OPC BR 59)

#### **FEA**

FEA did not provide an argument. (FEA & FIPUG BR 29)

#### **FIPUG**

FIPUG adopted the position of OPC, but did not provide an argument. (FEA & FIPUG BR 29)

### **ANALYSIS**

The customer charges, in combination with the per therm distribution charges shown in Issue 61 and the demand charges shown in Issue 62, are designed to allow the Company to recover the total Commission-approved revenue requirement. Further, the Commission approved the Company's proposed cost of service methodology in Issue 58 and the allocation of the revenue increase to rate classes in Issue 59 at the March 28, 2023 Special Agenda Conference. The proposed customer charges reflect the approved revenue requirements and cost of service methodology; therefore, the proposed charges provided in the tariffs in Attachment B to the recommendation should be approved.

**Issue 61:** Are FCG's proposed per term Distribution Charges appropriate?

**Recommendation:** The proposed per term distribution charges as provided in the tariffs in Attachment B to the recommendation should be approved. (Hampson, Norris)

**Position of the Parties**

**FCG:** Yes. The appropriate per term Distribution Charges are those shown in 2023 Test Year MFRs E-2 and H-1 (1 of 2). (*DuBose*)

**OPC:** No position.

**FEA:** No position.

**FIPUG:** Adopt position of OPC.

**Staff Analysis:**

**PARTIES' ARGUMENTS**

**FCG**

FCG did not provide an argument. (FCG BR 87)

**OPC**

OPC did not provide an argument. (OPC BR 59)

**FEA**

FEA did not provide an argument. (FEA & FIPUG BR 29-30)

**FIPUG**

FIPUG adopted the position of OPC, but did not provide an argument. (FEA & FIPUG BR 29-30)

**ANALYSIS**

Staff has reviewed the Company's revised cost of service filing and it reflects the Commission-approved total Company revenue requirement. Further, the Commission approved the Company's proposed cost of service methodology in Issue 58 and the allocation of the revenue increase to rate classes in Issue 59 at the March 28, 2023 Special Agenda Conference. The proposed per term distribution charges reflect the approved revenue requirements and cost of service methodology; therefore, the proposed charges provided in the tariffs in Attachment B to the recommendation should be approved.

**Issue 62:** Are FCG's proposed Demand Charges appropriate?

**Recommendation:** The proposed demand charges as provided in the tariffs in Attachment B to the recommendation should be approved. (Hampson, Norris)

**Position of the Parties**

**FCG:** Yes. The appropriate Demand Charges are those shown in 2023 Test Year MFRs E-2 and H-1 (1 of 2). (*DuBose*)

**OPC:** No position.

**FEA:** No position.

**FIPUG:** Adopt position of OPC.

**Staff Analysis:**

**PARTIES' ARGUMENTS**

**FCG**

FCG did not provide an argument. (FCG BR 87)

**OPC**

OPC did not provide an argument. (OPC BR 59)

**FEA**

FEA did not provide an argument. (FEA & FIPUG BR 30)

**FIPUG**

FIPUG adopted the position of OPC, but did not provide an argument. (FEA & FIPUG BR 30)

**ANALYSIS**

Staff has reviewed the Company's revised cost of service filing and it reflects the Commission-approved total Company revenue requirement. Further, the Commission approved the Company's proposed cost of service methodology in Issue 58 and the allocation of the revenue increase to rate classes in Issue 59 at the March 28, 2023 Special Agenda Conference. The proposed demand charges reflect the approved revenue requirements and cost of service methodology; therefore, the proposed charges provided in the tariffs in Attachment B to the recommendation should be approved.

**Issue 65:** What is the appropriate effective date for FCG's revised rates and charges?

**Recommendation:** The rates and charges approved by the Commission should become effective May 1, 2023. The Commission should approve the proposed tariffs as provided in Attachment B to the recommendation. (Hampson, Norris)

**Position of the Parties**

**FCG:** Pursuant to the statutory eight-month suspension period in Section 366.06(3), F.S., FCG's filing requested a February 1, 2023 effective date for new base rates. (*DuBose*)

**OPC:** The effective date of FCG's revised rates and charges should allow for time for implementation promptly after the Commission's final order in this matter.

**FEA:** No position.

**FIPUG:** Adopt position of OPC.

**Staff Analysis:**

**PARTIES' ARGUMENTS**

**FCG**

FCG did not provide an argument. (FCG BR 87)

**OPC**

OPC did not provide an argument. (OPC BR 59)

**FEA**

FEA did not provide an argument. (FEA & FIPUG BR 30)

**FIPUG**

FIPUG adopted the position of OPC, but did not provide an argument. (FEA & FIPUG BR 30)

**ANALYSIS**

FCG provided a notification of the proposed rate increase to its customers during the month of August 2022, and also posted notice of the rate increase on its website. The notification included a comparison between current and proposed rates, and that the rates ultimately approved by the Commission will not exceed those identified in the notice. FCG will also provide a direct notice to customers during May 2023, which will identify the final, Commission-approved rates and charges. Staff has reviewed the direct notice and believes the notice reflects the rates and charges approved by the Commission.

Staff recommends that the rates and charges approved by the Commission should become effective May 1, 2023. The Commission should approve the proposed tariffs as provided in Attachment B to the recommendation.

**Issue 66:** Should the Commission give staff administrative authority to approve tariffs reflecting Commission approved rates and charges?

**Recommendation:** Yes, the Commission should give staff administrative authority to approve tariffs reflecting the Commission-approved rates and charges, as provided in Attachment B to the recommendation. (Hampson, Norris)

**Position of the Parties**

**FCG:** Yes. The Commission should approve tariffs reflecting the Commission’s approved rates and charges. The Commission should direct staff to verify that the revised tariffs are consistent with the Commission’s decision. (*Dubose*)

**OPC:** No position.

**FEA:** No position.

**FIPUG:** Adopt position of OPC.

**Staff Analysis:**

**PARTIES’ ARGUMENTS**

**FCG**

FCG did not provide an argument. (FCG BR 87)

**OPC**

OPC did not provide an argument. (OPC BR 59)

**FEA**

FEA did not provide an argument. (FEA & FIPUG BR 30)

**FIPUG**

FIPUG adopted the position of OPC, but did not provide an argument. (FEA & FIPUG BR 30)

**ANALYSIS**

Commission staff has reviewed the revised cost of service study and associated tariffs, which were revised to reflect the final Commission-approved revenue requirement.<sup>4</sup> Reviewing the documentation provided by FCG, staff believes that the revised cost of service study and associated tariffs are in accordance with the Commission vote from the March 28, 2023 Special Agenda Conference. The Commission should approve the proposed tariffs as provided in Attachment B to the recommendation.

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<sup>4</sup> Document No. 02578-2023.

**Issue 73:** Should this docket be closed?

**Recommendation:** After the final order is issued, this docket should be closed. (Harper, Sparks)



COMPARATIVE REVENUE DEFICIENCY CALCULATIONS		
FLORIDA CITY GAS		ATTACHMENT 5
DOCKET NO. 20220069-GU		
PTY 12/31/23		
	COMPANY ADJUSTED	COMMISSION APPROVED
RATE BASE (AVERAGE)	\$489,002,189	\$487,257,875
RATE OF RETURN	X <u>7.09%</u> X	X <u>6.44%</u> X
REQUIRED NOI	<u>\$34,688,400</u>	<u>\$31,363,264</u>
ACHIEVED NOI	<u>13,268,605</u>	<u>14,132,644</u>
NET REVENUE DEFICIENCY	21,419,795	17,230,620
REVENUE EXPANSION FACTOR	1.3527	1.3527
REVENUE DEFICIENCY	<u>28,974,822</u>	<u>23,308,073</u>
LNG Revenue	(3,828,493)	(3,828,493)
Transfer of SAFE Investments	(5,696,211)	(5,330,459)
INCREMENTAL REVENUE INCREASE	<u>\$19,450,118</u>	<u>\$14,149,121</u>

Florida City Gas  
FPSC Natural Gas Tariff  
Volume No. 10

First Revised Sheet No. 13  
Cancels Original Sheet No. 13

RULES AND REGULATIONS (Continued)

3. GAS LEAKS

The Customer shall give immediate notice to the Company of leakage of gas. No deduction on account of leakage shall be required to be made from Customer's bills unless such leakage occurs as the result of fault or neglect of agents of the Company. In case of leakage or fire, the stopcock at the meter should be closed without delay and no light or flame used in the vicinity of the leak.

4. CONNECT CHARGE

A charge of ~~\$80.00~~ 90.00 for Residential service or \$150.00 for Non-Residential service will be made on the Customer's next bill when gas service is initiated, connected or turned-on. If service is performed, at Customer request, outside of normal business hours the charges shall be ~~\$100.00~~ 110.00 for Residential service or \$200.00 for Non-Residential service.

5. RECONNECTION CHARGE

A charge of ~~\$40.00~~ 90.00 for Residential service or ~~\$80.00~~ 105.00 for Non-Residential service will be made on the Customer's next bill when gas service is reconnected after disconnection for non-payment of bills. If service is performed, at Customer request, outside of normal business hours the charges shall be ~~\$50.00~~ 105.00 for Residential service or ~~\$100.00~~ 120.00 for Non-Residential service.

6. FAILED TRIP CHARGE

A charge of \$20 for Residential and Non-Residential service will be made on the Customer's next bill when the Customer fails to keep a scheduled appointment with the Company's employee, agent or representative.

7. LATE PAYMENT CHARGE

A bill shall be considered past due upon the expiration of twenty (20) days from the date of mailing or other delivery thereof by Company. The balance of all past due charges for services rendered are subject to a Late Payment Charge of 1.5% or \$5.00 whichever is greater, except that the Late Payment Charge applied to the accounts of federal, state, and local governmental entities, agencies and instrumentalities shall be at a rate no greater than allowed, and in a manner permitted by applicable law.

8. RETURNED CHECKS

The service charge for each returned check shall be determined in accordance with section 68.065, Florida Statutes. Payment of the full amount of the dishonored payment, plus a service charge of \$25 if the face value does not exceed \$50, \$30 if the face value exceeds \$50 but does not exceed \$300, \$40 if the face value exceeds \$300, or 5 percent of the face amount of the dishonored instrument, whichever is greater.

Issued by: ~~Carolyn Bermudez~~ Kurt Howard  
~~Vice President~~ General Manager, Florida City Gas

Effective: August 14, 2018

Florida City Gas  
FPSC Natural Gas Tariff  
Volume No. 10

~~Second-Third~~ Revised Sheet No. 29  
Cancels ~~Second-First~~ Revised Sheet No. 29

RESIDENTIAL SERVICE – 1 (RS-1)

APPLICABILITY

Service is available to Residential Customers using between 0 and 99 therms per year as determined by the Company.

CHARACTER OF SERVICE

A firm delivery service of gas delivered by the Company with a heating value on the order of 1,100 British Thermal Units per cubicfoot.

\*MONTHLY RATE

Customer Charge	<del>\$12.00</del> 18.00
Distribution Charge, per therm	<del>\$0.461200</del> 0.67667
Commodity Charge	Per Rider "A"

\*The charges set forth in this Rate Schedule will be adjusted for all other applicable Riders of this Tariff and any additional taxes, assessments or similar charges that are lawfully imposed by the Company.

MINIMUM BILL

The minimum monthly bill shall be the Customer Charge.

TERMS OF PAYMENT

Bills are due upon receipt by the Customer and become delinquent if unpaid after expiration of twenty days from date of mailing or other delivery thereof by the Company.

SPECIAL CONDITIONS OF SERVICE

1. Application of this rate is subject to the general Rules and Regulations of the Company as they may be in effect from time to time and as filed with the regulatory authorities.
2. Each year the Company shall re-determine each Customer's eligibility based on their annual usage. If reclassification to another schedule is appropriate such reclassification shall be prospective only and shall not be retroactive.

Issued by: Kurt Howard  
General Manager, Florida City Gas

Effective: ~~January 5, 2021~~

Florida City Gas  
FPSC Natural Gas Tariff  
Volume No. 10

~~Second-Third~~ Revised Sheet No. 30  
Cancels ~~Second-First~~ Revised Sheet No. 30

RESIDENTIAL SERVICE - 100 (RS-100)

APPLICABILITY

Service is available to Residential Customers using between 100 and 599 therms per year as determined by the Company.

CHARACTER OF SERVICE

A firm delivery service of gas delivered by the Company with a heating value on the order of 1,100 British Thermal Units per cubicfoot.

\*MONTHLY RATE

Customer Charge	<del>\$15.00</del> <u>\$19.00</u>
Distribution Charge, per therm	<del>\$0.4038</del> <u>\$0.57421</u>
Commodity Charge	Per Rider "A"

\*The charges set forth in this Rate Schedule will be adjusted for all other applicable Riders of this Tariff and any additional taxes, assessments or similar charges that are lawfully imposed by the Company.

MINIMUM BILL

The minimum monthly bill shall be the Customer Charge.

TERMS OF PAYMENT

Bills are due upon receipt by the Customer and become delinquent if unpaid after expiration of twenty days from date of mailing or other delivery thereof by the Company.

SPECIAL CONDITIONS OF SERVICE

1. Application of this rate is subject to the general Rules and Regulations of the Company as they may be in effect from time to time and as filed with the regulatory authorities.
2. Each year the Company shall re-determine each Customer's eligibility based on their annual usage. If reclassification to another schedule is appropriate such reclassification shall be prospective only and shall not be retroactive.

Issued by: Kurt Howard  
General Manager, Florida City Gas

Effective: ~~January 5, 2021-~~

Florida City Gas  
FPSC Natural Gas Tariff  
Volume No. 10

~~Second-Third~~ Revised Sheet No. 31  
Cancels ~~Second-First~~ Revised Sheet No. 31

RESIDENTIAL SERVICE - 600 (RS-600)

APPLICABILITY

Service is available to Residential Customers using 600 or more therms per year as determined by the Company.

CHARACTER OF SERVICE

A firm delivery service of gas delivered by the Company with a heating value on the order of 1,100 British Thermal Units per cubic foot.

\*MONTHLY RATE

Customer Charge	<del>\$20.00</del> 25.00
Distribution Charge, per therm	<del>\$0.526990</del> .70799
Commodity Charge	Per Rider "A"

\*The charges set forth in this Rate Schedule will be adjusted for all other applicable Riders of this Tariff and any additional taxes, assessments or similar charges that are lawfully imposed by the Company.

MINIMUM BILL

The minimum monthly bill shall be the Customer Charge.

TERMS OF PAYMENT

Bills are due upon receipt by the Customer and become delinquent if unpaid after expiration of twenty days from date of mailing or other delivery thereof by the Company.

SPECIAL CONDITIONS OF SERVICE

1. Application of this rate is subject to the general Rules and Regulations of the Company as they may be in effect from time to time and as filed with the regulatory authorities.
2. Each year the Company shall re-determine each Customer's eligibility based on their annual usage. If reclassification to another schedule is appropriate such reclassification shall be prospective only and shall not be retroactive.

Issued by: Kurt Howard  
General Manager, Florida City Gas

Effective: ~~January 5, 2021~~

Florida City Gas  
FPSC Natural Gas Tariff  
Volume No. 10

~~Second-Third~~ Revised Sheet No. 32  
Cancels ~~SecondFirst~~ Revised Sheet No. 32

GENERAL SERVICE - 1 (GS-1)

APPLICABILITY

Service is available to Non-Residential Customers using between 0 and 5,999 therms per year as determined by the Company.

CHARACTER OF SERVICE

A firm delivery service of gas, including RNG delivered into the Company's system by any customer, delivered by the Company or Customers' Third Party Supplier ("TPS") with a heating value on the order of 1,100 British Thermal Units per cubic foot.

\*MONTHLY RATE

	<u>Gas Supply from PGA</u>	<u>Gas Supply from TPS</u>
Customer Charge	<del>\$25.00</del> 31.00	<del>\$25.00</del> 31.00
Distribution Charge, per therm	<del>\$0.3766</del> 40.57949	<del>\$0.3766</del> 40.57949
Commodity Charge	Per Rider "A"	Per TPS Agreement

\*The charges set forth in this Rate Schedule will be adjusted for all other applicable Riders of this Tariff and any additional taxes, assessments or similar charges that are lawfully imposed by the Company. A Customer that receives gas supply from a TPS will be charged by the TPS for commodity according to any agreement between the Customer and the TPS. Only Non-Residential Customers are eligible to receive gas supply from a TPS.

MINIMUM BILL

The minimum monthly bill shall be the Customer Charge.

TERMS OF PAYMENT

Bills are due upon receipt by the Customer and become delinquent if unpaid after expiration of twenty days from date of mailing or other delivery thereof by the Company.

SPECIAL CONDITIONS OF SERVICE

1. Application of this rate is subject to the general Rules and Regulations of the Company as they may be in effect from time to time and as filed with the regulatory authorities.
2. Each year the Company shall re-determine each Customer's eligibility based on their annual usage. If reclassification to another schedule is appropriate such reclassification shall be prospective only and shall not be retroactive.

Issued by: Kurt Howard  
General Manager, Florida City Gas

Effective: ~~January 1, 2021~~

Florida City Gas  
FPSC Natural Gas Tariff  
Volume No. 10

~~Second~~Third Revised Sheet No. 34  
Cancels ~~Second~~First Revised Sheet No. 34

GENERAL SERVICE - 6K (GS-6K)

APPLICABILITY

Service is available to Non-Residential Customers using between 6,000 and 24,999 therms per year as determined by the Company.

CHARACTER OF SERVICE

A firm delivery service of gas, including RNG delivered into the Company's system by any customer, delivered by the Company or Customers' Third Party Supplier ("TPS") with a heating value on the order of 1,100 British Thermal Units per cubic foot.

\*MONTHLY RATE

	<u>Gas Supply from PGA</u>	<u>Gas Supply from TPS</u>
Customer Charge	<u>\$35.0044.00</u>	<u>\$35.0044.00</u>
Distribution Charge, per therm	<u>\$0.339600.48722</u>	<u>\$0.339600.48722</u>
Commodity Charge	Per Rider "A"	Per TPS Agreement

\*The charges set forth in this Rate Schedule will be adjusted for all other applicable Riders of this Tariff and any additional taxes, assessments or similar charges that are lawfully imposed by the Company. A Customer that receives gas supply from a TPS will be charged by the TPS for commodity according to any agreement between the Customer and the TPS. Only Non-Residential Customers are eligible to receive gas supply from a TPS.

MINIMUM BILL

The minimum monthly bill shall be the Customer Charge.

TERMS OF PAYMENT

Bills are due upon receipt by the Customer and become delinquent if unpaid after expiration of twenty days from date of mailing or other delivery thereof by the Company.

SPECIAL CONDITIONS OF SERVICE

1. Application of this rate is subject to the general Rules and Regulations of the Company as they may be in effect from time to time and as filed with the regulatory authorities.
2. Each year the Company shall re-determine each Customer's eligibility based on their annual usage. If reclassification to another schedule is appropriate such reclassification shall be prospective only and shall not be retroactive.

Issued by: Kurt Howard  
General Manager, Florida City Gas

Effective: January 5, 2021

Florida City Gas  
FPSC Natural Gas Tariff  
Volume No. 10

~~First~~Second Revised Sheet No. 36  
Cancels ~~First Revised~~Original Sheet No. 36

GENERAL SERVICE - 25K (GS-25K)

APPLICABILITY

Service is available to Non-Residential Customers using between 25,000 and 119,999 therms per year as determined by the Company.

CHARACTER OF SERVICE

A firm delivery service of gas, including RNG delivered into the Company's system by any customer, delivered by the Company or Customers' Third Party Supplier ("TPS") with a heating value on the order of 1,100 British Thermal Units per cubic foot.

\*MONTHLY RATE

	<u>Gas Supply from PGA</u>	<u>Gas Supply from TPS</u>
Customer Charge	<del>\$150.00</del> <u>188.00</u>	<del>\$150.00</del> <u>188.00</u>
Distribution Charge, per therm	<del>\$0.325090</del> <u>0.44046</u>	<del>\$0.325090</del> <u>0.44046</u>
Commodity Charge	Per Rider "A"	Per TPS Agreement

\*The charges set forth in this Rate Schedule will be adjusted for all other applicable Riders of this Tariff and any additional taxes, assessments or similar charges that are lawfully imposed by the Company. A Customer that receives gas supply from a TPS will be charged by the TPS for commodity according to any agreement between the Customer and the TPS. Only Non-Residential Customers are eligible to receive gas supply from a TPS.

MINIMUM BILL

The minimum monthly bill shall be the Customer Charge.

TERMS OF PAYMENT

Bills are due upon receipt by the Customer and become delinquent if unpaid after expiration of twenty days from date of mailing or other delivery thereof by the Company.

SPECIAL CONDITIONS OF SERVICE

1. Application of this rate is subject to the general Rules and Regulations of the Company as they may be in effect from time to time and as filed with the regulatory authorities.
2. Each year the Company shall re-determine each Customer's eligibility based on their annual usage. If reclassification to another schedule is appropriate such reclassification shall be prospective only and shall not be retroactive.

Issued by: Kurt Howard  
General Manager, Florida City Gas

Effective: ~~January 1, 2021~~



Florida City Gas  
FPSC Natural Gas Tariff  
Volume No. 10

~~Second-Third~~ Revised Sheet No. 38  
Cancels ~~Second-First~~ Revised Sheet No. 38

GENERAL SERVICE - 120K (GS -120K)

APPLICABILITY

Service is available to Non-Residential Customers using between 120,000 and 1,249,999 therms per year as determined by the Company.

CHARACTER OF SERVICE

A firm delivery service of gas, including RNG delivered into the Company's system by any customer, delivered by the Company or Customers' Third Party Supplier ("TPS") with a heating value on the order of 1,100 British Thermal Units per cubic foot.

\*MONTHLY RATE

	<u>Gas Supply from PGA</u>	<u>Gas Supply from TPS</u>
Customer Charge	<del>\$300.00</del> <u>375.00</u>	<del>\$300.00</del> <u>375.00</u>
Demand Charge, per DCQ	<del>\$0.57</del> <u>50.719</u>	<del>\$0.57</del> <u>50.719</u>
Distribution Charge, per therm	<del>\$0.19</del> <u>3790.28336</u>	<del>\$0.19</del> <u>3790.28336</u>
Commodity Charge	Per Rider "A"	Per TPS Agreement

\*The charges set forth in this Rate Schedule will be adjusted for all other applicable Riders of this Tariff and any additional taxes, assessments or similar charges that are lawfully imposed by the Company. A Customer that receives gas supply from a TPS will be charged by the TPS for commodity according to any agreement between the Customer and the TPS. Only Non-Residential Customers are eligible to receive gas supply from a TPS.

DETERMINATION OF THE DEMAND CHARGE QUANTITY (DCQ)

The DCQ to be used in setting the Customer's Billing DCQ will be determined by the Customer's maximum daily requirements in terms of therm units per day based on readings taken from an Automatic Meter Reading (AMR) device installed at the premise. The DCQ used in setting the Billing DCQ shall be those from the Customer's daily metered therm consumption recorded for a period of up to three (3) years ending each March 31st. If historical consumption information of at least twelve (12) months is not available, then the Billing DCQ level shall be based upon the rating and expected usage of the Customer's gas equipment as determined by the Company.

The Billing DCQ will be determined annually by the Company based on the DCQ history, as determined above. The Customer's Billing DCQ shall be adjusted to reflect the maximum recorded DCQ. Adjustments will be made in April except the Company shall not increase such a Customer's Billing DCQ unless the Customer has had at least three (3) occurrences of DCQ's in excess of their current Billing DCQ.

Issued by: Kurt Howard  
General Manager, Florida City Gas

Effective: ~~January 5, 2021-~~

Florida City Gas  
 FPSC Natural Gas Tariff  
 Volume No. 10

~~Second~~Third Revised Sheet No. 40  
 Cancels ~~Second~~First Revised Sheet No. 40

GENERAL SERVICE - 1,250K (GS -1,250K)

APPLICABILITY

Service is available to Non-Residential Customers using between 1,250,000 and 10,999,999 therms per year as determined by the Company.

CHARACTER OF SERVICE

A firm delivery service of gas, including RNG delivered into the Company's system by any customer, delivered by the Company or Customers' Third Party Supplier ("TPS") with a heating value on the order of 1,100 British Thermal Units per cubic foot.

\*MONTHLY RATE

	<u>Gas Supply from PGA</u>	<u>Gas Supply from TPS</u>
Customer Charge	<del>\$500.00</del> <u>625.00</u>	<del>\$500.00</del> <u>625.00</u>
Demand Charge, per DCQ	<del>\$0.57</del> <u>50.719</u>	<del>\$0.57</del> <u>50.719</u>
Distribution Charge, per therm	<del>\$0.0036</del> <u>10.14073</u>	<del>\$0.0036</del> <u>10.14073</u>
Commodity Charge	Per Rider "A"	Per TPS Agreement

\*The charges set forth in this Rate Schedule will be adjusted for all other applicable Riders of this Tariff and any additional taxes, assessments or similar charges that are lawfully imposed by the Company. A Customer that receives gas supply from a TPS will be charged by the TPS for commodity according to any agreement between the Customer and the TPS. Only Non-Residential Customers are eligible to receive gas supply from a TPS.

DETERMINATION OF THE DEMAND CHARGE QUANTITY (DCQ)

The DCQ to be used in setting the Customer's Billing DCQ will be determined by the Customer's maximum daily requirements in terms of therm units per day based on readings taken from an Automatic Meter Reading (AMR) device installed at the premise. The DCQ used in setting the Billing DCQ shall be those from the Customer's daily metered therm consumption recorded for a period of up to three (3) years ending each March 31st. If historical consumption information of at least twelve (12) months is not available, then the Billing DCQ level shall be based upon the rating and expected usage of the Customer's gas equipment as determined by the Company.

The Billing DCQ will be determined annually by the Company based on the DCQ history, as determined above. The Customer's Billing DCQ shall be adjusted to reflect the maximum recorded DCQ. Adjustments will be made in April except the Company shall not increase such a Customer's Billing DCQ unless the Customer has had at least three (3) occurrences of DCQ's in excess of their current Billing DCQ.

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 General Manager, Florida City Gas

Effective: ~~January 5, 2021~~

Florida City Gas  
 FPSC Natural Gas Tariff  
 Volume No. 10

~~First-Second~~ Revised Sheet No. 42  
 Cancels ~~Original-First Revised~~ Sheet No. 42

GENERAL SERVICE – 11M (GS - 11M)

APPLICABILITY

Service is available to Non-Residential Customers using between 11,000,000 and 24,999,999 therms per year as determined by the Company.

CHARACTER OF SERVICE

A firm delivery service of gas, including RNG delivered into the Company's system by any customer, delivered by the Company or Customers' Third Party Supplier ("TPS") with a heating value on the order of 1,100 British Thermal Units per cubic foot.

\*MONTHLY RATE

	<u>Gas Supply from PGA</u>	<u>Gas Supply from TPS</u>
Customer Charge	<del>\$1,000.00</del> <u>1,250.00</u>	<del>\$1,000.00</del> <u>1,250.00</u>
Demand Charge, per DCQ	<del>\$0.5750</del> <u>0.719</u>	<del>\$0.5750</del> <u>0.719</u>
Distribution Charge, per therm	<del>\$0.08000</del> <u>0.10320</u>	<del>\$0.08000</del> <u>0.10320</u>
Commodity Charge	Per Rider "A"	Per TPS Agreement

\*The charges set forth in this Rate Schedule will be adjusted for all other applicable Riders of this Tariff and any additional taxes, assessments or similar charges that are lawfully imposed by the Company. A Customer that receives gas supply from a TPS will be charged by the TPS for commodity according to any agreement between the Customer and the TPS. Only Non-Residential Customers are eligible to receive gas supply from a TPS.

DETERMINATION OF THE DEMAND CHARGE QUANTITY (DCQ)

The DCQ to be used in setting the Customer's Billing DCQ will be determined by the Customer's maximum daily requirements in terms of therm units per day based on readings taken from an Automatic Meter Reading (AMR) device installed at the premise. The DCQ used in setting the Billing DCQ shall be those from the Customer's daily metered therm consumption recorded for a period of up to three (3) years ending each March 31st. If historical consumption information of at least twelve (12) months is not available, then the Billing DCQ level shall be based upon the rating and expected usage of the Customer's gas equipment as determined by the Company.

The Billing DCQ will be determined annually by the Company based on the DCQ history, as determined above. The Customer's Billing DCQ shall be adjusted to reflect the maximum recorded DCQ. Adjustments will be made in April except the Company shall not increase such a Customer's Billing DCQ unless the Customer has had at least three (3) occurrences of DCQ's in excess of their current Billing DCQ.

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~~First-Second~~ Revised Sheet No. 44  
 Cancels ~~Original-First Revised~~ Sheet No. 44

GENERAL SERVICE – 25M (GS - 25M)

APPLICABILITY

Service is available to Non-Residential Customers using 25,000,000 or more therms per year as determined by the Company.

CHARACTER OF SERVICE

A firm delivery service of gas, including RNG delivered into the Company's system by any customer, delivered by the Company or Customers' Third Party Supplier ("TPS") with a heating value on the order of 1,100 British Thermal Units per cubic foot.

\*MONTHLY RATE

	<u>Gas Supply from PGA</u>	<u>Gas Supply from TPS</u>
Customer Charge	<del>\$2,000,002,500.00</del>	<del>\$2,000,002,500.00</del>
Demand Charge, per DCQ	<del>\$0.5750.719</del>	<del>\$0.5750.719</del>
Distribution Charge, per therm	<del>\$0.04000.05160</del>	<del>\$0.04000.05160</del>
Commodity Charge	Per Rider "A"	Per TPS Agreement

\*The charges set forth in this Rate Schedule will be adjusted for all other applicable Riders of this Tariff and any additional taxes, assessments or similar charges that are lawfully imposed by the Company. A Customer that receives gas supply from a TPS will be charged by the TPS for commodity according to any agreement between the Customer and the TPS. Only Non-Residential Customers are eligible to receive gas supply from a TPS.

DETERMINATION OF THE DEMAND CHARGE QUANTITY (DCQ)

The DCQ to be used in setting the Customer's Billing DCQ will be determined by the Customer's maximum daily requirements in terms of therm units per day based on readings taken from an Automatic Meter Reading (AMR) device installed at the premise. The DCQ used in setting the Billing DCQ shall be those from the Customer's daily metered therm consumption recorded for a period of up to three (3) years ending each March 31st. If historical consumption information of at least twelve (12) months is not available, then the Billing DCQ level shall be based upon the rating and expected usage of the Customer's gas equipment as determined by the Company.

The Billing DCQ will be determined annually by the Company based on the DCQ history, as determined above. The Customer's Billing DCQ shall be adjusted to reflect the maximum recorded DCQ. Adjustments will be made in April except the Company shall not increase such a Customer's Billing DCQ unless the Customer has had at least three (3) occurrences of DCQ's in excess of their current Billing DCQ.

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~~First~~~~Second~~ Revised Sheet No. 47  
Cancels ~~First Revised~~~~Original~~ Sheet No. 47

RESIDENTIAL STANDBY GENERATOR SERVICE (RSG)

APPLICABILITY

Service is available to Residential Customers whose only gas usage is for a standby electric generator.

CHARACTER OF SERVICE

A firm delivery service of gas delivered by the Company with a heating value on the order of 1,100 British Thermal Units per cubicfoot.

\*MONTHLY RATE

Customer Charge:	<del>\$16.81</del> <u>\$25.00</u>	
Distribution Charge:	0 - 14 therms	\$0.00000 per therm
	More than 14 therms	<del>\$0.522480</del> <u>\$0.57421</u> per therm

\*The charges set forth in this Rate Schedule will be adjusted for all other applicable Riders of this Tariff and any additional taxes, assessments or similar charges that are lawfully imposed by the Company.

MINIMUM BILL

The minimum monthly bill shall be the Customer Charge.

TERMS OF PAYMENT

Bills are due upon receipt by the Customer and become delinquent if unpaid after expiration of twenty days from date of mailing or other delivery thereof by the Company.

SPECIAL CONDITIONS OF SERVICE

1. Subject to special condition 3 below, a customer receiving service under this schedule shall remain obligated to remain on this schedule for 12 months. This 12-month requirement shall be renewed at the end of each 12-month term unless the customer terminates the service in writing within 30 days before the end of the term.
2. If the customer terminates the service before the 12-month term ends, the Customer will be billed the minimum bill for the remaining months of the service.
3. If the customer installs an additional gas appliance at the premise at which service is provided, then the customer will be transferred to the applicable rate schedule based on total therms.
4. Application of this rate is subject to the general Rules and Regulations of the Company as they may be in effect from time to time and as filed with the regulatory authorities.

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General Manager, Florida City Gas

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Florida City Gas  
FPSC Natural Gas Tariff  
Volume No. 10

~~First~~ ~~Second~~ Revised Sheet No. 48  
Cancels ~~First Revised~~ ~~Original~~ Sheet No. 48

COMMERCIAL STANDBY GENERATOR SERVICE (CSG)

APPLICABILITY

Service is available to Non-residential Customers whose only gas usage is for a standby electric generator with annual consumption of less than 120,000 therms.

CHARACTER OF SERVICE

A firm delivery service of gas delivered by the Company with a heating value on the order of 1,100 British Thermal Units per cubicfoot.

\*MONTHLY RATE

Customer Charge:	\$ <del>24.00</del> <u>36.00</u>	
Distribution Charge:	0 - 26 therms	\$0.00000 per therm
	More than 26 therms	<del>\$0.49531</del> <u>0.57949</u> per therm

\*The charges set forth in this Rate Schedule will be adjusted for all other applicable Riders of this Tariff and any additional taxes, assessments or similar charges that are lawfully imposed by the Company. A customer that receives gas supply from a TPS will be charged by the TPS for commodity according to any agreement between the Customer and the TPS.

MINIMUM BILL

The minimum monthly bill shall be the Customer Charge.

TERMS OF PAYMENT

Bills are due upon receipt by the Customer and become delinquent if unpaid after expiration of twenty days from date of mailing or other delivery thereof by the Company.

SPECIAL CONDITIONS OF SERVICE

1. Subject to special condition 3 below, a Customer receiving service under this schedule shall remain obligated to remain on this schedule for 12 months. This 12-month requirement shall be renewed at the end of each 12-month term unless the Customer terminates the service in writing within 30 days before the end of the term.
2. If the Customer terminates the service before the 12-month term ends, the Customer will be billed the minimum bill for the remaining months of the service.
3. If the Customer installs an additional gas appliance at the premise at which service is provided, then the Customer will be transferred to the applicable rate schedule based on total therms.
4. Application of this rate is subject to the general Rules and Regulations of the Company as they may be in effect from time to time and as filed with the regulatory authorities.

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Second Revised Sheet No. 49  
Cancels First Revised Sheet No. 49

NATURAL GAS VEHICLE SERVICE-I (NGV-I)

(CLOSED SCHEDULE)

APPLICABILITY

For gas delivered to any Customer through a separate meter for the purpose of compression and delivery into motor vehicle fuel tanks or other transportation containers. NGV-I is only available to those Customers who are presently receiving this service as of August 13, 2013. Customers seeking such service after this date shall take service under the NGV-II terms of this Tariff.

\*MONTHLY RATE

	<u>Gas Supply from PGA</u>	<u>Gas Supply from TPS</u>
Customer Charge	<u>\$25.0031.00</u>	<u>\$25.0031.00</u>
Distribution Charge, per therm	\$0.23232	\$0.23232
Commodity Charge	Per Rider "A"	Per TPS Agreement

\*The charges set forth in this Rate Schedule will be adjusted for all other applicable Riders of this Tariff and any additional taxes, assessments or similar charges that are lawfully imposed by the Company. A Customer that receives gas supply from a TPS will be charged for commodity according to any agreement between the Customer and the TPS.

MINIMUM BILL

The minimum monthly bill shall be the Customer Charge. In addition, a minimum annual charge, if applicable, shall be assessed by applying the applicable rates and adjustments hereunder to the difference between the minimum therms, if any, established per the Customer's Agreement and the Customers annual usage.

TERMS OF PAYMENT

Bills are due upon receipt by the Customer and become delinquent if unpaid after expiration of twenty days from date of mailing or other delivery thereof by the Company.

SPECIAL CONDITIONS

Service under this Rate Schedule shall be subject to the general Rules and Regulations of the Company as they may be in effect from time to time, and as filed with the regulatory authorities.

SPECIAL CONDITIONS APPLICABLE TO CUSTOMERS RECEIVING GAS SUPPLY FROM THIRD PARTY SUPPLIERS (TPS)

1. See the Rules and Regulations for Transportation - Special Conditions for terms related to Customers taking Gas Supply from a TPS.
2. Automatic Meter Reading (AMR) equipment is required for transportation Customers served under this Rate Schedule using over 120,000 therms per year. See the Rules and Regulations for Metering for terms and conditions related to AMR's.

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~~Vice President~~ General Manager, Florida City Gas

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First Revised Sheet No.62  
Cancels Original Sheet No. 62

THIRD PARTY SUPPLIER  
(TPS)  
(Continued)

CREDITWORTHINESS (Continued)

In the event TPS fails to meet the terms of this Creditworthiness section, Company may, without waiving any rights or remedies it may have, and subject to any necessary authorizations, suspend TPS until such time as they are deemed compliant by the Company.

The insolvency of a TPS shall be evidenced by the filing by TPS, or any parent entity thereof, of a voluntary petition in bankruptcy or the entry of a decree or order by a court having jurisdiction adjudging the TPS, or any parent entity thereof, bankrupt or insolvent, or approving as properly filed a petition seeking reorganization, arrangement, adjustment or composition of the TPS, or any Parent entity thereof, under the Federal Bankruptcy Act or any other applicable federal or state law, or appointing a receiver, liquidator, assignee, trustee, sequestrator, (or similar official) of the TPS or any parent entity thereof or of any substantial part of its property, or the ordering of the winding-up or liquidation of its affairs.

MONTHLY RATE

Customer Charge	\$400.00
Charge for each Transportation Customer served by the TPS	<del>\$6.076.21</del>

DETERMINATION OF THE AVERAGE DAILY DELIVERY QUANTITY ("ADDQ")

The ADDQ for each Customer without an AMR device will be calculated by the Company by dividing the Customer's usage for each of the most recent twelve (12) billing months by the total number of days in each billing month. Company may adjust Customer's ADDQ at any time, due to changes in Customer's equipment or pattern of usage. For new Customers, the initial ADDQ will be estimated by Company, based upon the rating of the Customer's gas equipment and expected utilization of the equipment. The TPS will be obligated to deliver the aggregate ADDQ each day for Customers it serves.

The Company will notify TPS of its aggregate ADDQ obligation for each day of the next succeeding month on the Company's EBB, or other means as determined by the Company. If TPS does not agree with Company's determination of TPS's aggregate ADDQ, it must notify the Company in writing within two business days no later than 5:00 p.m. Eastern Standard Time. Company and TPS will reconcile any differences no later than 5:00 p.m. Eastern Standard Time on the twentieth (20th) of the month.

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Vice President General Manager, Florida City Gas

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First Revised Sheet No. 74  
Cancels Original Sheet No. 74

Economic Development Gas Service (EDGS)  
(Continued)

If the volume of gas purchased or transported in a contract year is less than the volume specified in the contract, the difference in the actual volume and the volume specified in the contract shall be deemed a volume deficiency. For any volume deficiency, the Customer shall be billed an amount equal to the non-gas volumetric charge that would have been billed for the delivery of the volume equal to the deficiency. The bill shall be computed in accordance with the applicable rate schedule that would otherwise apply subject to the discount provided under this rate schedule.

PAYMENT TERMS

All bills for service are due upon presentation. The stated net amount shown on the bill shall apply if payment is received on or before the date as specified on the bill. Payments received after that date shall be assessed late payment charges as defined in Section 7 on Sheet No. 13 of the Company's tariff.

BILLING ADJUSTMENTS

Bills for gas service hereunder shall be subject to adjustment for the applicable taxes, fees, and the cost of purchased gas in accordance with Purchased Gas Adjustment (PGA), and shall be subject to other adjustments, charges and/or credits as determined to be applicable to the applicable rate schedule under which the Customer would otherwise be served. The adjustment factor provided under this rate schedule will not be applied to the PGA and other adjustments factors.

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~~Vice President~~ General Manager, Florida City Gas

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