

BEFORE THE  
FLORIDA PUBLIC SERVICE COMMISSION

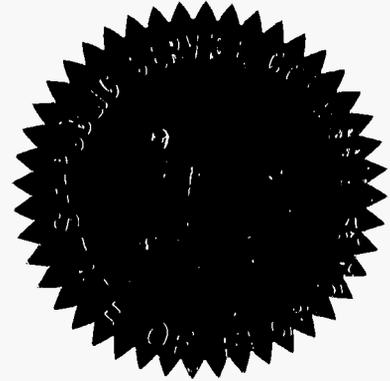
DOCKET NO. 080003-GU

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

In the Matter of

PURCHASED GAS ADJUSTMENT  
(PGA) TRUE-UP.

-----/



PROCEEDINGS:                   PREHEARING

BEFORE:                        COMMISSIONER KATRINA J. McMURRIAN  
                                  PREHEARING OFFICER

DATE:                           Monday, October 20, 2008

TIME:                           Commenced at 9:30 a.m.

PLACE:                         Betty Easley Conference Center  
                                  Room 148  
                                  4075 Esplanade Way  
                                  Tallahassee, Florida

REPORTED BY:                 JANE FAUROT, RPR  
                                  Official FPSC Reporter  
                                  (850) 413-6732

## 1 APPEARANCES:

2 BETH KEATING, ESQUIRE, Akerman Law Firm, 106 East  
3 College Avenue, Suite 1200, Tallahassee, Florida 32301,  
4 appearing on behalf of Florida City Gas.

5 ANSLEY WATSON, JR., ESQUIRE, Macfarlane Ferguson Law  
6 Firm, Post Office Box 1531, Tampa, 33601-1531, appearing on  
7 behalf of Peoples Gas System.

8 NORMAN H. HORTON, JR., ESQUIRE, Messer Law Firm, Post  
9 Office Box 15579, Tallahassee, Florida 32302-1876, appearing on  
10 behalf of Florida Public Utilities Company.

11 STEPHEN C. BURGESS, ESQUIRE, PATRICIA A. CHRISTENSEN,  
12 JOSEPH A. MCGLOTHLIN, ESQUIRE, Office of Public Counsel, c/o  
13 the Florida Legislature, 111 W. Madison St., #812, Tallahassee,  
14 Florida 32399-1400, appearing on behalf of the Citizens of the  
15 State of Florida.

16 CECILIA BRADLEY, ESQUIRE, Senior Assistant Attorney  
17 General, The Capitol - PL01, Tallahassee, Florida 32399-1050,  
18 appearing on behalf of the Office of the Attorney General.

19 KATHERINE FLEMING, ESQUIRE, FPSC General Counsel's  
20 Office, 2540 Shumard Oak Boulevard, Tallahassee, Florida  
21 32399-0850, appearing on behalf of the Commission Staff.

22

23

24

25

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

1  
2           **COMMISSIONER McMURRIAN:** Let's call this prehearing  
3 to order.

4           Staff, would you please read the notice.

5           **MS. FLEMING:** Pursuant to notice issued by the  
6 Commission Clerk, this time and place has been for a prehearing  
7 conference in the following dockets: 080001-EI, 080002-EG,  
8 080003-GU, 080004-GU, and 080007-EI.

9           **COMMISSIONER McMURRIAN:** Okay. Thank you. We'll  
10 take appearances. There are five dockets to address today, so  
11 all parties should enter their appearances and declare which  
12 dockets they are making an appearance for.

13           **MR. BUTLER:** Thank you, Commissioner.

14           This is John Butler appearing on behalf of FPL in the  
15 01, 02, and 07 dockets. I would also like to enter an  
16 appearance in those three dockets for Wade Litchfield, and in  
17 the 02 docket for Carla Pettus.

18           **MR. BADDERS:** Good morning, Commissioner.

19           Russell Badders appearing on behalf of Gulf Power  
20 Company. I would like to enter an appearance for myself in the  
21 01, 02, and 07 dockets. And in those three dockets also enter  
22 an appearance for Steve Griffin and Jeffrey Stone, and in the  
23 07 docket, Charles Guyton.

24           **MR. PERKO:** Good morning, Commissioner.

25           Gary Perko. I'm sitting in for John Burnett for

1 Progress Energy Florida in the 01 and 02 dockets. Mr. Burnett  
2 will be appearing at the hearing in those dockets. I'm also  
3 entering an appearance in the 07 docket on behalf of Progress  
4 Energy Florida.

5 **COMMISSIONER McMURRIAN:** Thank you.

6 **MR. HORTON:** Good morning.

7 Norman H. Horton, Jr., appearing on behalf of Florida  
8 Public Utilities Company in the 01, 02, 03, and 04 dockets, and  
9 for Sebring Gas System in the 04 docket.

10 **MR. BEASLEY:** Good morning. Jim Beasley and Lee  
11 Willis both of the law firm of Ausley and McMullen appearing on  
12 behalf of Tampa Electric Company in the 01, 02, and 07 dockets.

13 **MR. WATSON:** Good morning.

14 Ansley Watson, Jr., and also appearing here for  
15 Matthew R. Costa on behalf of Peoples Gas System in the 03 and  
16 04 dockets.

17 **MR. WRIGHT:** Robert Scheffel Wright appearing on  
18 behalf of the Florida Retail Federation in the 01 docket, and  
19 on behalf of Indiantown Gas Company in the 04 docket,  
20 Commissioner.

21 Thank you.

22 **MS. KEATING:** Good morning.

23 Beth Keating, Akerman Senterfitt. I will be  
24 appearing on behalf of Florida City Gas in the 03 and  
25 04 dockets, and on behalf of the Florida Division of Chesapeake

1 Utilities in the 04 docket.

2 **MR. McWHIRTER:** John McWhirter appearing on behalf of  
3 the Florida Industrial Power Users Group in Dockets 1, 2, and  
4 7.

5 **MR. BREW:** James Brew appearing on behalf of White  
6 Springs Agricultural Chemicals in the 01 docket.

7 **MS. WHITE:** Good morning.

8 I'm Karen White appearing on behalf of the Federal  
9 Executive Agencies in the 01 and 07 docket. I would also like  
10 to enter an appearance for Captain Shayla McNeill in the same  
11 dockets.

12 **COMMISSIONER McMURRIAN:** Could you repeat your last  
13 name for me, I'm sorry.

14 **MS. WHITE:** Mine is Karen White, and I'm also  
15 entering an appearance for Shayla McNeill.

16 **COMMISSIONER McMURRIAN:** Thank you. Nice to have you  
17 with us.

18 **MR. BURGESS:** Commissioner, I'm Steve Burgess.  
19 Myself, Patti Christensen, and Joe McGlothlin entering  
20 appearances on behalf of the Office of Public Counsel in the  
21 01, 02, 03, and 07 dockets.

22 **COMMISSIONER McMURRIAN:** Thank you.

23 **MS. BRADLEY:** Cecilia Bradley, Office of the Attorney  
24 General on behalf of the Citizens in the same dockets as Public  
25 Counsel.

1                   **COMMISSIONER McMURRIAN:** Okay. Is that everyone?

2                   **MS. BENNETT:** Lisa Bennett, Keino Young, and Jean  
3 Hartman on behalf of the Commission staff in the 01 docket.

4                   **MS. BROWN:** Martha Carter Brown and Erik Sayler on  
5 behalf of the Commission in the 07 docket.

6                   **MS. FLEMING:** Katherine Fleming on behalf of the  
7 Commission in the 02, 03, and 04 dockets.

8                   **MS. HELTON:** And Mary Anne Helton, advisor to the  
9 Commission in all the dockets.

10                   **COMMISSIONER McMURRIAN:** Thank you. And I understand  
11 that Mr. Twomey cannot be with us this morning, and I have  
12 excused him.

13                   Okay. I guess we should discuss the order of the  
14 dockets first, Ms. Fleming.

15                   **MS. FLEMING:** Yes, Commissioner.

16                   Staff would suggest that we proceed in the following  
17 order, the 03 docket, 04, 02, 07, and 01.

18                   **COMMISSIONER McMURRIAN:** And I understand we have  
19 some other excusals.

20                   **MS. FLEMING:** That's correct, Commissioner.

21                   We would note that St. Joe Natural Gas Company has  
22 been excused from the prehearing and hearing in the 03 and  
23 04 dockets.

24                   **COMMISSIONER McMURRIAN:** Thank you.

25                   Anything else before we proceed to the 03 docket?

1           **MS. FLEMING:** I'm not aware of anything else.

2           **COMMISSIONER McMURRIAN:** Okay. So, Ms. Fleming, are  
3 there preliminary parties in Docket 080003?

4           **MS. FLEMING:** At this point we're not aware of any  
5 preliminary matters. We would note that parties and staff are  
6 proposing stipulations on all issues in this docket.

7           **COMMISSIONER McMURRIAN:** Okay. Thank you.

8           Any other preliminary matters from the parties?  
9 Otherwise we'll go ahead and go through the prehearing order.

10           Okay. Any change to Sections I through III?  
11 Sections IV and V. Sections VI on order of witnesses.

12           **MS. FLEMING:** Staff would note at this time that it  
13 appears that all witnesses can be excused. We will confer with  
14 all the other Commissioners to make sure that they do not have  
15 any questions for any of the witnesses, and we will let the  
16 parties know as soon as possible whether those witnesses can be  
17 excused.

18           **COMMISSIONER McMURRIAN:** Okay. Sections VII and  
19 VIII, basic positions and issues and positions. Any  
20 corrections or concerns with those sections? Hearing none. As  
21 you said before, there are proposed stipulations on all issues.

22           **MS. FLEMING:** That is correct.

23           **COMMISSIONER McMURRIAN:** Okay. Section IX, exhibit  
24 list.

25           **MS. FLEMING:** Staff will prepare a Comprehensive

1 Exhibit List for the hearing that will include all prefiled  
2 exhibits contained on this list.

3 **COMMISSIONER McMURRIAN:** Okay. Section X, all issues  
4 or proposed stipulations. Section XI, pending motions.

5 **MS. FLEMING:** There are no pending motions.

6 **COMMISSIONER McMURRIAN:** Pending confidentiality  
7 matters in Section XI.

8 **MS. FLEMING:** No pending confidentiality matters.

9 **COMMISSIONER McMURRIAN:** Good.  
10 Section XIII, post-hearing procedures and Section  
11 XIV, rulings.

12 **MS. FLEMING:** Staff will suggest that if there are  
13 any opening statements with respect to this docket that they  
14 shall be limited to five minutes, and that we note that St. Joe  
15 has been excused from the prehearing and hearing.

16 **COMMISSIONER McMURRIAN:** Okay. Any input from the  
17 parties? Okay. Any other matters?

18 **MS. FLEMING:** I'm not aware of any.

19 **COMMISSIONER McMURRIAN:** Okay. We'll adjourn the  
20 03 docket at this time and move on to 04 docket.

21 \* \* \* \* \*

22

23

24

25

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

STATE OF FLORIDA )  
  
:  
  
COUNTY OF LEON )

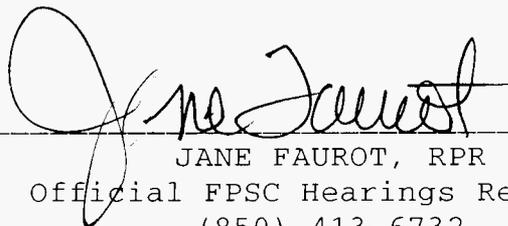
CERTIFICATE OF REPORTER

I, JANE FAUROT, RPR, Chief, Hearing Reporter Services Section, FPSC Division of Commission Clerk, 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 24th day of October, 2008.



-----  
JANE FAUROT, RPR  
Official FPSC Hearings Reporter  
(850) 413-6732